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Contents

Federal Register

Vol. 84, No. 28

Monday, February 11, 2019

Agricultural Marketing Service
PROPOSED RULES
Mushroom Promotion, Research, and Consumer Information Order:
Reallocation of Council Membership, 3114–3116

Agriculture Department
See Agricultural Marketing Service
See Food and Nutrition Service
See Natural Resources Conservation Service
See Rural Housing Service
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 3137–3138

Army Department
NOTICES
Environmental Impact Statements; Availability, etc.:
Development of a Heavy Off-Road Mounted Maneuver Training Area, Fort Benning, GA, 3149–3150

Bureau of Safety and Environmental Enforcement
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Oil and Gas Production Requirements, 3243–3244

Census Bureau
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 3141–3142

Centers for Medicare & Medicaid Services
NOTICES
Medicaid Program:
Final FY 2017 and Preliminary FY 2019 Disproportionate Share Hospital Allotments, and Final FY 2017 and Preliminary FY 2019 Institutions for Mental Diseases Disproportionate Share Hospital Limits, 3169–3185
Medicare Program:
Approval of Request for an Exception to the Prohibition on Expansion of Facility Capacity under the Hospital Ownership and Rural Provider Exceptions to the Physician Self-Referral Prohibition, 3185–3186

Civil Rights Commission
NOTICES
Meetings; Sunshine Act, 3140–3141

Commerce Department
See Census Bureau
See Foreign-Trade Zones Board
See Industry and Security Bureau
See International Trade Administration
See National Oceanic and Atmospheric Administration

Commodity Futures Trading Commission
RULES
Annual Adjustment of Civil Monetary Penalties to Reflect Inflation, 3103–3105

Comptroller of the Currency
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Annual Stress Test Rule, 3279–3280
Identity Theft Red Flags and Address Discrepancies under the Fair and Accurate Credit Transactions Act, 3280–3282

Consumer Product Safety Commission
PROPOSED RULES
Hearing:
Possible Improvements to SaferProducts.gov, 3134–3135

Defense Department
See Army Department
See Navy Department
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 3150–3153
Meetings:
Defense Advisory Committee on Investigation, Prosecution, and Defense of Sexual Assault in the Armed Forces, 3153
Defense Advisory Committee on Women in the Services, 3151–3152

Drug Enforcement Administration
NOTICES
Bulk Manufacturers of Controlled Substances; Registration, 3251
Decision and Order:
Miles J. Nelson, M.D., 3248–3250
Paul Surinder Singh, D.O, 3251–3253
Robert T. Perez, M.D., 3247–3248
Importer of Controlled Substances; Application:
Almac Clinical Services Inc., 3253
PerkinElmer, Inc., 3246–3247
Stepan Co., 3250–3251

Energy Department
PROPOSED RULES
Energy Conservation Program:
Energy Conservation Standards for General Service Lamps, 3120–3131

Environmental Protection Agency
RULES
Approval of Recodification and Revisions to State Air Pollution Control Rules:
North Dakota; Interim Approval of Title V Program Recodification and Revisions; Approval of Recodification and Revisions to State Programs and Delegation of Authority to Implement and Enforce Clean Air Act Standards and Requirements, 3108–3112
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Air Stationary Source Compliance and Enforcement Information Reporting, 3162–3163
National Emission Standards for Hazardous Air Pollutants for Benzene Waste Operations, 3158–3159

National Emission Standards for Hazardous Air Pollutants for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks, 3156–3157
National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Product, 3154–3155
National Emission Standards for Hazardous Air Pollutants for Printing, Coating and Dyeing of Fabrics and Other Textiles, 3157
New Source Performance Standards for Beverage Can Surface Coating, 3155
New Source Performance Standards for Metal Furniture Coating, 3155–3156
New Source Performance Standards for New Residential Wood Heaters, 3160–3161
New Source Performance Standards for Nonmetallic Mineral Processing, 3161
Clean Air Act Prevention of Significant Deterioration Permit Issued to Tucson Electric Power for the Irvington Generating Station Project, 3159–3160
Proposed CERCLA Administrative Cost Recovery Settlement:
Fletchers Paint Works Site, Milford, NH, 3157–3158
Settlement:
CES Environmental Services, Inc. Site, Houston, TX, 3158
Koppers Co., Inc. Superfund Site located in Charleston, SC, 3161–3162

Farm Credit Administration
NOTICES
Meetings; Sunshine Act, 3163

Federal Aviation Administration
RULES
Amendment of Class D and E Airspace:
Eau Claire, WI, 3095–3097
Milwaukee, WI, 3098–3100
Amendment of Class E Airspace:
Lawrenceville, IL, 3100–3101
West Union, IA, 3097–3098
PROPOSED RULES
Airworthiness Directives:
Viking Air Limited Airplanes, 3131–3134

Federal Communications Commission
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 3166–3168
Meetings:
North American Numbering Council, 3166
Privacy Act; Systems of Records, 3163–3165

Federal Highway Administration
NOTICES
Application:
State of Arizona to the Surface Transportation Project Delivery Program and Proposed Memorandum of Understanding Assigning Environmental Responsibilities to the State, 3275–3277
Final Federal Agency Actions:
Proposed Highway in New Mexico, 3273–3274
Proposed Highways in Nevada, 3272–3273
Renewed Memorandum of Understanding Assigning Certain Federal Environmental Responsibilities to the State of California, Including National Environmental Policy Act Authority for Certain Categorical Exclusions, 3274–3275

Federal Railroad Administration
NOTICES
Petition for Waiver of Compliance, 3277–3278

Federal Reserve System
NOTICES
Change in Bank Control:
Acquisitions of Shares of a Bank or Bank Holding Company, 3168–3169

Fish and Wildlife Service
NOTICES
Permit Applications:
Foreign Endangered Species, 3224–3226

Food and Drug Administration
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 3191–3192
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Experimental Study on Measuring Consumer Comprehension of Displays of Harmful and Potentially Harmful Constituents in Tobacco Products and Tobacco Smoke, 3188–3190
Labeling of Nonprescription Human Drug Products Marketed Without an Approved Application as Required by the Dietary Supplement and Nonprescription Drug Consumer Protection Act, 3192–3194
Determination of Regulatory Review Periods for Purposes of Patent Extensions:
EXONDYS 51, 3186–3188
Meetings:
Enhancing the Incorporation of Patient Perspectives on Clinical Trials; Public Workshop, 3190–3191

Food and Nutrition Service
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Annual State Report on Verification of Supplemental Nutrition Assistance Program Participation, 3138–3139

Foreign Assets Control Office
NOTICES
Blocking or Unblocking of Persons and Properties, 3282

Foreign-Trade Zones Board
NOTICES
Authorization of Production Activity:
Kaiser Aluminum Fabricated Products, LLC, Foreign-Trade Zone 207, Richmond, VA, 3142

Health and Human Services Department
See Centers for Medicare & Medicaid Services
See Food and Drug Administration
See National Institutes of Health

Homeland Security Department
See U.S. Customs and Border Protection

Housing and Urban Development Department
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Certification of Consistency with Promise Zone Goals and Implementation, 3221–3222

Contractor's Requisition-Project Mortgages, 3221
Maintenance Wage Rate Recommendation, Maintenance Wage Rate Survey and Maintenance Wage Survey Summary Sheet, 3218–3219
Personal Financial and Credit Statement, 3223–3224
Statutorily-Mandated Collection of Information for Tenants in Low-Income Housing Tax Credits Properties, 3222–3223
Technical Assistance Assessment, 3219–3221

Indian Affairs Bureau
PROPOSED RULES
Meetings:
Bureau of Indian Education Standards, Assessments, and Accountability System Negotiated Rulemaking Committee, 3135
NOTICES
Proclamation of Certain Lands as Reservations:
Kickapoo Traditional Tribe of Texas, 3226–3228
Sault Ste. Marie Tribe of Chippewa Indians, 3228–3229
Shakopee Mdewakanton Sioux Community of Minnesota, 3228

Industry and Security Bureau
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 3142–3143

Interior Department
See Bureau of Safety and Environmental Enforcement
See Fish and Wildlife Service
See Indian Affairs Bureau
See Land Management Bureau
See Ocean Energy Management Bureau
See Reclamation Bureau
NOTICES
Meetings:
Invasive Species Advisory Committee, 3229

International Trade Administration
NOTICES
Antidumping or Countervailing Duty Investigations, Orders, or Reviews:
Certain Oil Country Tubular Goods from Turkey, 3143–3144

International Trade Commission
NOTICES
Investigations; Determinations, Modifications, and Rulings, etc.:
Fabricated Structural Steel from Canada, China, and Mexico, 3245–3246
Revised Deadlines for Section 337 Complaints Pending Before the International Trade Commission, 3244–3245

Justice Department
See Drug Enforcement Administration

Land Management Bureau
NOTICES
Meetings:
Southeast Oregon Resource Advisory Council, 3230
Plats of Survey:
California, 3230–3231
Colorado, 3231–3232
Plats of Surveys:
Oregon/Washington, 3229–3230

National Capital Planning Commission
NOTICES
Memorandum of Agreement, 3253–3254

National Credit Union Administration
NOTICES
Meetings; Sunshine Act, 3254

National Institutes of Health
NOTICES
Meetings:
Center for Scientific Review, 3196–3199, 3202, 3208–3209, 3217
Eunice Kennedy Shriver National Institute of Child Health and Human Development, 3206–3207, 3214–3215
National Cancer Institute, 3195–3198, 3200, 3203–3206, 3210, 3212–3217
National Heart, Lung, and Blood Institute, 3207, 3211
National Human Genome Research Institute, 3208–3209
National Institute of Diabetes and Digestive and Kidney Diseases, 3200–3202, 3208, 3210, 3212
National Institute of General Medical Sciences, 3194–3195, 3198, 3202, 3204–3205, 3207–3209, 3211–3213, 3216–3217
National Institute of Mental Health, 3195, 3210–3211
National Institute on Aging, 3199, 3205, 3210, 3213–3216
National Institute on Alcohol Abuse and Alcoholism, 3201, 3205
Office of the Director, 3216

National Oceanic and Atmospheric Administration
RULES
Schedule of Fees:
Access to NOAA Environmental Data, Information, and Related Products and Services, 3101–3103
PROPOSED RULES
Taking and Importing Marine Mammals:
U.S. Air Force Launches and Operations at Vandenberg Air Force Base, CA, 3136
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Economic Expenditure Survey of Wreckfish Fishermen in the U.S. South Atlantic Region, 3144
Meetings:
Fisheries of the Gulf of Mexico; Southeast Data, Assessment, and Review, 3147
Mid-Atlantic Fishery Management Council, 3144–3147
North Pacific Fishery Management Council, 3145, 3147–3149
Pacific Fishery Management Council, 3145–3146

National Science Foundation
NOTICES
Meetings:
Astronomy and Astrophysics Advisory Committee, 3257–3258
Proposal Review Panel for Materials Research, 3254–3259

Natural Resources Conservation Service
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Volunteer Program—Earth Team, 3139–3140

Navy Department
RULES
Contract Administration, 3113

Contracting by Negotiation, 3112–3113
Solicitation Provisions and Contract Clauses, 3113
NOTICES
Government-Owned Inventions; Available for Licensing, 3154

Nuclear Regulatory Commission
RULES
Update to Fees for Search and Review of Agency Records by NRC Personnel, 3095
PROPOSED RULES
Petition for Rulemaking:
Individual Monitoring Devices for Industrial Radiographic Personnel, 3116–3120
NOTICES
Environmental Assessments; Availability, etc.:
Tennessee Valley Authority; Watts Bar Nuclear Plant, Units 1 and 2, 3259–3263

Ocean Energy Management Bureau
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Renewable Energy and Alternate Uses of Existing Facilities on the Outer Continental Shelf, 3232–3242

Pipeline and Hazardous Materials Safety Administration
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 3278–3279

Postal Service
RULES
International Mailing Services:
Mailing Services Product and Price Changes—CPI, 3107–3108

Reclamation Bureau
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals:
Diversions, Return Flow, and Consumptive Use of Colorado River Water in the Lower Colorado River Basin, 3242–3243

Rural Housing Service
NOTICES
Agency Information Collection Activities; Proposals, Submissions, and Approvals, 3140

Securities and Exchange Commission
NOTICES
Application:
Victory Capital Management Inc. et al, 3269–3270
Yleana Advisors, LLC and Yleana Trust, 3263–3265, 3267–3268
Self-Regulatory Organizations; Proposed Rule Changes:
BOX Exchange, LLC, 3265–3267

Small Business Administration
NOTICES
Major Disaster Declaration:
California, 3270
North Carolina, 3270

State Department
NOTICES
Presidential Permit:
General Services Administration; Construct, Operate, and Maintain a Vehicular and Pedestrian Border Crossing Called ''Otay Mesa East'' near San Diego, CA, at the International Boundary between the United States and Mexico, 3270–3272

Surface Transportation Board
NOTICES
Modified Rail Certificate:
Delmarva Central Railroad Co., 3272

Transportation Department
See Federal Aviation Administration
See Federal Highway Administration
See Federal Railroad Administration
See Pipeline and Hazardous Materials Safety Administration

Treasury Department
See Comptroller of the Currency
See Foreign Assets Control Office
RULES
Civil Penalty Assessment for Misuse of Department of the Treasury Names, Symbols, Etc., 3105–3107

U.S. Customs and Border Protection
NOTICES
Meetings:
Commercial Customs Operations Advisory Committee, 3217–3218

Veterans Affairs Department
NOTICES
Meetings:
National Academic Affiliations Council, 3283
Prevention of Fraud, Waste, and Abuse Advisory Committee, 3282–3283

Reader Aids

Consult the Reader Aids section at the end of this issue for phone numbers, online resources, finding aids, and notice of recently enacted public laws.

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CFR PARTS AFFECTED IN THIS ISSUE

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

7 CFR
Proposed Rules:
1209 3114

10 CFR
9 3095
Proposed Rules:
34 3116
36 3116
39 3116
430 3120

14 CFR
71 (4 documents) ... 3095, 3097, 3098, 3101
Proposed Rules:
39 3131

15 CFR
950 3101

16 CFR
Proposed Rules:
Ch. II 3134

17 CFR
143 3103

25 CFR
Proposed Rules:
30 3135

31 CFR
27 3105

39 CFR
20 3107

40 CFR
60 3108
61 3108
63 3108
70 3108

48 CFR
5215 3112
5242 3113
5252 3113

50 CFR
Proposed Rules:
217 3136

Rules and Regulations

Federal Register
Vol. 84, No. 28
Monday, February 11, 2019

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect, most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

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NUCLEAR REGULATORY COMMISSION

10 CFR Part 9

[NRC–2017–0144]

RIN 3150–AK06

Update to Fees for Search and Review of Agency Records by NRC Personnel

AGENCY: Nuclear Regulatory Commission.

ACTION: Direct final rule; confirmation of effective date.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) is confirming the effective date of March 4, 2019, for the direct final rule that was published in the **Federal Register** on December 19, 2018. This direct final rule revised the fees charged for search and review of agency records by NRC personnel in response to certain Freedom of Information Act requests.

DATES: *Effective date:* The effective date of March 4, 2019, for the direct final rule published December 19, 2018 (83 FR 65075), is confirmed.

ADDRESSES: Please refer to Docket ID NRC–2017–0144 when contacting the NRC about the availability of information for this action. You may obtain publicly-available information related to this action by any of the following methods:

- *Federal Rulemaking Website:* Go to *http://www.regulations.gov* and search for Docket ID NRC–2017–0144. Address questions about NRC dockets to Carol Gallagher; telephone: 301–415–3463; email: *Carol.Gallagher@nrc.gov.* For technical questions, contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.
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- *NRC's PDR:* You may examine and purchase copies of public documents at the NRC's PDR, Room O1–F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

FOR FURTHER INFORMATION CONTACT: Stephanie Blaney, Office of the Chief Information Officer, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001; telephone: 301–415–6975; email: *Stephanie.Blaney@nrc.gov.*

SUPPLEMENTARY INFORMATION: On December 19, 2018 (83 FR 65075), the NRC published a direct final rule amending its regulations in part 9 of title 10 of the *Code of Federal Regulations* to revise the fees charged for search and review of agency records by NRC personnel in response to certain Freedom of Information Act requests. These revisions were made to ensure the NRC recovers direct costs of these activities as required by the Freedom of Information Act. In the direct final rule, the NRC stated that if no significant adverse comments were received, the direct final rule would become effective on March 4, 2019. The NRC did not receive any comments on the direct final rule. Therefore, this direct final rule will become effective as scheduled.

Dated at Rockville, Maryland, this 5th day of February 2019.

For the Nuclear Regulatory Commission.

Cindy K. Bladey,

Chief, Regulatory Analysis and Rulemaking Support Branch, Division of Rulemaking, Office of Nuclear Material Safety and Safeguards.

[FR Doc. 2019–01707 Filed 2–8–19; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA–2018–0236; Airspace Docket No. 18–AGL–8]

RIN 2120–AA66

Amendment of Class D and E Airspace; Eau Claire, WI

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action modifies Class D airspace, Class E airspace designated as a surface area, and Class E airspace extending upward from 700 feet above the surface at Chippewa Valley Regional Airport, Eau Claire, WI. This action is a result of an airspace review caused by the decommissioning of the Eau Claire non-directional radio beacon (NDB)/outer compass locator (LOM). The name and geographic coordinates of Chippewa Valley Regional Airport and the name of May Clinic Health System-Eau Claire Heliport are also updated to coincide with the FAA's aeronautical database.

DATES: Effective 0901 UTC, April 25, 2019. The Director of the Federal Register approves this incorporation by reference action under Title 1 Code of Federal Regulations part 51, subject to the annual revision of FAA Order 7400.11 and publication of conforming amendments.

ADDRESSES: FAA Order 7400.11C, Airspace Designations and Reporting Points, and subsequent amendments can be viewed online at *http://www.faa.gov/air_traffic/publications/.* For further information, you can contact the Airspace Policy Group, Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591; telephone: (202) 267–8783. The Order is also available for inspection at the National Archives and Records Administration (NARA). For information on the availability of FAA Order 7400.11C at NARA, call (202) 741–6030, or go to *https://www.archives.gov/federal-register/cfr/ibr-locations.html.*

FAA Order 7400.11, Airspace Designations and Reporting Points, is published yearly and effective on September 15.

FOR FURTHER INFORMATION CONTACT: Jeffrey Claypool, Federal Aviation Administration, Operations Support Group, Central Service Center, 10101 Hillwood Parkway, Fort Worth, TX 76177; telephone (817) 222–5711.

SUPPLEMENTARY INFORMATION:

Authority for This Rulemaking

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority. This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it amends Class D airspace, Class E airspace designated as a surface area, and Class E airspace extending upward from 700 feet above the surface at Chippewa Valley Regional Airport, Eau Claire, WI, to support instrument flight rule operations at the airport.

History

The FAA published a notice of proposed rulemaking in the **Federal Register** (83 FR 25969; June 5, 2018) for Docket No. FAA–2018–0236 to amend Class D airspace, Class E airspace designated as a surface area, and Class E airspace extending upward from 700 feet above the surface at Chippewa Valley Regional Airport, Eau Claire, WI. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received.

Class D and E airspace designations are published in paragraph 5000, 6002, and 6005, respectively, of FAA Order 7400.11C, dated August 13, 2018, and effective September 15, 2018, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designations listed in this document will be published subsequently in the Order.

Availability and Summary of Documents for Incorporation by Reference

This document amends FAA Order 7400.11C, Airspace Designations and Reporting Points, dated August 13, 2018, and effective September 15, 2018. FAA Order 7400.11C is publicly available as listed in the **ADDRESSES** section of this document. FAA Order 7400.11C lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points.

The Rule

This amendment to Title 14 Code of Federal Regulations (14 CFR) part 71:

Amends the Class D airspace at Chippewa Valley Regional Airport, Eau Claire, WI, by adding an extension 1 mile each side of the 215° bearing from the airport from the 4.3-mile radius to 4.5 miles south of the airport; adding an extension 1 mile each side of the 224° bearing from the Chippewa Valley RGNL: RWY 22 LOC from the 4.3-mile radius to 4.5 miles south of the airport; removing the name of the city associated with the airport in the airspace legal description to comply with a change to FAA Order 7400.2L, Procedures for Handling Airspace Matters; and amending the part-time language from ''The effective date and time will thereafter be continuously published in advance by Notice to Airmen.'' to ''The effective date and time will thereafter be continuously published in the Chart Supplement.'' in compliance with FAA Order 7400.2L;

Amends the Class E airspace designated as a surface area to within a 4.3-mile radius (reduced from a 4.4-mile radius) of the Chippewa Valley Regional Airport (formerly Eau Claire County Airport); removes the Eau Claire County Airport Localizer and the associated extension from the airspace legal description; adds an extension 1 mile each side of the 215° bearing from the airport from the 4.3-mile radius to 4.5 miles south of the airport; adds an extension 1 mile each side of the 224° bearing from the Chippewa Valley RGNL: RWY 22 LOC from the 4.3-mile radius to 4.5 miles south of the airport; changes the status of the airspace to part-time and adds part-time language to the airspace legal description; and updates the name and geographic coordinates of the airport to coincide with the FAA's aeronautical database; and

Amends the Class E airspace extending upward from 700 feet above the surface to within a 6.8-mile radius (increased from a 6.7-mile radius) at Chippewa Valley Regional Airport; removes the extension to the southwest of the airport associated with the localizer; amends the extension north of the airport to within 4 miles (increased from 3.1 miles) each side of the Eau Claire VORTAC 004° radial from the 6.8-mile radius to 7 miles north of the airport; and updates the geographic coordinates of Chippewa Valley Regional Airport and the name of Mayo Clinic Health System-Eau Claire Heliport (formerly Luther Hospital) to coincide with the FAA's aeronautical database.

This action is due to an airspace review caused by the decommissioning of the Eau Claire NDB/LOM.

Regulatory Notices and Analyses

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current, is non-controversial and unlikely to result in adverse or negative comments. It, therefore: (1) Is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that only affects air traffic procedures and air navigation, it is certified that this rule, when promulgated, does not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Environmental Review

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1F, ''Environmental Impacts: Policies and Procedures,'' paragraph 5–6.5.a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

Lists of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 106(f), 106(g); 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

§ 71.1 [Amended]

■ 2. The incorporation by reference in 14 CFR 71.1 of FAA Order 7400.11C,

Airspace Designations and Reporting Points, dated August 13, 2018, and effective September 15, 2018, is amended as follows:

Paragraph 5000 Class D Airspace.

* * * * *

AGL WI D Eau Claire, WI [Amended]

Chippewa Valley Regional Airport, WI
(Lat. 44°51′57″ N, long. 91°29′03″ W)
Chippewa Valley RGNL: RWY 22 LOC
(Lat. 44°51′31″ N, long. 91°29′37″ W)

That airspace extending upward from the surface to and including 3,500 feet MSL within a 4.3-mile radius of Chippewa Valley Regional Airport, and within 1 mile each side of the 215° bearing from the airport from the 4.3-mile radius to 4.5 miles south of the airport, and within 1 mile each side of the 224° bearing from the Chippewa Valley RGNL: RWY 22 LOC from the 4.3-mile radius to 4.5 miles south of the airport. This Class D airspace area is effective during the specific dates and times established in advance by Notice to Airmen. The effective date and time will thereafter be continuously published in the Chart Supplement.

Paragraph 6002 Class E Airspace Areas Designated as Surface Areas.

* * * * *

AGL WI E2 Eau Claire, WI [Amended]

Chippewa Valley Regional Airport, WI
(Lat. 44°51′57″ N, long. 91°29′03″ W)
Chippewa Valley RGNL: RWY 22 LOC
(Lat. 44°51′31″ N, long. 91°29′37″ W)

That airspace extending upward from the surface to and including 3,500 feet MSL within a 4.3-mile radius of the Chippewa Valley Regional Airport, and within 1 mile each side of the 215° bearing from the airport from the 4.3-mile radius to 4.5 miles south of the airport, and within 1 mile each side of the 224° bearing from the Chippewa Valley RGNL: RWY 22 LOC from the 4.3-mile radius to 4.5 miles south of the airport. This Class E airspace area is effective during the specific dates and times established in advance by Notice to Airmen. The effective date and time will thereafter be continuously published in the Chart Supplement.

Paragraph 6005 Class E Airspace Areas Extending Upward From 700 Feet or More Above the Surface of the Earth.

* * * * *

AGL WI E5 Eau Claire, WI [Amended]

Chippewa Valley Regional Airport, WI
(Lat. 44°51′57″ N, long. 091°29′03″ W)
Eau Claire VORTAC
(Lat. 44°53′52″ N, long. 091°28′43″ W)
Mayo Clinic Health System-Eau Claire Heliport, WI, Point In Space Coordinates
(Lat. 44°48′24″ N, long. 091°31′51″ W)

That airspace extending upward from 700 feet above the surface within a 6.8-mile radius of Chippewa Valley Regional Airport, and within 4 miles each side of the Eau Claire VORTAC 004° radial extending from the 6.8-mile radius to 7 miles north of the airport, and within a 6-mile radius of the point in space serving the Mayo Clinic Health System-Eau Claire Heliport.

Issued in Fort Worth, Texas, on February 4, 2019.

John A. Witucki,

Acting Manager, Operations Support Group, ATO Central Service Center.

[FR Doc. 2019–01703 Filed 2–8–19; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA–2018–0827; Airspace Docket No. 18–ACE–6]

RIN 2120–AA66

Amendment of Class E Airspace; West Union, IA

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action modifies Class E airspace extending upward from 700 feet above the surface at George L. Scott Municipal Airport, West Union, IA, by updating the geographic coordinates of the airport to coincide with the FAA's aeronautical database. This action is due to an airspace review caused by the decommissioning of the Waukon VHF omnidirectional range (VOR), which provided navigation information to the instrument procedures at this airport, as part of the VOR Minimum Operational Network (MON) Program.

DATES: Effective 0901 UTC, April 25, 2019. The Director of the Federal Register approves this incorporation by reference action under Title 1 Code of Federal Regulations part 51, subject to the annual revision of FAA Order 7400.11 and publication of conforming amendments.

ADDRESSES: FAA Order 7400.11C, Airspace Designations and Reporting Points, and subsequent amendments can be viewed online at *http://www.faa.gov/air_traffic/publications/.* For further information, you can contact the Airspace Policy Group, Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591; telephone: (202) 267–8783. The Order is also available for inspection at the National Archives and Records Administration (NARA). For information on the availability of FAA Order 7400.11C at NARA, call (202) 741–6030, or go to *https://www.archives.gov/federal-register/cfr/ibr-locations.html.*

FAA Order 7400.11, Airspace Designations and Reporting Points, is published yearly and effective on September 15.

FOR FURTHER INFORMATION CONTACT: Jeffrey Claypool, Federal Aviation Administration, Operations Support Group, Central Service Center, 10101 Hillwood Parkway, Fort Worth, TX 76177; telephone (817) 222–5711.

SUPPLEMENTARY INFORMATION:

Authority for This Rulemaking

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority. This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it amends Class E airspace extending upward from 700 feet above the surface at George L. Scott Municipal Airport, West Union, IA, to support instrument flight rules operations at this airport.

History

The FAA published a notice of proposed rulemaking in the **Federal Register** (83 FR 51900; October 15, 2018) for Docket No. FAA–2018–0827 to amend Class E airspace extending upward from 700 feet above the surface at George L. Scott Municipal Airport, West Union, IA. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received.

Class E airspace designations are published in paragraph 6005 of FAA Order 7400.11C, dated August 13, 2018, and effective September 15, 2018, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designations listed in this document will be published subsequently in the Order.

Availability and Summary of Documents for Incorporation by Reference

This document amends FAA Order 7400.11C, Airspace Designations and Reporting Points, dated August 13, 2018, and effective September 15, 2018. FAA Order 7400.11C is publicly available as listed in the **ADDRESSES** section of this document. FAA Order 7400.11C lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points.

The Rule

This amendment to Title 14 Code of Federal Regulations (14 CFR) part 71 modifies the Class E airspace extending upward from 700 feet above the surface at George L. Scott Municipal Airport, West Union, IA, by updating the geographic coordinates of the airport to coincide with the FAA's aeronautical database. Additionally, an editorial change removing the city associated with the airport in the airspace legal description is being made to comply with a change to FAA Order 7400.2L, Procedures for Handling Airspace Matters.

This action is necessary due to an airspace review caused by the decommissioning of the Waukon VOR, which provided navigation information to the instrument procedures at this airport, as part of the VOR MON Program.

Regulatory Notices and Analyses

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current, is non-controversial and unlikely to result in adverse or negative comments. It, therefore: (1) Is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that only affects air traffic procedures and air navigation, it is certified that this rule, when promulgated, does not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Environmental Review

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1F, ''Environmental Impacts: Policies and Procedures,'' paragraph 5–6.5.a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

Lists of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 106(f), 106(g); 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

§ 71.1 [Amended]

■ 2. The incorporation by reference in 14 CFR 71.1 of FAA Order 7400.11C, Airspace Designations and Reporting Points, dated August 13, 2018, and effective September 15, 2018, is amended as follows:

Paragraph 6005 Class E Airspace Areas Extending Upward From 700 Feet or More Above the Surface of the Earth.

* * * * *

ACE IA E5 West Union, IA [Amended]

George L. Scott Municipal Airport, IA
(Lat. 42°59′07″ N, long. 91°47′26″ W)

That airspace extending upward from 700 feet above the surface within a 6.4-mile radius of George L. Scott Municipal Airport.

Issued in Fort Worth, Texas, on February 4, 2019.

John A. Witucki,

Acting Manager, Operations Support Group, ATO Central Service Center.

[FR Doc. 2019–01706 Filed 2–8–19; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA–2018–0829; Airspace Docket No. 18–AGL–23]

RIN 2120–AA66

Amendment of Class D and E Airspace; Milwaukee, WI

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action modifies Class D airspace and Class E airspace extending upward from 700 feet above the surface at Lawrence J. Timmerman Airport, Milwaukee, WI, due to the decommissioning of the Timmerman VHF omnidirectional range (VOR) navigation aid, which provided navigation information for the instrument procedures at this airport, as part of the VOR Minimum Operational Network (MON) Program. This action would also replace the outdated term ''Airport/Facility Directory'' with ''Chart Supplement.'' Airspace redesign is necessary for the safety and management of instrument flight rules (IFR) operations at this airport.

DATES: Effective 0901 UTC, April 25, 2019. The Director of the Federal Register approves this incorporation by reference action under Title 1 Code of Federal Regulations part 51, subject to the annual revision of FAA Order 7400.11 and publication of conforming amendments.

ADDRESSES: FAA Order 7400.11C, Airspace Designations and Reporting Points, and subsequent amendments can be viewed online at *http://www.faa.gov/air_traffic/publications/.* For further information, you can contact the Airspace Policy Group, Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591; telephone: (202) 267–8783. The Order is also available for inspection at the National Archives and Records Administration (NARA). For information on the availability of FAA Order 7400.11C at NARA, call (202) 741–6030, or go to *https://www.archives.gov/federal-register/cfr/ibr-locations.html.*

FAA Order 7400.11, Airspace Designations and Reporting Points, is published yearly and effective on September 15.

FOR FURTHER INFORMATION CONTACT: Jeffrey Claypool, Federal Aviation Administration, Operations Support Group, Central Service Center, 10101 Hillwood Parkway, Fort Worth, TX 76177; telephone (817) 222–5711.

SUPPLEMENTARY INFORMATION:

Authority for This Rulemaking

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority. This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it amends Class D airspace and Class E airspace extending upward from 700 feet above the surface at Lawrence J. Timmerman

Airport, Milwaukee, WI, to support IFR operations at this airport.

History

The FAA published a notice of proposed rulemaking in the **Federal Register** (83 FR 51895; October 15, 2018) for Docket No. FAA–2018–0829 to amend Class D airspace and Class E airspace extending upward from 700 feet above the surface at Lawrence J. Timmerman Airport, Milwaukee, WI. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received.

Subsequent to publication, the FAA discovered typographic errors in the airspace legal descriptions as follows:

The airport latitude coordinate in the Class D airspace legal description should be ''43°06′37″ N.'' vice ''43°06′39″ N.'';

The radius in the Class D airspace legal description should be a ''3.9-mile radius'' vice a ''4.4-mile radius'';

And the extensions in the Class E airspace extending upward from 700 feet above the surface airspace legal description at Lawrence J. Timmerman Airport, Milwaukee, WI, should be, ''. . . and within 2 miles each side of the 218° bearing from the Lawrence J. Timmerman Airport extending from the 6.4-mile radius to 11.7 miles southwest of Lawrence J. Timmerman Airport, and within 9 miles west and 6 miles east of the 328° bearing from the Lawrence J. Timmerman: RWY15L–LOC extending from the 6.4-mile radius to 10 miles northwest of the Lawrence J. Timmerman Airport.'' vice ''. . . and within 2 miles each side of the 218° bearing from the Lawrence J. Timmerman Airport extending from the 6.4-mile radius to 11.7 miles northwest of Lawrence J. Timmerman Airport, and within 9 miles west and 6 miles east of the 328° bearing from the Lawrence J. Timmerman: RWY15–LOC extending from the 6.4-mile radius to 10 miles from the Lawrence J. Timmerman Airport.''

These errors have been corrected in this final rule.

Class D and E airspace designations are published in paragraph 5000 and 6005, respectively, of FAA Order 7400.11C, dated August 13, 2018, and effective September 15, 2018, which is incorporated by reference in 14 CFR 71.1. The Class D and E airspace designations listed in this document will be published subsequently in the Order.

Availability and Summary of Documents for Incorporation by Reference

This document amends FAA Order 7400.11C, Airspace Designations and Reporting Points, dated August 13, 2018, and effective September 15, 2018. FAA Order 7400.11C is publicly available as listed in the **ADDRESSES** section of this document. FAA Order 7400.11C lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points.

The Rule

This amendment to Title 14 Code of Federal Regulations (14 CFR) part 71 modifies:

Class D airspace to within a 3.9-mile radius (reduced from a 4.4-mile radius) of Lawrence J. Timmerman Airport, Milwaukee, WI; and updates the airspace designation from ''Milwaukee, Lawrence J. Timmerman Airport, WI'' to ''Milwaukee, WI'', removes the city from the airport name, and makes an editorial change replacing ''Airport/Facility Directory'' with ''Chart Supplement'' to comply with FAA Order 7400.2L, Procedures for Handling Airspace Matters; and

Class E airspace extending upward from 700 feet above the surface to within a 6.4-mile radius (reduced from an 8.9-mile radius) of Lawrence J. Timmerman Airport, Milwaukee, WI; adds an extension within 2 miles each side of the 218° bearing from Lawrence J. Timmerman Airport extending from the 6.4-mile radius to 11.7 miles southwest of the airport; adds an extension within 9 miles west and 6 miles east of the 328° bearing from the Lawrence J. Timmerman: RWY 15L–LOC extending from the 6.4-mile radius to 10 miles northwest of the airport.

This action is necessary due to an airspace review caused by the decommissioning of the Timmerman VOR, which provided navigation information for the instrument procedures at these airports, as part of the VOR MON Program.

The typographic errors in the airspace legal descriptions have been corrected in this rule. Except for these corrections, this rule is the same as published in the NPRM.

Regulatory Notices and Analyses

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current, is non-controversial and unlikely to result in adverse or negative comments. It, therefore: (1) Is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that only affects air traffic procedures and air navigation, it is certified that this rule, when promulgated, does not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Environmental Review

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1F, ''Environmental Impacts: Policies and Procedures,'' paragraph 5–6.5.a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

Lists of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 106(f), 106(g); 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

§ 71.1 [Amended]

■ 2. The incorporation by reference in 14 CFR 71.1 of FAA Order 7400.11C, Airspace Designations and Reporting Points, dated August 13, 2018, and effective September 15, 2018, is amended as follows:

Paragraph 5000 Class D Airspace.

* * * * *

AGL WI D Milwaukee, WI [Amended]

Lawrence J. Timmerman Airport, WI
(Lat. 43°06′37″ N, long. 88°02′04″ W)

That airspace extending upward from the surface to and including 3,200 feet MSL within a 3.9-mile radius of Lawrence J. Timmerman Airport, excluding that airspace within the Milwaukee, WI, Class C airspace area. This Class D airspace area is effective during the specific dates and times

established in advance by a Notice to Airmen. The effective date and time will thereafter be continuously published in the Chart Supplement.

Paragraph 6005 Class E Airspace Areas Extending Upward From 700 Feet or More Above the Surface of the Earth.

* * * * *

AGL WI E5 Milwaukee, WI [Amended]

General Mitchell International Airport, WI
(Lat. 42°56′49″ N, long. 87°53′49″ W)
Batten International Airport, WI
(Lat. 42°45′40″ N, long. 87°48′50″ W)
Waukesha County Airport, WI
(Lat. 43°02′28″ N, long. 88°14′13″ W)
Lawrence J. Timmerman Airport, WI
(Lat. 43°06′37″ N, long. 88°02′04″ W)
Lawrence J. Timmerman: RWY 15L–LOC
(Lat. 43°06′20″ N, long. 88°01′44″ W)

That airspace extending upward from 700 feet above the surface within a 8.4-mile radius of General Mitchell International Airport, and within an 6.6-mile radius of Batten International Airport, and within a 7.5-mile radius of Waukesha County Airport, and within 2 miles each side of the 282° bearing from Waukesha County Airport extending from the 7.5-mile radius to 10.5 miles west of Waukesha County Airport, and within a 6.4-mile radius of Lawrence J. Timmerman Airport, and within 2 miles each side of the 218° bearing from the Lawrence J. Timmerman Airport extending from the 6.4-mile radius to 11.7 miles southwest of Lawrence J. Timmerman Airport, and within 9 miles west and 6 miles east of the 328° bearing from the Lawrence J. Timmerman: RWY15L–LOC extending from the 6.4-mile radius to 10 miles northwest of the Lawrence J. Timmerman Airport.

Issued in Fort Worth, Texas, on February 4, 2019.

John A. Witucki,

Acting Manager, Operations Support Group, ATO Central Service Center.

[FR Doc. 2019–01702 Filed 2–8–19; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 71

[Docket No. FAA–2018–0828; Airspace Docket No. 18–AGL–22]

RIN 2120–AA66

Amendment of Class E Airspace; Lawrenceville, IL

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This action modifies Class E airspace extending upward from 700 feet above the surface at Lawrenceville-Vincennes International Airport, Lawrenceville, IL, and Mount Carmel Municipal Airport, Mount Carmel, IL. This action is due to the decommissioning of the Lawrenceville VHF omnidirectional range (VOR) navigation aid, which provided navigation information for the instrument procedures at this airport, as part of the VOR Minimum Operational Network (MON) Program. Airspace redesign is necessary for the safety and management of instrument flight rules (IFR) operations at this airport.

DATES: Effective 0901 UTC, April 25, 2019. The Director of the Federal Register approves this incorporation by reference action under Title 1 Code of Federal Regulations part 51, subject to the annual revision of FAA Order 7400.11 and publication of conforming amendments.

ADDRESSES: FAA Order 7400.11C, Airspace Designations and Reporting Points, and subsequent amendments can be viewed online at *http://www.faa.gov/air_traffic/publications/.* For further information, you can contact the Airspace Policy Group, Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591; telephone: (202) 267–8783. The Order is also available for inspection at the National Archives and Records Administration (NARA). For information on the availability of FAA Order 7400.11C at NARA, call (202) 741–6030, or go to *https://www.archives.gov/federal-register/cfr/ibr-locations.html.*

FAA Order 7400.11, Airspace Designations and Reporting Points, is published yearly and effective on September 15.

FOR FURTHER INFORMATION CONTACT: Jeffrey Claypool, Federal Aviation Administration, Operations Support Group, Central Service Center, 10101 Hillwood Parkway, Fort Worth, TX 76177; telephone (817) 222–5711.

SUPPLEMENTARY INFORMATION:

Authority for This Rulemaking

The FAA's authority to issue rules regarding aviation safety is found in Title 49 of the United States Code. Subtitle I, Section 106 describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the agency's authority. This rulemaking is promulgated under the authority described in Subtitle VII, Part A, Subpart I, Section 40103. Under that section, the FAA is charged with prescribing regulations to assign the use of airspace necessary to ensure the safety of aircraft and the efficient use of airspace. This regulation is within the scope of that authority as it amends Class E airspace extending upward from 700 feet above the surface at Lawrenceville-Vincennes International Airport, Lawrenceville, IL, and Mount Carmel Municipal Airport, Mount Carmel, IL, to support IFR operations at these airports.

History

The FAA published a notice of proposed rulemaking in the **Federal Register** (83 FR 51898; October 15, 2018) for Docket No. FAA–2018–0828 to amend Class E airspace extending upward from 700 feet above the surface at Lawrenceville-Vincennes International Airport, Lawrenceville, IL, and Mount Carmel Municipal Airport, Mount Carmel, IL. Interested parties were invited to participate in this rulemaking effort by submitting written comments on the proposal to the FAA. No comments were received.

Class E airspace designations are published in paragraph 6005 of FAA Order 7400.11C, dated August 13, 2018, and effective September 15, 2018, which is incorporated by reference in 14 CFR 71.1. The Class E airspace designations listed in this document will be published subsequently in the Order.

Availability and Summary of Documents for Incorporation by Reference

This document amends FAA Order 7400.11C, Airspace Designations and Reporting Points, dated August 13, 2018, and effective September 15, 2018. FAA Order 7400.11C is publicly available as listed in the **ADDRESSES** section of this document. FAA Order 7400.11C lists Class A, B, C, D, and E airspace areas, air traffic service routes, and reporting points.

The Rule

This amendment to Title 14 Code of Federal Regulations (14 CFR) part 71 modifies the Class E airspace extending upward from 700 feet above the surface to within a 6.7-mile radius (reduced from a 7-mile radius) of Lawrenceville-Vincennes International Airport, Lawrenceville, IL; removes the Lawrenceville VOR/DME and the associated extension to the northeast of the Lawrenceville-Vincennes International Airport; and removes the extension to the south of Mount Carmel Municipal Airport, Mount Carmel, IL.

This action is due to an airspace review caused by the decommissioning of the Lawrenceville VOR, which provided navigation information to the instrument procedures at these airports, as part of the VOR MON Program.

Regulatory Notices and Analyses

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current, is non-controversial and unlikely to result in adverse or negative comments. It, therefore: (1) Is not a ''significant regulatory action'' under Executive Order 12866; (2) is not a ''significant rule'' under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that only affects air traffic procedures and air navigation, it is certified that this rule, when promulgated, does not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

Environmental Review

The FAA has determined that this action qualifies for categorical exclusion under the National Environmental Policy Act in accordance with FAA Order 1050.1F, ''Environmental Impacts: Policies and Procedures,'' paragraph 5–6.5.a. This airspace action is not expected to cause any potentially significant environmental impacts, and no extraordinary circumstances exist that warrant preparation of an environmental assessment.

Lists of Subjects in 14 CFR Part 71

Airspace, Incorporation by reference, Navigation (air).

Adoption of the Amendment

In consideration of the foregoing, the Federal Aviation Administration amends 14 CFR part 71 as follows:

PART 71—DESIGNATION OF CLASS A, B, C, D, AND E AIRSPACE AREAS; AIR TRAFFIC SERVICE ROUTES; AND REPORTING POINTS

■ 1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. 106(f), 106(g); 40103, 40113, 40120; E.O. 10854, 24 FR 9565, 3 CFR, 1959–1963 Comp., p. 389.

§ 71.1 [Amended]

■ 2. The incorporation by reference in 14 CFR 71.1 of FAA Order 7400.11C, Airspace Designations and Reporting Points, dated August 13, 2018, and effective September 15, 2018, is amended as follows:

Paragraph 6005 Class E Airspace Areas Extending Upward From 700 Feet or More Above the Surface of the Earth.

* * * * *

AGL IL E5 Lawrenceville, IL [Amended]

Lawrenceville-Vincennes International Airport, IL
(Lat. 38°45′51″ N, long. 87°36′20″ W)
Mount Carmel Municipal Airport, IL
(Lat. 38°36′24″ N, long. 87°43′36″ W)

That airspace extending upward from 700 feet above the surface within a 6.7-mile radius of Lawrenceville-Vincennes International Airport, and within a 6.5-mile radius of Mount Carmel Municipal Airport.

Issued in Fort Worth, Texas, on February 4, 2019.

John A. Witucki,

Acting Manager, Operations Support Group, ATO Central Service Center.

[FR Doc. 2019–01704 Filed 2–8–19; 8:45 am]

BILLING CODE 4910–13–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

15 CFR Part 950

[Docket No: 181108999–8999–01]

RIN 0648–BI60

Schedule of Fees for Access to NOAA Environmental Data, Information, and Related Products and Services

AGENCY: National Environmental Satellite, Data and Information Service (NESDIS), National Oceanic and Atmospheric Administration (NOAA), Department of Commerce.

ACTION: Final rule.

SUMMARY: In this final rule, NESDIS establishes a new schedule of fees for special access to NOAA data, information, and related products and services. NOAA continues to make its environmental data available to the public without any fee in most instances, primarily via NOAA's Comprehensive Large Array-Data Stewardship System (CLASS). NESDIS is revising the fee schedule that has been in effect since 2015 to ensure that the fees accurately reflect the costs of providing access to the environmental data, information, and related products and services. NESDIS is authorized under 15 U.S.C. 1534 to assess fees, up to fair market value, depending upon the user and intended use, for access to environmental data, information, and products derived from, collected, and/or archived by NOAA.

DATES: Effective March 13, 2019.

FOR FURTHER INFORMATION CONTACT: Mahendra Shrestha (301) 713–7063.

SUPPLEMENTARY INFORMATION:

Background

NESDIS operates NOAA's National Centers for Environmental Information (NCEI). Through NCEI, NESDIS provides and ensures timely access to global environmental data from satellites and other sources, provides information services, and develops science products.

NESDIS maintains some 1,300 databases containing over 2,400 environmental variables at NCEI and seven World Data Centers. These centers respond to over 2,000,000 requests for these data and products annually from over 70 countries, the vast majority of which are fulfilled at no fee to the requestor via NOAA CLASS. This collection of environmental data and products is growing rapidly, both in size and sophistication, and as a result the associated costs have increased.

If CLASS is unable to meet a user's need, users have the ability to access the special data products described in the table below offline, online and through the NESDIS e-Commerce System (NeS) online store. Our ability to provide these special data, information, products and services depends on user fees.

New Fee Schedule

In this final rule, NESDIS establishes a new schedule of fees for access to these special data, information, and related products and services. NESDIS is revising the fee schedule that has been in effect since 2015 to ensure that the fees accurately reflect the costs of providing access to the environmental data, information, and related products and services. The new fee schedule lists both the current fee charged for each item and the new fee to be charged to users that will take effect beginning 30 days after publication of this final rule in the **Federal Register**. The schedule applies to the listed services provided by NESDIS on or after this date, except for products and services covered by a subscription agreement in effect as of this date that extends beyond this date. In those cases, the increased fees based on NOAA Product/Service Cost Computation Form (Exhibit 9–1) will apply upon renewal of the subscription agreement or at the earliest amendment date provided by the agreement.

NESDIS will continue to review these user fees periodically, and will revise such fees as necessary. Any future changes in the user fees and their effective date will be announced through notice in the **Federal Register**.

Classification

This rule has been determined to be not significant for purposes of E.O. 12866. The provisions of the Administrative Procedure Act (5 U.S.C. 553) requiring notice of proposed rulemaking and the opportunity for public participation are inapplicable because this rule falls within the public property exception of subparagraph (a)(2) of section 553, as it relates only to the assessment of fees, as authorized by 15 U.S.C. 1534. Further, no other law requires that a notice of proposed rulemaking and an opportunity for public comment be given for this rule. Because a notice of proposed rulemaking and an opportunity for public comment are not required to be given for this rule under 5 U.S.C. 553 or by any other law, the requirements of the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) are not applicable. Accordingly, no Regulatory Flexibility Analysis is required and none has been prepared.

List of Subjects in 15 CFR Part 950

Organization and functions (Government agencies).

Dated: February 5, 2019.

James Donnellon,

Acting Chief Financial Officer (CFO/CAO), National Environmental, Satellite and Data Information Service.

For the reasons set forth above, 15 CFR part 950 is amended as follows:

PART 950—ENVIRONMENTAL DATA AND INFORMATION

■ 1. The authority citation for part 950 continues to read as follows:

Authority: 15 U.S.C. 1534.

■ 2. Revise appendix A to part 950 to read as follows:

APPENDIX A TO PART 950—SCHEDULE OF USER FEES FOR ACCESS TO NOAA ENVIRONMENTAL DATA

Name of product/data/publication/information/service NOAA National Center for Environmental Information	Current fee ($)	New fee ($)
Department of Commerce Certification	116.00	119.00
General Certification	92.00	103.00
Paper Copy	3.00	8.00
Data Poster	18.00	17.00
Shipping Service	8.00	8.00
Rush order fee	60.00	63.00
Super Rush Order Fee	100.00	105.00
Foreign Handling Fee	43.00	45.00
NEXRAD Doppler radar Color Prints	21.00	22.00
Paper Copy from Electronic Media	8.00	8.00
Offline In-Situ Digital Data	175.00	127.00
Microfilm Copy (roll to paper) per frame from existing film	20.00	20.00
Satellite Image Product	92.00	61.00
Offline Satellite, Radar, and Model Digital Data (average unit size is 1 terabyte)	753.00	388.00
Conventional CD–ROM/DVD	110.00	79.00
Specialized CD–ROM/DVD	208.00	175.00
CD–ROM/DVD Copy, Offline	43.00	62.00
CD–ROM/DVD Copy, Online Store	16.00	28.00
Facsimile Service	89.00	89.00
Order Handling	11.00	20.00
Non-Digital Order Consultation	10.00	9.00
Digital Order Consultation	28.00	26.00
Non-Serial Publications	32.00	*
Non-Standard Data; Select/Copy to CD, DVD or Electronic Transfer, Specialized, Offline	77.00	*
Digital and Non-Digital Off-the-Shelf Products, Online	13.00	*
Digital and Non-Digital Off-the-Shelf Products, Offline	17.00	*
Order Consultation Fee	4.00	*
Handling and Packing Fee	12.00	*
World Ocean Database-World Ocean Atlas 2009 DVD	*	*
Mini Poster	2.00	*
Icosahedron Globe	1.00	*
Convert Data to Standard Image	8.00	*
Single Orbit OLS & Subset	19.00	20.00
Single Orbit OLS & Subset, Additional Orbits	6.00	6.00
Geolocated Data	50.00	*
Subset of Pre-existing Geolocated Data	32.00	*
Global Nighttime Lights Annual Composite from One Satellite	74,032.00	*
Most Recent DMSP–OLS Thermal Band/Cloud Cover Mosaics from Multiple Satellites	*	*
Daily or Nightly Global Mosaics (visible & thermal band, single spectral band or environmental data)	332.00	*
Global Nighttime Lights Monthly Composite—one satellite	8,259.00	8,705.00
Radiance Calibrated Global DMSP–OLS Nighttime Lights Annual Composite from One Satellite	*	*
Research Data Series CD–ROM/DVD	25.00	25.00
Custom Analog Plotter Prints	*	*
NOS Bathymetric Maps and Miscellaneous Archived Publication Inventory	8.00	*
Global Annual Composite of Nighttime Lights in Monthly Increments From One Satellite	10,794.00	*
High Definition Geomagnetic Model	20,262.00	22,540.00
High Definition Geomagnetic Model—Real Time (HDGM–RT)	26,204.00	29,059.00
Provision of Global Nighttime VIIRS day/night band data in geotiff Format	55,727.00	56,130.00
Provision of Global Nighttime VIIRS day/night band data in HDF5 Format	27,888.00	29,975.00
Provision of regional data from the VIIRS instrument on a daily basis	14,306.00	14,720.00

* Indicates a product no longer offered.

[FR Doc. 2019–01731 Filed 2–8–19; 8:45 am]
BILLING CODE 3510–HR–P

COMMODITY FUTURES TRADING COMMISSION

17 CFR Part 143

RIN 3038–AE69

Annual Adjustment of Civil Monetary Penalties To Reflect Inflation—2019

AGENCY: Commodity Futures Trading Commission.

ACTION: Final rule.

SUMMARY: The Commodity Futures Trading Commission (Commission) is amending its rules governing the maximum amount of civil monetary penalties to adjust for inflation. This rule sets forth the maximum, inflation-adjusted dollar amount for civil monetary penalties (CMPs) assessable for violations of the Commodity Exchange Act (CEA) and Commission rules, regulations and orders thereunder. The rule, as amended, implements the Federal Civil Penalties Inflation Adjustment Act of 1990, as amended.

DATES: This rule is effective on February 11, 2019 and is applicable to penalties assessed after January 15, 2019.

FOR FURTHER INFORMATION CONTACT: Edward J. Riccobene, Associate Chief Counsel, Division of Enforcement, at (202) 418–5327 or *ericcobene@cftc.gov,* Commodity Futures Trading Commission, 1155 21st Street NW, Washington, DC 20581.

SUPPLEMENTARY INFORMATION:

I. Background

The Federal Civil Penalties Inflation Adjustment Act of 1990 (FCPIAA) [1] requires the head of each Federal agency to periodically adjust for inflation the minimum and maximum amount of CMPs provided by law within the jurisdiction of that agency.[2] A 2015 amendment to the FCPIAA [3] required agencies to make an initial ''catch-up'' adjustment to its civil monetary penalties effective no later than August 1, 2016.[4] For every year thereafter effective not later than January 15, the FCPIAA, as amended, requires agencies to make annual adjustments for inflation, with guidance from the Director of the Office of Management and Budget.[5]

II. Commodity Exchange Act Civil Monetary Penalties

The following sections of the CEA provide for CMPs that meet the FCPIAA definition [6] and these CMPs are, therefore, subject to the inflation adjustment: Sections 6(c), 6b, and 6c of the CEA.[7]

III. Annual Inflation Adjustment for Commodity Exchange Act Civil Monetary Penalties

A. Methodology

The FCPIAA annual inflation adjustment, in the context of the CFTC's CMPs, is determined by increasing the maximum penalty by a ''cost-of-living adjustment'', rounded to the nearest multiple of one dollar.[8] Annual inflation adjustments are based on the percent change between the October Consumer Price Index for all Urban Consumers (CPI–U) preceding the date of the adjustment, and the prior year's October CPI–U.[9] In this case, the October 2018 CPI–U (252.885)/October 2017 CPI–U (246.663) = 1.02522.[10] In order to complete the 2019 annual adjustment, the CFTC must multiply each of its most recent CMP amounts by the multiplier, 1.02522, and round to the nearest dollar.[11]

B. Civil Monetary Penalty Adjustments

Applying the FCPIAA annual inflation adjustment methodology results in the following amended CMPs:

U.S. code citation	Civil monetary penalty description		Violations occurring on or after 11/02/2015		
			Penalty amount in 2018 final rule [12]	CPI–U multiplier	New adjusted penalty amount
Civil Monetary Penalty Imposed by the Commission in an Administrative Action					
7 U.S.C. 9 (Section 6(c) of the Commodity Exchange Act).	For any person other than a registered entity [1].	Non-Manipulation or Attempted Manipulation.	$161,115	1.02552	$165,227
	For any person other than a registered entity [1].	Manipulation or Attempted Manipulation.	$1,162,183	1.02552	$1,191,842
7 U.S.C. 13a (Section 6b of the Commodity Exchange Act).	For a registered entity [1] or any of its directors, officers or employees.	Non-Manipulation or Attempted Manipulation.	$887,509	1.02552	$910,158

[1] The FCPIAA, Public Law 101–410 (1990), as amended, is codified at 28 U.S.C. 2461 note. The FCPIAA states that the purpose of the FCPIAA is to establish a mechanism that (1) allows for regular adjustment for inflation of civil monetary penalties; (2) maintains the deterrent effect of civil monetary penalties and promote compliance with the law; and (3) improves the collection by the Federal Government of civil monetary penalties.

[2] For the relevant CMPs within the Commission's jurisdiction, the Act provides only for maximum amounts that can be assessed for each violation of the Act or the rules, regulations and orders promulgated thereunder; the Act does not set forth any minimum penalties. Therefore, the remainder of this release will refer only to CMP maximums.

[3] Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015, Public Law 114–74, 129 Stat. 584 (2015) (2015 Act), title VII, Section 701.

[4] FCPIAA Sections 4 and 5. See also, Adjustment of Civil Monetary Penalties for Inflation, 81 FR 41435 (June 27, 2016).

[5] FCPIAA Sections 4 and 5. See also, Executive Office of the President, Office of Management and Budget Memorandum, M–19–04, Implementation of Penalty Inflation Adjustments for 2019, Pursuant to the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (Dec. 14, 2018) (2018 OMB Guidance) (*https://www.whitehouse.gov/wp-content/uploads/2017/11/m_19_04.pdf*).

[6] FCPIAA Section 3(2).

[7] 7 U.S.C. 9, 13a–1, 13b. Criminal authorities may also seek fines for criminal violations of the CEA (see 7 U.S.C. 13, 13(c), 13(d), 13(e), and 13b). The FCPIA does not affect the amounts of these criminal penalties.

[8] FCPIAA Sections 4 and 5.

[9] FCPIAA Section 5(b)(1).

[10] The CPI–U is published by the Department of Labor. Interested parties may find the relevant Consumer Price Index on the internet. To access this information, go to the Consumer Price Index Home Page at: *http://www.bls.gov/cpi/.* Click the ''CPI Data/Databases'' heading, and select ''All Urban Consumers (Current Series)'', ''Top Picks.'' Then check the box for ''U.S. All items, 1982–84 = 100—CUUR0000SA0'', and click the ''Retrieve data'' button.

[11] 2018 OMB Guidance at 3.

	For a registered entity [1] or any of its directors, officers or employees.	Manipulation or Attempted Manipulation.	$1,162,183	1.02552	$1,191,842
Civil Monetary Penalty Imposed by a Federal District Court in a Civil Injunctive Action					
7 U.S.C. 13a–1 (Section 6c of the Commodity Exchange Act).	Any Person	Non-Manipulation or Attempted Manipulation.	$177,501	1.02552	$182,031
	Any Person	Manipulation or Attempted Manipulation.	$1,162,183	1.02552	$1,191,842

[1] The term ''Registered Entity'' is defined in 7 U.S.C. 1a (Section 1a of the Commodity Exchange Act).

The FCPIAA provides that any increase under the FCPIAA in a civil monetary penalty shall apply only to civil monetary penalties, including those whose associated violation predated such increase, which are assessed after the date the increase takes effect.'' [13] Thus, the new CMP amounts established by this rulemaking shall apply to penalties assessed after January 15, 2019, for violations that occurred on or after November 2, 2015, the effective date of the FCPIAA amendment requiring annual adjustments, the 2015 Act.

IV. Administrative Compliance

A. Notice Requirement

The FCPIAA specifically exempted from the Administrative Procedure Act (APA) the rulemakings required to implement annual inflation adjustments.[14] ''This means that the public procedure the APA generally requires (*i.e.,*—notice, an opportunity for comment, and a delay in effective date) is not required for agencies to issue regulations implementing the annual adjustment.'' [15] The Commission further notes that the notice and comment procedures of the APA do not apply to this rulemaking because the Commission is acting herein pursuant to statutory language that mandates that the Commission act in a nondiscretionary matter.[16]

B. Regulatory Flexibility Act

The Regulatory Flexibility Act [17] requires agencies with rulemaking authority to consider the impact of certain of their rules on small businesses. A regulatory flexibility analysis is only required for rules for which the agency publishes a general notice of proposed rulemaking pursuant to section 553(b) or any other law.[18] Because, as discussed above, the Commission is not obligated by section 553(b) or any other law to publish a general notice of proposed rulemaking with respect to the revisions being made to § 143.8, the Commission additionally is not obligated to conduct a regulatory flexibility analysis.

C. Paperwork Reduction Act

The Paperwork Reduction Act of 1995 (PRA),[19] which imposes certain requirements on Federal agencies, including the Commission, in connection with their conducting or sponsoring any collection of information as defined by the PRA, does not apply to this rule. This rule amendment does not contain information collection requirements that require the approval of the Office of Management and Budget.

D. Consideration of Costs and Benefits

Section 15(a) of the CEA [20] requires the Commission to consider the costs and benefits of its action before issuing a new regulation. Section 15(a) further specifies that costs and benefits shall be evaluated in light of five broad areas of market and public concern: (1) Protection of market participants and the public; (2) efficiency, competitiveness, and financial integrity of futures markets; (3) price discovery; (4) sound risk management practices; and (5) other public interest considerations.

The Commission believes that benefits of this rulemaking greatly outweigh the costs, if any. As the Commission understands, the statutory provisions by which it is making cost-of-living adjustments to the CMPs in § 143.8 were enacted to ensure that CMPs do not lose their deterrence value because of inflation. An analysis of the costs and benefits of these adjustments were made before enactment of the statutory provisions under which the Commission is operating, and limit the discretion of the Commission to the extent that there are no regulatory choices the Commission could make that would supersede the pre-enactment analysis with respect to the five factors enumerated in section 15(a), or any other factors.

List of Subjects in 17 CFR Part 143

Civil monetary penalties, Claims.

For the reasons set forth in the preamble, the Commodity Futures Trading Commission amends part 143 of title 17 of the Code of Federal Regulations as follows:

PART 143—COLLECTION OF CLAIMS OWED THE UNITED STATES ARISING FROM ACTIVITIES UNDER THE COMMISSION'S JURISDICTION

■ 1. The authority citation for part 143 continues to read as follows:

Authority: 7 U.S.C. 9, 15, 9a, 12a(5), 13a, 13a–1(d), 13(a), 13b; 31 U.S.C. 3701–3720E; 28 U.S.C. 2461 note.

■ 2. Revise § 143.8(b) to read as follows:

§ 143.8 Inflation-adjusted civil monetary penalties.

* * * * *

(b) *2019 Inflation adjustment.* The maximum amount of each civil monetary penalty in the following charts applies to penalties assessed after January 15, 2019:

(1) For non-manipulation or attempted manipulation violations:

[12] 83 FR 9426.

[13] FCPIAA Section 6.

[14] FCPIAA Section 4(b)(2).

[15] 2018 OMB Guidance at 4.

[16] *Lake Carriers' Ass'n* v. *E.P.A.,* 652 F.3d 1, 10 (D.C. Cir. 2011).

[17] 5 U.S.C. 601–612.

[18] 5 U.S.C. 603(a).

[19] 44 U.S.C. 3507(d).

[20] 7 U.S.C. 19(a).

TABLE 1 TO PARAGRAPH (b)(1)

U.S. code citation	Civil monetary penalty description	Date of violation and corresponding penalty			
		10/23/2004 through 10/22/2008	10/23/2008 through 10/22/2012	10/23/2012 through 11/01/2015	11/02/2015 to present
Civil Monetary Penalty Imposed by the Commission in an Administrative Action					
7 U.S.C. 9 (Section 6(c) of the Commodity Exchange Act).	For any person other than a registered entity [1].	$130,000	$130,000	$140,000	$165,227
7 U.S.C. 13a (Section 6b of the Commodity Exchange Act).	For a registered entity [1] or any of its directors, officers or employees.	$625,000	$675,000	$700,000	$910,158
Civil Monetary Penalty Imposed by a Federal District Court in a Civil Injunctive Action					
7 U.S.C. 13a–1 (Section 6c of the Commodity Exchange Act).	Any Person	$130,000	$140,000	$140,000	$182,031

[1] The term "Registered Entity" is defined in 7 U.S.C. 1a (Section 1a of the Commodity Exchange Act).

(2) For manipulation or attempted manipulation violations:

TABLE 1 TO PARAGRAPH (b)(2)

U.S. code citation	Civil monetary penalty description	Date of violation and corresponding penalty			
		10/23/2004 through 05/21/2008	05/22/2008 through 08/14/2011	08/15/2011 through 11/01/2015	11/02/2015 to present
Civil Monetary Penalty Imposed by the Commission in an Administrative Action					
7 U.S.C. 9 (Section 6(c) of the Commodity Exchange Act).	For any person other than a registered entity [1].	$130,000	$1,000,000	$1,025,000	$1,191,842
7 U.S.C. 13a (Section 6b of the Commodity Exchange Act).	For a registered entity [1] or any of its directors, officers or employees.	$625,000	$1,000,000	$1,025,000	$1,191,842
Civil Monetary Penalty Imposed by a Federal District Court in a Civil Injunctive Action					
7 U.S.C. 13a–1 (Section 6c of the Commodity Exchange Act).	Any Person	$130,000	$1,000,000	$1,025,000	$1,191,842

[1] The term "Registered Entity" is defined in 7 U.S.C. 1a (Section 1a of the Commodity Exchange Act).

Issued in Washington, DC, on February 6, 2019, by the Commission.

Robert Sidman,

Deputy Secretary of the Commission.

Note: The following appendix will not appear in the Code of Federal Regulations.

Appendix to Adjustment of Civil Monetary Penalties for Inflation—Commission Voting Summary

On this matter, Chairman Giancarlo, and Commissioners Quintenz, Behnam, Stump, and Berkovitz voted in the affirmative. No Commissioner voted in the negative.

[FR Doc. 2019–01852 Filed 2–8–19; 8:45 am]

BILLING CODE 6351–01–P

DEPARTMENT OF THE TREASURY

31 CFR Part 27

Civil Penalty Assessment for Misuse of Department of the Treasury Names, Symbols, Etc.

AGENCY: Department of the Treasury.

ACTION: Direct final rule.

SUMMARY: This rule amends regulations that provide civil penalties for misuse of Department of the Treasury names, symbols, etc. to implement the Federal Civil Penalties Inflation Adjustment Act of 1990, as amended by the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015. In particular, this rule adjusts for inflation the maximum amount of the civil monetary penalties that may be assessed under its regulations, and updates the inflation adjustments through 2018 in accordance with instructions from the Office of Management and Budget. In addition, the regulation is amended to reflect changes in Treasury organizational structure.

DATES: This rule is effective April 12, 2019. Written comments are due on or before March 13, 2019. If the Department receives significant adverse comments, we will publish a timely withdrawal in the **Federal Register** informing the public that this rule will not take effect.

ADDRESSES: You may submit comments by any of the following methods:

- *Federal eRulemaking Portal: http://www.regulations.gov.*
- *Mail:* Richard Dodson, Attorney-Advisor, General Law, Ethics, and Regulation, U.S. Department of the Treasury, 1500 Pennsylvania Avenue NW, Washington, DC 20220.

Comments received by mail will be considered timely if they are postmarked on or before the comment date. The *www.regulations.gov* site will accept comments until 11:59 p.m.

eastern time on the comment due date. Received comments, including attachments and other supporting materials, are part of the public record and subject to public disclosure. Do not enclose any information in your comments or supporting materials that you consider confidential or inappropriate for public disclosure. Properly submitted comments will be available for inspection and downloading at *http://www.regulations.gov.* The Department will consolidate all received comments and make them available without change.

FOR FURTHER INFORMATION CONTACT: Richard Dodson, Attorney-Advisor, General Law, Ethics, and Regulation, 202–622–9949 (this is not a toll-free number).

SUPPLEMENTARY INFORMATION:

Discussion

Section 4 of the Federal Civil Penalties Inflation Adjustment Act (1990 Pub. L. 101–410, 104 Stat. 890; 28 U.S.C. 2461 note), as amended by the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015 (Pub. L. 114–74, 129 Stat. 599, 28 U.S.C. 2461 note) (collectively, the FCPIA Act), requires each federal agency with statutory authority to assess civil monetary penalties (CMPs) to adjust CMPs for inflation according to a formula described in section 5 of the FCPIA Act. One purpose of the FCPIA Act is to ensure that CMPs continue to maintain their deterrent effect through periodic cost-of-living based adjustments.

The FCPIA Act directs agencies to adjust the level of CMPs for inflation annually, with an initial ''catch up'' adjustment effective no later than August 1, 2016. Catch-up adjustments are based on the percent change between the Consumer Price Index for all Urban Consumers (CPI–U) for the month of October in the year of the last non-FCPIA-Act-based adjustment and the October 2015 CPI–U. In accordance with the FCPIA Act, however, the amount of the CMP catch-up adjustment shall not exceed 150 percent of the level in effect on November 2, 2015 (the ''maximum adjustment''). Annual inflation adjustments will be based on the percent change between the October CPI–U preceding the date of the adjustment and the prior year's October CPI–U. The FCPIA Act requires agencies to round all CMP levels to the nearest dollar after applying the multiplier.

On February 24, 2016, the Office of Management and Budget (''OMB'') issued written guidance providing agencies with CPI–U related multipliers to use when adjusting the CMP level or range of CMP levels based on the year the CMP was established or last adjusted by statute or regulation. (*Memorandum for the Heads of Executive Departments and Agencies: Implementation of the Federal Civil Penalties Inflation Adjustment Act Improvements Act of 2015* (OMB Guidance)).

The adjusted civil penalty amounts described in this rule are applicable only to civil penalties assessed after the effective date of this regulation.

Treasury is currently authorized to impose CMPs against persons who have misused the words, titles, abbreviations, initials, symbols, emblems, seals, or badges of the Department, pursuant to 31 U.S.C. 333. The maximum CMPs under this statute were established on August 15, 1994, and have not been adjusted. The maximum CMPs established were $5,000 for each use of any material in violation of 31 U.S.C. 333(a), and $25,000 if such use is in a broadcast or telecast.

Adjustment

Pursuant to the OMB Guidance, the relevant inflation factor is 1.67728 for the initial catch-up adjustment. Because application of the factor would result in an adjustment of greater than 150% for both 31 U.S.C. 333 CMPs, the initial adjustment of these penalties is limited to 150%. The relevant inflation factors for 2017 and 2018 are 1.01636 and 1.02041, respectively. OMB Memoranda M–17–11 and M–18–03.

With respect to the $5,000 CMP, applying the initial 150% adjustment would result in a maximum penalty amount of $7,500. Multiplying that amount by the 2017 factor of 1.0136 and rounding to the nearest dollar would yield a maximum penalty amount of $7,623. Finally, applying the 2018 factor of 1.02041 to that amount results in an adjusted maximum penalty amount of $7,779.

With respect to the $25,000 CMP, applying the initial 150% adjustment would result in a maximum penalty amount of $37,500. Multiplying that amount by the 2017 factor of 1.0136 and rounding to the nearest dollar would yields maximum penalty amount of $38,114. Finally, applying the 2018 factor of 1.02041 to that amount results in an adjusted maximum penalty amount of $38,892.

Organizational Changes

Finally, the regulation is updated to reflect changes in organizational structure. References to the United States Customs Service, United States Secret Service, the Bureau of Alcohol, Tobacco and Firearms, Bureau of the Public Debt, and the Federal Law Enforcement Training Center have been deleted. The Bureau of the Fiscal Service and Commissioner of the Bureau of the Fiscal Service have been added. Because the existing regulation prohibits misuse of the titles of any Treasury organization or official, regardless of whether they are specifically listed, this update makes no substantive change in the coverage or application of the regulation.

Direct Final Procedures

Treasury is issuing this regulation as a direct final rule. The effective date of this rule is April 12, 2019 without further notice, unless Treasury receives written adverse comments before March 13, 2019.

If Treasury receives timely written adverse comments on this regulation, Treasury will withdraw the regulation before its effective date.

Procedural Requirements

Regulatory Flexibility Act

The Regulatory Flexibility Act (5 U.S.C. 601–612) does not apply because adjustments under the FCPIA Act are exempt from the requirement to publish a notice of proposed rulemaking.

Regulatory Planning and Review

The rule is not a ''significant regulatory action'' as defined in Executive Order 12866.

List of Subjects in 31 CFR Part 27

Administrative practice and procedure, Penalties.

For the reasons set out in the preamble, title 31, subtitle A, part 27 of the Code of the Federal Regulations is amended to read as follows:

PART 27—CIVIL PENALTY ASSESSMENT FOR MISUSE OF DEPARTMENT OF THE TREASURY NAMES, SYMBOLS, ETC.

■ 1. The authority citation for part 27 continues to read as follows:

Authority: 31 U.S.C. 321, 333.

■ 2. Amend § 27.3 by revising paragraphs (a)(1)(i) through (iii) and (c) to read as follows:

§ 27.3 Assessment of civil penalties.

(a) * * *

(1) * * *

(i) The words ''Department of the Treasury,'' ''Internal Revenue Service,'' ''Bureau of the Fiscal Service,'' ''Bureau of Engraving and Printing,'' ''Comptroller of the Currency,''

''Financial Crimes Enforcement Network,'' ''United States Mint,'' ''Alcohol and Tobacco Tax and Trade Bureau,'' or the name of any other service, bureau, office, or subdivision of the Department of the Treasury;

(ii) The titles ''Secretary of the Treasury,'' ''Treasurer of the United States,'' ''Commissioner of Internal Revenue,'' ''Commissioner of the Bureau of the Fiscal Service,'' ''Director of the Bureau of Engraving and Printing,'' ''Comptroller of the Currency,'' ''Director of the Financial Crimes Enforcement Network,'' ''Director of the United States Mint,'' ''Administrator of the Alcohol and Tobacco Tax and Trade Bureau,'' or the title of any other officer or employee of the Department of the Treasury or subdivision thereof;

(iii) The abbreviations or initials of any entity or title referred to in paragraph (a)(1)(i) or (ii) of this section, including but not limited to ''IRS,'' ''BFS,'' ''TTB,'' and ''FINCEN'' or ''FinCEN'';

* * * * *

(c) *Civil penalty.* An assessing official may impose a civil penalty on any person who violates the provisions of paragraph (a) of this section. The amount of a civil monetary penalty shall not exceed $7,779 for each and every use of any material in violation of paragraph (a), except that such penalty shall not exceed $38,892 for each and every use if such use is in a broadcast or telecast.

* * * * *

Ryan D. Brady,

Executive Secretary.

[FR Doc. 2019–01926 Filed 2–8–19; 8:45 am]

BILLING CODE P

POSTAL SERVICE

39 CFR Part 20

International Mailing Services: Mailing Services Product and Price Changes—CPI

AGENCY: Postal Service™.

ACTION: Final rule.

SUMMARY: On October 17, 2018, the Postal Service published proposed product and price changes to reflect a notice of price adjustments filed with the Postal Regulatory Commission (PRC). The PRC found that price adjustments contained in the Postal Service's notice could go into effect on January 27, 2019. The Postal Service has revised Notice 123, *Price List* to reflect the new prices and Mailing Standards of the United States Postal Service, International Mail Manual (IMM®) to reflect the product changes.

DATES: Effective February 11, 2019.

FOR FURTHER INFORMATION CONTACT: Paula Rabkin at 202–268–2537.

SUPPLEMENTARY INFORMATION:

I. Proposed Rule and Response

On October 10, 2018, the Postal Service filed a notice with the PRC in Docket No. R2019–1 of mailing services price adjustments, effective on January 27, 2019. On October 27, 2018, the USPS® published a notice of proposed product and price changes in the **Federal Register** entitled ''International Mailing Services: Proposed Product and Price Changes—CPI'' (83 FR 52351). The notice included price changes that the Postal Service would adopt for products and services covered by Mailing Standards of the United States Postal Service, *International Mail Manual* (IMM®) and publish in Notice 123, *Price List,* on Postal Explorer® at *https://pe.usps.com.* The Postal Service received no comments.

By notice filed on October 10, 2018, in PRC Docket No. MC2019–4, the Postal Service proposed to update country names throughout mailing standards, changing Great Britain and Northern Ireland to United Kingdom of Great Britain and Northern Ireland and changing Swaziland to Eswatini.

In its proposed rule, the Postal Service also took notice that on October 10, 2018, we had filed a notice with the PRC in Docket No. MC2019–3. In that filing we proposed a change in the maximum weight limit for First-Class Mail International (FCMI) large envelopes (flats) to 15.994 ounces, in lieu of the current 64 ounce limit. This change would more closely align the Postal Service's definition of FCMI large envelopes (flats) with the Universal Postal Union Convention's definition, which allows a maximum weight of 500 grams (17.6 ounces) for flat-shaped letter post items. A mailpiece weighing 16 ounces or more that is presented as an FCMI large envelope (flat) would be charged the applicable First-Class Package International Service® price. Alternatively, the mailer could elect to use another class of mail such as Priority Mail Express International® or Priority Mail International®, if the mailpiece meets the requirements for those mail classes.

II. Decision of the Postal Regulatory Commission

As stated in the PRC's Order No. 4875, issued on November 13, 2018, the PRC found that the prices in the Postal Service's notice in Docket No. R2019–1 may go into effect on January 27, 2019. The new prices are now posted in Notice 123, on Postal Explorer at *https://pe.usps.com.* The Postal Service published notice of the new prices in the article titled ''International Mail: Changes to Pricing for International Mailing Services,'' in Postal Bulletin 22509 (12–20–18), page 48, available at *http://about.usps.com/postal-bulletin/2018/pb22509/pb22509.pdf.*

Also, as stated in the PRC's Order No. 4918, the Commission approved the name changes for the United Kingdom of Great Britain, Northern Ireland, and Eswatini. These changes are also posted in the January 27, 2019, revision of the IMM on Postal Explorer at *https://pe.usps.com.* The Postal Service published notice of both of these changes in the Postal Bulletin on December 20, 2018. *See* ''IMM Revision: Great Britain and Northern Ireland Name Change,'' Postal Bulletin 22509 (12–20–18), pages 17–19, *available at http://about.usps.com/postal-bulletin/2018/pb22509/pb22509.pdf; see also* ''IMM Revision: Swaziland Name Change,'' Postal Bulletin 22509 (12–20–18), pages 20–21, *available at http://about.usps.com/postal-bulletin/2018/pb22509/pb22509.pdf.*

Because the proposed change to FCMI large envelopes (flats) upper weight limit that was the subject of Docket No. MC2019–3 was pending at the time the PRC was scheduled to complete its review in Docket No. R2019–1, the PRC issued an interim order in Docket No. R2019–1. That interim order required the Postal Service to revise its filing in the R2019–1 docket so that the Postal Service's proposed changes in the R2019–1 docket would not include the proposed revision in the FCMI large envelopes (flats) maximum weight limitation. *See* PRC Order No. 4859, Interim Order Relating to Outbound Single-Piece First-Class Mail International Flats, Docket No. R2019–1, October 19, 2018. The PRC subsequently approved the updated weight limitation for FCMI large envelopes (flats) in Order No. 4932, issued December 19, 2018. The Postal Service will announce an implementation date for the revised FCMI large envelopes (flats) maximum weight limitation sometime after the January 27, 2019, price change.

List of Subjects in 39 CFR Part 20

Foreign relations, International postal services.

Accordingly, for the reasons stated, the Postal Service has adopted the following changes to Mailing Standards of the United States Postal Service, International Mail Manual (IMM®),

which is incorporated by reference in the Code of Federal Regulations in accordance with 39 CFR 20.1, along with associated changes to Notice 123, *Price List.*

PART 20—[AMENDED]

■ 1. The authority citation for 39 CFR Part 20 continues to read as follows:

Authority: 5 U.S.C. 552(a); 13 U.S.C. 301–307; 18 U.S.C. 1692–1737; 39 U.S.C. 101, 401, 403, 404, 407, 414, 416, 3001–3011, 3201–3219, 3403–3406, 3621, 3622, 3626, 3632, 3633, and 5001.

■ 2. Revise the following sections of Mailing Standards of the United States Postal Service, International Mail Manual (IMM), as follows:

Mailing Standards of the United States Postal Service, International Mail Manual (IMM)

* * * * *

[Throughout the IMM, change all references to ''Great Britain and Northern Ireland'' to ''United Kingdom of Great Britain and Northern Ireland'' or to ''United Kingdom'' where the shorter form is appropriate and place them in the correct alphabetical order in lists. Revised sections include 213.5, 292.45, and 293.45; the Index of Countries and Localities; the Country Price Groups and Weight Limits; and the Individual Country Listings, plus minor applicable revisions throughout the IMM.]

[Throughout the IMM, change all references to ''Swaziland'' to ''Eswatini'' and place them in the correct alphabetical order in lists. Revised sections include sections 213.5, 292.45a, and 322.2; the Index of Countries and Localities; the Country Price Groups and Weight Limits; and the Individual Country Listings.]

Ruth Stevenson,

Attorney, Federal Compliance.

[FR Doc. 2019–01669 Filed 2–8–19; 8:45 am]

BILLING CODE 7710–12–P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 60, 61, 63, and 70

[EPA–R08–OAR–2018–0299; FRL–9988–39—Region 8]

Approval of Recodification and Revisions to State Air Pollution Control Rules; North Dakota; Interim Approval of Title V Program Recodification and Revisions; Approval of Recodification and Revisions to State Programs and Delegation of Authority To Implement and Enforce Clean Air Act Sections 111 and 112 Standards and Requirements

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule.

SUMMARY: The Environmental Protection Agency (EPA or the ''Agency'') is finalizing interim approval of revisions to the North Dakota operating permit program for stationary sources subject to title V of the Clean Air Act (CAA or the ''Act'') and recodification of the State's title V program under a new title of the North Dakota Administrative Code (NDAC). The EPA is also approving North Dakota's revision and recodification of North Dakota's programs for implementing and enforcing delegated requirements under CAA sections 111 and 112, and for carrying out a State Acid Rain Program under sections 401–406 of the Act as a portion of the operating permits program.

DATES: This rule is effective on March 15, 2019.

ADDRESSES: The EPA has established a docket for this action under Docket ID No. EPA–R08–OAR–2018–0299. 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: Gregory Lohrke, Air Program, EPA, Region 8, Mailcode 8P–AR, 1595 Wynkoop Street, Denver, Colorado 80202–1129, (303) 312–6396, *lohrke.gregory@epa.gov.*

SUPPLEMENTARY INFORMATION: Throughout this document ''we,'' ''us,'' and ''our'' means the EPA.

This action also informs the public that on December 17, 2018, the EPA authorized delegation to implement and enforce CAA section 111 New Source Performance Standards (NSPS) [1] and section 112 National Emission Standards for Hazardous Air Pollutants (NESHAP), including Maximum Achievable Control Technology (MACT) [2] requirements within the State, excluding Indian country, exactly as the requirements were promulgated by the EPA (*i.e.,* ''straight delegation''). In authorizing the delegation of these authorities, the EPA's letters also grant North Dakota eligibility for future ''automatic delegation'' of incorporated, unchanged federal requirements, without the need to request Agency approval, on a case-by-case basis. These approvals effect the transfer of North Dakota's title V program administration, including administration of the state acid rain program, and delegated authority to implement and enforce CAA sections 111 and 112 requirements from the North Dakota Department of Health (NDDH) to the newly created North Dakota Department of Environmental Quality (NDDEQ or the ''Department''). The EPA is finalizing these actions in accordance with sections 501–506, 111, 112, 401–416 of the Act.

I. Background

The background for this action is discussed in detail in our October 30, 2018 notice of proposed rulemaking (83 FR 54532). In that document we proposed to approve recodification and revisions to the North Dakota title V operating permits program on an interim basis.[3] The proposed interim

[1] Monica Morales, Director, EPA Region 8 Air Program to Terry O'Clair, Director, Division of Air Quality, North Dakota Department of Health. ''Automatic Delegation of Clean Air Act Section 111 Authorities and Responsibilities'' December 17, 2018.

[2] Monica Morales, Director, EPA Region 8 Air Program to Terry O'Clair, Director, Division of Air Quality, North Dakota Department of Health. ''Automatic Delegation of Clean Air Act Section 112 Responsibilities'' December 17, 2018.

[3] For reference here and throughout today's notice concerning the renumbering and recodification of NDCC and NDAC provisions relevant to the transfer of CAA authorities to the NDDEQ, see the document, ''Crosswalk on Recodifications of Relevant NDCC and NDAC Sections,'' available in the docket for today's notice. For purposes of cross-referencing a recodified provision of the NDAC air pollution control rules with its previous version, we note that the recodification followed a consistent scheme: All rules previously codified as 33–15–xx–xx are now codified as 33.1–15–xx–xx. For

approval of North Dakota's operating permit program included, as a portion, acceptance of the State's recodification of regulations enabling the implementation of a State acid rain program under title IV of the Act. In that same notice, we also proposed approval of North Dakota's revised and recodified programs for the implementation and enforcement of CAA section 111 and 112 standards and further proposed a straight delegation of authority to the State of North Dakota to administer certain standards under sections 111 (NSPS requirements) and 112 (NESHAP requirements) as they are incorporated unchanged from the Code of Federal Regulations (CFR) into the State's administrative code. The notice of proposed rulemaking offered the public the opportunity to comment on these proposed program approvals and delegations of authority and the transfer of program authorities to NDDEQ.

We received no comments on our proposed rulemaking action; therefore, we are finalizing all rulemaking actions, including previously unapproved amendments to North Dakota's title V rules as they were described in our proposed rulemaking document.[4]

II. Final Action

A. Interim Approval of the North Dakota Title V Program

The EPA is granting interim approval of the North Dakota operating permit program under 40 CFR 70.4(d) and CAA section 502(g). Additionally, as the State implements a title IV acid rain program through issuance and enforcement of title V operating permits, the EPA is also granting final approval of the transfer and recodification of North Dakota's acid rain program from the NDDH to the NDDEQ.[5] The EPA is granting interim approval of the operating permit program as the program is revised and recodified in NDAC article 33.1–15 and as it had been submitted by the State, reviewed and proposed for approval in our previous rulemaking document.[6] The EPA is granting interim approval because, although North Dakota's operating permit program meets minimum title V requirements and otherwise meets 40 CFR part 70 requirements for an operating permit program, as explained in the Attorney General's Opinion,[7] the State's rules do not provide the full legal authority necessary for judicial review. This issue was explained in detail in our proposed rulemaking document and must be remedied before the EPA may grant final full approval of North Dakota's revised and recodified title V program (40 CFR 70.4(e)(3)). Specifically, the State's forthcoming rules must provide that if the final permit action being challenged is the Department's failure to take final action, a petition for judicial review may be filed at any time before the Department denies the permit or issues the final permit; and that where petitions for judicial review are based solely on grounds arising after the 30-day deadline for judicial review, such petitions may be filed no later than 30 days after the new grounds for review arise. Upon notice of remedy of this issue from the State, receipt of effective State rules and an amended Attorney General's Opinion certifying complete legal authority to grant judicial review as required by 40 CFR 70.4(b)(3)(x)–(xii), the EPA intends to propose full approval of North Dakota's operating permit program. Interim program approval will expire on March 19, 2020 and the State is required to ''submit to the EPA changes to the program addressing the deficiencies specified in the interim approval no later than 6 months prior to the expiration of the interim approval.'' [8]

For further details and background regarding the interim approval of North Dakota's revised operating permits program and the transfer of state operating permits program implementation and enforcement authority to the NDDEQ, please reference the proposed rulemaking document associated with this action.[9]

B. NSPS Program Approval and Delegations

The EPA has determined that the revisions to the North Dakota CAA section 111 program are adequate and effective for implementation and enforcement of NSPS requirements and is approving the recodification of the State's program and incorporated federal NSPS requirements under a new title and chapter of the NDAC.[10] On December 17, 2018, the EPA provided notice to North Dakota of approval of both a straight delegation of authority to implement and enforce all federal NSPS requirements incorporated unchanged into state regulations, and approval of automatic delegation of authority to implement and enforce federal NSPS requirements incorporated unchanged at a future date without need for case-by-case approvals. This notice of approval in the **Federal Register** finalizes the EPA's determination that the North Dakota section 111 program as it is to be administered by the NDDEQ is adequate for the delegated implementation and enforcement of federal NSPS requirements incorporated unchanged into NDAC 33.1–15–12 before this rulemaking action, as well as adequate for the prospective, automatic delegation of federal NSPS requirements incorporated unchanged into that NDAC chapter in the future.

The EPA's delegation letter and other supporting materials for today's action may be found in the docket for this final rule at *http://www.regulations.gov.* A current summary of NSPS delegations to North Dakota is posted under the ''Delegations of Authority'' link at *http://www.epa.gov/region8/air-program.* Further delegation updates will be provided through this web page on a quarterly basis to notify the public of the current NSPS delegation status to the State.

C. NESHAP Program Approval and Delegations

The EPA has determined that the revisions to the North Dakota section 112 program are adequate and effective for implementation and enforcement of NESHAP requirements and is approving the recodification of the State's program and incorporated federal NESHAP requirements under a new title and chapter of the NDAC.[11] On December

example: All Title V Permit to Operate provisions previously codified under NDAC section 33–15–14–06 are now codified at corresponding subsections of NDAC section 33.1–15–14–06.

[4] Our final approval includes previously unapproved amendments to North Dakota's title V permit program rules, as discussed in our proposal, 83 FR 54535; See also docket item, ''Post 1999 Amendments to ND Title V Program,'' for details of the amendments the EPA is approving with this action.

[5] The State's Acid Rain rules (NDAC 33.1–15–21) with an effective date of January 1, 2019, were submitted via email from Tom Bachman, North Dakota Department of Health, to Gregory Lohrke, EPA Region 8 Air Program on December 10, 2018.

[6] 83 FR 54534–54537; Our approval also considers the following supplemental documents submitted by the State of North Dakota after our proposal: ''Addendum to August 16, 2018 Attorney General's Opinion Operating Permits Program.'' December 12, 2018; ''Supplement to the Attorney General Statements Relating to Programs Being Transferred to the North Dakota Department of Environmental Quality.'' October 23, 2018; and NDAC 33.1–15–14–06, ''Title V Permit to Operate,'' and 33.1–15–23–04, ''Major Source Permit to Operate Fees.'' Both effective on January 1, 2019. Submitted via electronic correspondence by Tom Bachman, North Dakota Department of Health to Gregory Lohrke, EPA Region 8 Air Program. December 10, 2018.

[7] ''Attorney General's Opinion Operating Permits Program.'' August 16, 2018.

[8] 40 CFR 70.4(f)(1).

[9] 83 FR 54534–54537.

[10] NDAC chapter 33.1–15–12, Standards of Performance for New Stationary Sources; and related fee provisions NDAC §§ 33.1–15–23–01, 33.1–15–23–02, 33.1–15–23–03, effective January 1, 2019.

[11] NDAC chapters 33.1–15–13, National Emission Standards for Hazardous Air Pollutants and 33.1–15–22, National Emission Standards for Hazardous

Continued

17, 2018, the EPA provided notice to North Dakota of approval of both a straight delegation of authority to implement and enforce all federal NESHAP requirements incorporated unchanged into state regulations, and approval of automatic delegation of authority to implement and enforce federal NESHAP requirements incorporated unchanged at a future date without need for case-by-case approvals. This notice of approval in the **Federal Register** finalizes the EPA's determination that the North Dakota section 112 program as it is to be administered by the NDDEQ is adequate for the delegated implementation and enforcement of federal NESHAP requirements incorporated unchanged into NDAC chapters 33.1–15–13 and 33.1–15–22 before this rulemaking action, as well as adequate for the receipt of prospective, automatic delegation of federal NESHAP requirements incorporated unchanged into NDAC chapters 33.1–15–13 and 33.1–15–22 in the future.

The EPA's delegation letter and other supporting materials for today's action may be found in the docket for this final rule at *http://www.regulations.gov.* A current summary of NESHAP delegations to North Dakota is posted under the ''Delegations of Authority'' link at *http://www.epa.gov/region8/air-program.* Further delegation updates will be provided through this web page on a quarterly basis to notify the public of current NESHAP delegation status to the State.

D. Effective Date of Program Approvals and Delegations of Authority

Based on our conversations with the State, we determined a specific date for when the NDDEQ rules and agency become fully effective under federal law. All revisions to the State's title V operating permit program, section 111 and 112 programs and the State acid rain program would be federally enforceable as of the effective date of EPA's approval of the respective revision on March 15, 2019, and codifications of those regulations, with the exception of the EPA's grant of interim approval to the operating permits program. The EPA's understanding is that the State plans to rely on the date when the EPA signs the final notice for purposes of notifying the State legislature that the EPA has approved these revisions, which will provide for the transfer of authority from NDDH to NDDEQ to be effective under State law. The EPA also understands that there are some programs that will not be required to be a part of this approval. Thus, prior to the effective date of this approval, the EPA understands that the State intends to take the necessary additional steps as specified in S.L. 2017, ch. 199, Section 1, to ensure that NDDEQ rules and the NDDEQ would become federally enforceable on the effective date of the EPA's approval and codification of the operating permit, NSPS, MACT/NESHAP and acid rain programs. Unless and until the NDDEQ rules and agency become fully effective under federal law, for purposes of federal law the EPA recognizes the State's program as currently approved under the North Dakota Department of Health.[12]

III. Statutory and Executive Order Reviews

Under the CAA, the Administrator is required to approve:

- A state permit program submittal that complies with the provisions of the Act and applicable federal regulations. 42 U.S.C. 7661a(d); 40 CFR 70.1(c), 70.4(i). Thus, in reviewing permit program submittals, the EPA's role is to approve state choices, provided they meet the criteria of the CAA and the criteria, standards and procedures defined in 40 CFR part 70;
- A state acid rain program as a component of the state operating permit program submittal that complies with the provisions of the Act and applicable federal regulations. 42 U.S.C. 7651g(a), 7661e(b); 40 CFR part 72, subpart G. Thus, in reviewing state acid rain program submittals, the EPA's role is to approve state choices, provided they meet, and do not alter, the criteria of the CAA and implement the requirements, standards and procedures defined in 40 CFR parts 70 and 72–78;
- A state program for receiving delegated authority to implement and enforce emission limitations for new stationary sources subject to section 111 if such program complies with the provisions of the Act and applicable federal regulations. 42 U.S.C. 7411(c). Thus, in reviewing section 111 program submittals, the EPA's role is to approve state choices, provided they meet the criteria of the CAA and implement the requirements, standards and procedures defined in 40 CFR part 60; and
- A state program for receiving delegated authority to implement and enforce emission standards and other requirements for air pollutants subject to section 112 if such program complies with the provisions of the Act and applicable federal regulations. 42 U.S.C. 7412(l); 40 CFR part 63, subpart E. Thus, in reviewing section 112 program submittals, the EPA's role is to approve state choices, provided they meet the criteria of the CAA and the criteria, standards and procedures defined in 40 CFR parts 61 and 63.

Accordingly, this action merely approves state law as meeting federal requirements and does not impose additional requirements beyond those imposed by state law. For that reason, this action:

- Is not a ''significant regulatory action'' subject to review by the Office of Management and Budget under Executive Orders 12866 (58 FR 51735, October 4, 1993) and 13563 (76 FR 3821, January 21, 2011);
- Is not an Executive Order 13771 (82 FR 9339, February 2, 2017) regulatory action because Operating Permits Program approvals are exempted under Executive Order 12866;
- Does not impose an information collection burden under the provisions of the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*);
- Is certified as not having a significant economic impact on a substantial number of small entities under the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*);
- Does not contain any unfunded mandate or significantly or uniquely affect small governments, as described in the Unfunded Mandates Reform Act of 1995 (Pub. L. 104–4);
- Does not have federalism implications as specified in Executive Order 13132 (64 FR 43255, August 10, 1999);
- Is not an economically significant regulatory action based on health or safety risks subject to Executive Order 13045 (62 FR 19885, April 23, 1997);
- Is not a significant regulatory action subject to Executive Order 13211 (66 FR 28355, May 22, 2001);
- Is not subject to requirements of section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. 272 note) because application of those requirements would be inconsistent with the CAA; and
- Does not provide EPA with the discretionary authority to address, as appropriate, disproportionate human health or environmental effects, using practicable and legally permissible methods, under Executive Order 12898 (59 FR 7629, February 16, 1994).

This action does not apply on any Indian reservation land or in any other

Air Pollutants for Source Categories; effective January 1, 2019; and related fee provisions NDAC §§ 33.1–15–23–01, 33.1–15–23–02, 33.1–15–23–03, effective January 1, 2019.

[12] As explained in this rulemaking action's corresponding proposed rule, the EPA's interim approval of North Dakota's transfer of its Title V Program and State Acid Rain Program and the Agency's delegation to North Dakota of authority for NESHAP, MACT and NSPS from the Department of Health to the Department of Environmental Quality does not extend to Indian country as defined in 18 U.S.C. 1151. Indian country generally includes (1) lands within the exterior boundaries of the following Indian reservations located within North Dakota: The Fort Berthold Indian Reservation, the Spirit Lake Reservation, the Standing Rock Sioux Reservation, and the Turtle Mountain Reservation; (2) any land held in trust by the United States for an Indian tribe; and (3) any other areas that are ''Indian country'' within the meaning of 18 U.S.C. 1151. The EPA, or eligible Indian tribes, as appropriate, will retain responsibilities under CAA Sections 501–506, 111, 112, 401–416 for air quality in Indian country. This footnote and our final notice include the Acid Rain program and respective CAA Sections, which were referenced elsewhere in the proposal and inadvertently not included in footnote 4 in our proposal (83 FR 54533–54534).

area where EPA or an Indian tribe has demonstrated that a tribe has jurisdiction. In those areas of Indian country, the rule does not have tribal implications and will not impose substantial direct costs on tribal governments or preempt tribal law as specified by Executive Order 13175 (65 FR 67249, November 9, 2000).

The Congressional Review Act, 5 U.S.C. 801 *et seq.,* as added by the Small Business Regulatory Enforcement Fairness Act of 1996, generally provides that before a rule may take effect, the agency promulgating the rule must submit a rule report, which includes a copy of the rule, to each House of the Congress and to the Comptroller General of the United States. The EPA will submit a report containing this action and other required information to the U.S. Senate, the U.S. House of Representatives, and the Comptroller General of the United States prior to publication of the rule in the **Federal Register**. A major rule cannot take effect until 60 days after it is published in the **Federal Register**. This action is not a ''major rule'' as defined by 5 U.S.C. 804(2).

Under section 307(b)(1) of the Clean Air Act, petitions for judicial review of this action must be filed in the United States Court of Appeals for the appropriate circuit by April 12, 2019. Filing a petition for reconsideration by the Administrator of this final rule does not affect the finality of this action for the purposes of judicial review nor does it extend the time within which a petition for judicial review may be filed, and shall not postpone the effectiveness of such rule or action. This action may not be challenged later in proceedings to enforce its requirements. (See section 307(b)(2).)

List of Subjects

40 CFR Part 60

Environmental protection, Air pollution control, Incorporation by reference, Intergovernmental relations, New source performance standards, Delegation of authority.

40 CFR Part 61

Environmental protection, Air pollution control, Incorporation by reference, Intergovernmental relations, National emission standards for hazardous air pollutants, Delegation of authority.

40 CFR Part 63

Environmental protection, Air pollution control, Incorporation by reference, Intergovernmental relations, National emission standards for hazardous air pollutants, Maximum achievable control technology, Delegation of authority.

40 CFR Part 70

Environmental protection, Air pollution control, Intergovernmental relations, Operating permit program, State acid rain program, Title V.

Dated: December 20, 2018.

Douglas Benevento,

Regional Administrator, Region 8.

Title 40 of the CFR is amended as follows:

PART 60—STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES

■ 1. The authority citation for part 60 continues to read as follows:

Authority: 42 U.S.C. 7401, *et seq.*

Subpart A—General Provisions

■ 2. Section 60.4 is amended by revising paragraph (b)(36) to read as follows:

§ 60.4 Address.

* * * * *

(b) * * *

(36) State of North Dakota, North Dakota Department of Environmental Quality, 918 East Divide Avenue, Bismarck, ND 58501–1947.

Note: For a table listing Region VIII's NSPS delegation status, see paragraph (c) of this section.

* * * * *

PART 61—NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS

■ 3. The authority citation for part 61 continues to read as follows:

Authority: 42 U.S.C. 7401, *et seq.*

Subpart A—General Provisions

■ 4. Section 61.04 is amended by revising paragraphs (b)(36) and (c)(8) to read as follows:

§ 61.04 Address.

* * * * *

(b) * * *

(36) State of North Dakota, North Dakota Department of Environmental Quality, 918 East Divide Avenue, Bismarck, ND 58501–1947.

Note: For a table listing Region VIII's NESHAP delegation status, see paragraph (c) of this section.

* * * * *

(c) * * *

(8) The most current delegation status table for National Emissions Standards for Hazardous Air Pollutants for Region VIII can be found online at *http://www.epa.gov/region8/air-program.* The following is a table indicating the delegation status of National Emissions Standards for Hazardous Air Pollutants in Region VIII. The recodification and delegation for North Dakota's August 6, 2018 submittal is effective as of March 15, 2019, as detailed in EPA's delegation letter of December 17, 2018.

REGION VIII—DELEGATION STATUS OF NATIONAL EMISSIONS STANDARDS FOR HAZARDOUS AIR POLLUTANTS [1]

Subpart	CO	MT	ND	SD	UT [2]	WY
A General Provisions	*	*	*	*	*	
B Radon Emissions from Underground Uranium Mines					*	
C Beryllium	*	*			*	
D Beryllium Rocket Motor Firing	*	*			*	
E Mercury	*	*			*	
F Vinyl Chloride	*	*			*	
H Emissions of Radionuclides other than Radon from Department of Energy Facilities.						
I Radionuclide Emissions from Facilities Licensed by the Nuclear Regulatory Commission and Federal Facilities not covered by Subpart H.						
J Equipment Leaks (Fugitive Emission Sources) of Benzene	*	*	*		*	
K Radionuclide Emissions from Elemental Phosphorus Plants.						
L Benzene Emissions from Coke By-Product Recovery Plants		*			*	
M Asbestos	*	*	*	*	*	*[3]
N Inorganic Arsenic Emissions from Glass Manufacturing Plants		*			*	

REGION VIII—DELEGATION STATUS OF NATIONAL EMISSIONS STANDARDS FOR HAZARDOUS AIR POLLUTANTS [1]—Continued

Subpart	CO	MT	ND	SD	UT [2]	WY
O Inorganic Arsenic Emissions from Primary Copper Smelters		*			*	
P Inorganic Arsenic Emissions from Arsenic Trioxide and Metallic Arsenic Production Facilities		*			*	
Q Radon Emissions from Department of Energy Facilities					*	
R Radon Emission from Phosphogypsum Stacks					*	
T Radon Emissions from the Disposal of Uranium Mill Tailings					*	
V Equipment Leaks (Fugitive Emission Sources)		*	*		*	
W Radon Emissions from Operating Mill Tailings					*	
Y Benzene Emissions from Benzene Storage Vessels		*			*	
BB Benzene Waste Operations		*			*	
FF Benzene Waste Operations		*	*		*	

*Indicates approval of delegation of subpart to state.

[1] Specific authorities which may not be delegated include, but are not limited to §§ 61.04(b) and (c), 61.05(c), 61.11, 61.12(d), 61.13(h)(1)(ii), 61.14(d), 61.14(g)(1)(ii), 61.16, 61.112(c), 61.164(a)(2) and (3), 61.172(b)(2)(ii)(B) and (C), 61.174(a)(2) and (3), 61.242–1(c)(2), 61.244, and all authorities listed as not delegable in each individual subpart delegated to the state.

[2] Indicates approval of National Emissions Standards for Hazardous Air Pollutants as part of the State Implementation Plan (SIP) with the exception of the radionuclide NESHAP subparts B, Q, R, T and W which were approved through section 112(l) of the Clean Air Act.

[3] Delegation only for asbestos demolition, renovation, spraying, manufacturing, and fabricating operations, insulating materials, waste disposal for demolition, renovation, spraying, manufacturing and fabricating operations, inactive waste disposal sites for manufacturing and fabricating operations, and operations that convert asbestos-containing waste material into nonasbestos (asbestos-free) material.

* * * * *

PART 63—NATIONAL EMISSION STANDARDS FOR HAZARDOUS AIR POLLUTANTS FOR SOURCE CATEGORIES

■ 5. The authority citation for part 63 continues to read as follows:

Authority: 42 U.S.C. 7401, *et seq.*

Subpart E—Approval of State Programs and Delegation of Federal Authorities

■ 6. Section 63.99 is amended by revising paragraph (a)(35) to read as follows:

§ 63.99 Delegated Federal authorities.

* * * * *

(a) * * *

(35) *North Dakota.* (i) The North Dakota Department of Agriculture is delegated the authority to implement and enforce the provisions of 40 CFR part 68 at facilities with an anhydrous ammonia storage capacity of ten thousand pounds or more that is intended to be used as fertilizer or in the manufacturing of a fertilizer within North Dakota and that are subject to the requirements of 40 CFR part 68, in accordance with the final rule, dated December 30, 2013.

(ii) The most current delegation status table for National Emission Standards for Hazardous Air Pollutants for Source Categories in Region VIII can be found online at *http://www.epa.gov/region8/air-program.*

* * * * *

PART 70—STATE OPERATING PERMIT PROGRAMS

■ 7. The authority citation for part 70 continues to read as follows:

Authority: 42 U.S.C. 7401, *et seq.*

■ 8. In appendix A to part 70, the entry for North Dakota is amended by adding paragraph (d) to read as follows:

Appendix A to Part 70—Approval Status of State and Local Operating Permits Programs

* * * * *

North Dakota

* * * * *

(d) The State of North Dakota submitted on August 6, 2018, operating permit program revisions in a submittal package titled, ''Title V Permit to Operate MACT, NESHAPs and NSPS Programs for Department of Environmental Quality Division of Air Quality.'' This submittal package included a request from the North Dakota governor to transfer authority to implement and enforce the operating permit program from the North Dakota Department of Health to the North Dakota Department of Environmental Quality. The recodified North Dakota title V operating permits program is codified in N.D. Admin. Code sections 33.1–15–14–06, 33.1–15–23–04, and 33.1–15–21. North Dakota subsequently submitted on August 16, 2018 the, ''Attorney General's Opinion Operating Permits Program,'' supplemented on December 12, 2018, with an ''Addendum to August 16, 2018 Attorney General's Opinion Operating Permits Program,'' stating that the laws of the State provide adequate legal authority to carry out all aspects of the program; interim approval effective on March 15, 2019; interim approval expires on March 19, 2020.

* * * * *

[FR Doc. 2019–00718 Filed 2–8–19; 8:45 am]

BILLING CODE 6560–50–P

DEPARTMENT OF DEFENSE

Department of the Navy

48 CFR Part 5215

[Docket ID: USN–2018–DARS–0021]

RIN 0703–AB13

Contracting by Negotiation

AGENCY: Department of the Navy, DoD.

ACTION: Final rule.

SUMMARY: This final rule removes the Department of the Navy (DON) regulation regarding contract by negotiation. This rule contains DON supplemental guidance to the Federal Acquisition Regulation (FAR) and Defense Federal Acquisition Regulation Supplement (DFARS) which has been superseded by existing FAR and DFARS guidance. The rule is no longer used or valid and should be removed.

DATES: This rule is effective on February 11, 2019.

FOR FURTHER INFORMATION CONTACT: Denise Randolph, 703–614–9767, *Denise.Randolph@navy.mil.*

SUPPLEMENTARY INFORMATION: It has been determined that publication of this CFR part removal for public comment is impracticable, unnecessary, and contrary to public interest since it is removing obsolete information. The content is duplicative of FAR Part 15 and DFARS Part 215. The clause referred to in 5215.407 has been subsumed into the instructions at FAR 15.403–5. This rule removes the superseded regulations which are obsolete.

This rule is not significant under Executive Order (E.O.) 12866,

''Regulatory Planning and Review,'' therefore, the requirements of E.O. 13771, ''Reducing Regulation and Controlling Regulatory Costs'' do not apply.

List of Subjects in 48 CFR Part 5215

Government procurement.

■ For reasons set out in the preamble, and under the authority at 5 U.S.C. 301, 48 CFR part 5215 is removed and reserved.

PART 5215—[REMOVED AND RESERVED]

Dated: February 5, 2019.

M.S. Werner,

Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.

[FR Doc. 2019–01764 Filed 2–8–19; 8:45 am]

BILLING CODE 3810–FF–P

DEPARTMENT OF DEFENSE

Department of the Navy

48 CFR Part 5242

[Docket ID: USN–2018–DARS–0022]

RIN 0703–AB14

Contract Administration

AGENCY: Department of the Navy, DoD.

ACTION: Final rule.

SUMMARY: This final rule removes the Department of the Navy (DON) regulation regarding contract administration. This rule contains DON supplemental guidance to the Federal Acquisition Regulation (FAR) and Defense Federal Acquisition Regulation Supplement (DFARS) which has been superseded by existing FAR and DFARS guidance. The rule is no longer used or valid and should be removed.

DATES: This rule is effective on February 11, 2019.

FOR FURTHER INFORMATION CONTACT: Denise Randolph, 703–614–9767, *Denise.Randolph@navy.mil.*

SUPPLEMENTARY INFORMATION: It has been determined that publication of this CFR part removal for public comment is impracticable, unnecessary, and contrary to public interest since it is removing obsolete information. The content of this part is duplicative of DFARS 242.7100 and DFARS Procedures, Guidance and Instruction (PGI) 242.7100 which contains guidance on Department of Defense policy on voluntary refunds for spares and other items. Additional guidance related to the acquisition of spare parts is contained in DFARS 217.7500 and DFARS PGI 217.7503. This rule removes the superseded regulations which are obsolete.

This rule is not significant under Executive Order (E.O.) 12866, ''Regulatory Planning and Review,'' therefore, the requirements of E.O. 13771, ''Reducing Regulation and Controlling Regulatory Costs'' do not apply.

List of Subjects in 48 CFR Part 5242

Government procurement.

■ For reasons set out in the preamble, and under the authority at 5 U.S.C. 301, 48 CFR part 5242 is removed and reserved.

PART 5242—[REMOVED AND RESERVED]

Dated: February 5, 2019.

M.S. Werner,

Lieutenant Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.

[FR Doc. 2019–01765 Filed 2–8–19; 8:45 am]

BILLING CODE 3810–FF–P

DEPARTMENT OF DEFENSE

Department of the Navy

48 CFR Part 5252

[Docket ID: USN–2018–DARS–0023]

RIN 0703–AB15

Solicitation Provisions and Contract Clauses

AGENCY: Department of the Navy, DoD.

ACTION: Final rule.

SUMMARY: This final rule removes the Department of the Navy (DON) regulation containing solicitation provisions and contract clauses. This rule contains DON supplemental guidance to the Federal Acquisition Regulation (FAR) and Defense Federal Acquisition Regulation Supplement (DFARS) which has been superseded by existing FAR and DFARS guidance. The rule is no longer used or valid and should be removed.

DATES: This rule is effective on February 11, 2019.

FOR FURTHER INFORMATION CONTACT: Denise Randolph, 703–614–9767, *Denise.Randolph@navy.mil.*

SUPPLEMENTARY INFORMATION: It has been determined that publication of this CFR part removal for public comment is impracticable, unnecessary, and contrary to public interest since it is removing obsolete information. The provision at 5252.215.–9000 is duplicative of instructions at FAR 15.403–5. The Navy clause at 5252.242–9000 duplicates Department-wide policy on ''voluntary refunds'' for spares and for other items at DFARS 242.7100 and DFARS Procedures, Guidance and Information (PGI) 242.7100. This rule removes the superseded regulations which are obsolete.

This rule is not significant under Executive Order (E.O.) 12866, ''Regulatory Planning and Review,'' therefore, the requirements of E.O. 13771, ''Reducing Regulation and Controlling Regulatory Costs'' do not apply.

List of Subjects in 48 CFR Part 5252

Government procurement.

■ For reasons set out in the preamble, and under the authority at 5 U.S.C. 301, 48 CFR part 5252 is removed and reserved.

PART 5252—[REMOVED AND RESERVED]

Dated: February 5, 2019.

M.S. Werner,

Lieutenant Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.

[FR Doc. 2019–01766 Filed 2–8–19; 8:45 am]

BILLING CODE 3810–FF–P

Proposed Rules

Federal Register
Vol. 84, No. 28
Monday, February 11, 2019

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Part 1209

[Document Number AMS–SC–18–0009]

Mushroom Promotion, Research, and Consumer Information Order; Reallocation of Council Membership

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Proposed rule.

SUMMARY: This proposal invites comments on reallocating the membership of the Mushroom Council (Council) under the Agricultural Marketing Service's (AMS) regulations regarding a national research and promotion program for mushrooms. This action was recommended by the Council after a review of the geographic distribution of the volume of mushroom production throughout the United States and the volume of imports. The number of Council members would be revised in two of the four geographic regions under the program. This action is necessary to provide for equitable representation of producers and importers on the Council.

DATES: Comments must be received by March 13, 2019.

ADDRESSES: Interested persons are invited to submit written comments concerning this proposal. Comments may be submitted on the internet at: *http://www.regulations.gov* or to the Promotion and Economics Division, Specialty Crops Program, AMS, USDA, 1400 Independence Avenue SW, Room 1406–S, Stop 0244, Washington, DC 20250–0244; facsimile: (202) 205–2800. All comments should reference the document number and the date and page number of this issue of the **Federal Register** and will be made available for public inspection, including name and address, if provided, in the above office during regular business hours or it can be viewed at *http://www.regulations.gov.*

FOR FURTHER INFORMATION CONTACT: Stacy Jones King, Marketing Specialist, Promotion and Economics Division, Specialty Crops Program, AMS, USDA, 1400 Independence Avenue SW, Room 1406–S, Stop 0244, Washington, DC 20250–0244; telephone: (202) 720–9915; facsimile (202) 205–2800; or electronic mail: *Stacy.JonesKing@ams.usda.gov.*

SUPPLEMENTARY INFORMATION: This proposal affecting 7 CFR part 1209 is authorized under the Mushroom Promotion, Research, and Consumer Information Act of 1990 (Act) (7 U.S.C. 6101–6112).

Executive Orders 12866, 13563, and 13771

Executive Orders 12866 and 13563 direct agencies to assess all costs and benefits of available regulatory alternatives and, if regulation is necessary, to select regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety effects, distributive impacts and equity). Executive Order 13563 emphasizes the importance of quantifying both costs and benefits, reducing costs, harmonizing rules and promoting flexibility. This action falls within a category of regulatory actions that the Office of Management and Budget (OMB) exempted from Executive Order 12866 review. Additionally, because this rule does not meet the definition of a significant regulatory action it does not trigger the requirements contained in Executive Order 13771. See OMB's Memorandum titled ''Interim Guidance Implementing Section 2 of the Executive Order of January 30, 2017, titled 'Reducing Regulation and Controlling Regulatory Costs' '' (February 2, 2017).

Executive Order 13175

This action has been reviewed in accordance with the requirements of Executive Order 13175, Consultation and Coordination with Indian Tribal Governments. The review reveals that this regulation would not have substantial and direct effects on Tribal governments and would not have significant Tribal implications.

Executive Order 12988

This proposal has been reviewed under Executive Order 12988, Civil Justice Reform. It is not intended to have retroactive effect. Section 1930 of the Act (7 U.S.C. 6109) provides that it shall not affect or preempt any other Federal or State law authorizing promotion or research relating to mushrooms.

Under section 1927 of the Act (7 U.S.C. 6106), a person subject to an order issued under the Act may file a written petition with USDA stating that an order, any provision of the order, or any obligation imposed in connection with the order, is not established in accordance with the law, and request a modification of the order or an exemption from the order. Any petition filed challenging an order, any provision of an order, or any obligation imposed in connection with the order, shall be filed within two years after the effective date of an order, provision, or obligation subject to challenge in the petition. The petitioner will have the opportunity for a hearing on the petition. Thereafter, USDA will issue a ruling on the petition. The Act provides that the district court of the United States for any district in which the petitioner resides or conducts business shall have the jurisdiction to review a final ruling on the petition, if the petitioner files a complaint for that purpose not later than 20 days after the date of the entry of USDA's final ruling.

Background

This proposal invites comments on reallocating the membership of the Council established under the Mushroom Promotion, Research, and Consumer Information Order (Order). The Order is administered by the Council with oversight by USDA. This action was recommended by the Council after a review of the geographic distribution of the volume of mushroom production throughout the United States and the volume of imports. The number of Council members would be revised in two of the four regions under the program. This action is necessary to provide for equitable representation of producers and importers on the Council.

Section 1209.30(a) of the Order specifies that the Council shall consist of not less than four or more than nine members who are mushroom producers and importers. Pursuant to § 1209.30(b), for purposes of nominating and appointing producers to the Council, the United States is divided into three geographic regions and the number of Council members from each region are currently as follows: (1) Region 1: All

other States including the District of Columbia and the Commonwealth of Puerto Rico except for Pennsylvania and California—two members; (2) Region 2: Pennsylvania—four members; and (3) Region 3: California—two members. Pursuant to § 1209.30(c), importers are represented by a single, separate region, referred to as Region 4, when imports, on average, equal or exceed 50,000,000 pounds of mushrooms annually.

Section 1209.30(d) prescribes that, at least every five years, and not more than every three years, the Council must review changes in the geographic distribution of mushroom production volume throughout the United States and import volume, using the average annual mushroom production and imports over the preceding four years. The Council must recommend to the Secretary reapportionment of the regions and/or modification of the number of members from such regions as necessary to best reflect the geographic distribution of mushroom production volume in the United States and representation of imports, if applicable.

Section 1209.30(e) prescribes a procedure to be used to determine the number of members for each region to serve on the Council, subject to the nine-member maximum limitation. Each region that produces, on average, at least 50,000,000 pounds of mushrooms annually is entitled to one representative on the Council. Importers are represented by a single, separate region, which is entitled to one representative, if the region imports, on average, at least 50,000,000 pounds of mushrooms annually. If the annual production of a region is greater than 110,000,000 pounds, but less than or equal to 180,000,000 pounds, the region must be represented by one additional member. If the annual production of a region is greater than 180,000,000 pounds, but less than or equal to 260,000,000 pounds, the region must be represented by two additional members. If the annual production of a region is greater than 260,000,000 pounds, the region must be represented by three additional members. Finally, if in the aggregate, regions are entitled to levels of representation that would exceed the nine-member limit on the Council, the seat or seats assigned shall be assigned to that region or those regions with greater on-average production or import volume than the other regions otherwise eligible at that increment level.[1]

The Council met in February 2018 and reviewed the geographic distribution of mushroom production volume throughout the United States and import volume to assess whether reapportionment of the current regions or modification of the number of members from such regions, or both were warranted. Table 1 below is based on Council assessment data for the preceding four years (2014 through 2017).

TABLE 1—ANALYSIS OF COUNCIL REPRESENTATION BASED ON ASSESSMENT DATA

Region	Current council representation	In millions					New council representation
		2014 pounds	2015 pounds	2016 pounds	2017 pounds	4-year average	
1 (All other States)	2	202.7	205	203.8	196	201.9	3
2 (PA)	4	480.6	488	477.8	502.6	487.3	4
3 (CA)	2	109.5	102.3	106.7	91.2	102.4	1
4 (Imports)	1	98.8	110.1	119.3	132	115.1	1
	9						9

Table 2 below provides a similar analysis based on U.S. production data from USDA's National Agricultural Statistics Service (NASS) and import data from USDA's Global Agricultural Trade System (GATS).[2]

TABLE 2—ANALYSIS OF COUNCIL REPRESENTATION BASED ON NASS AND GATS DATA

Region	Current council representation	In millions					New council representation
		2014 pounds	2015 pounds	2016 pounds	2017 pounds	4-year average	
1 (All other States)	2	208.8	217.5	221.6	223.9	218.0	3
2 (PA)	4	571.7	584.0	587.4	577.6	580.2	4
3 (CA)	2	101.5	105.6	109.9	101.7	104.7	1
4 (Imports)	1						1
	9						9

Council Recommendation

Based on its analysis, the Council unanimously recommended increasing the number of members in Region 1 by one and decreasing the number of members in Region 3 by one. This action is necessary to provide for equitable representation of producers and importers on the Council. No changes are necessary to the number of members in Regions 2 and 4 or to the make-up of any of the regions. Section 1209.230 which is currently reserved, would be added accordingly.

[1] *On average* means a rolling average of production or imports during the last two fiscal years, or such other period as may be determined by the Secretary (7 CFR part 1209.2).

[2] NASS United States Department of Agriculture (USDA) (2018) Quick Stats. U.S. Department of Agriculture, National Agricultural Statistics Service, Washington DC. *https://quickstats.nass.usda.gov/.*

GATS United States Department of Agriculture (USDA) (2018) Global Agricultural Trade System. U.S. Department of Agriculture, Foreign Agricultural Service, Washington DC. *https://apps.fas.usda.gov/gats/.*

Initial Regulatory Flexibility Act Analysis

In accordance with the Regulatory Flexibility Act (RFA) (5 U.S.C. 601–612), AMS is required to examine the impact of the proposed rule on small entities. Accordingly, AMS has considered the economic impact of this action on such entities.

The purpose of the RFA is to fit regulatory actions to the scale of businesses subject to such actions so that small businesses will not be disproportionately burdened. The Small Business Administration (SBA) defines, in 13 CFR part 121, small agricultural producers as those having annual receipts of no more than $750,000 and small agricultural service firms (importers) as those having annual receipts of no more than $7.5 million.

It is estimated that there are about 120 mushroom producers in the United States and about 20 importers eligible to serve on the Council. The majority of these producers and importers would be considered small entities as defined by the SBA. Persons who produce or import organic mushrooms or who produce or import 500,000 pounds or less on average of mushrooms annually for the fresh market are exempt from the requirements of the Order.

This proposal invites comments on reallocating the membership of the Council under the Order. The Order is administered by the Council with oversight by USDA. This action was recommended by the Council after a review of the geographic distribution of the volume of mushroom production throughout the United States and the volume of imports. The number of Council members would be revised in two of the four regions under the program. This action is necessary to provide for equitable representation of producers and importers on the Council. Section 1209.230 which is currently reserved, would be added accordingly. Authority for this action is provided in section 1209.30(d) of the Order and section 6104 of the Act (7 U.S.C. 6104).

Regarding the economic impact of this proposed rule on affected entities, revising the number of members in Regions 1 and 3 would impose no additional costs on industry members. Eligible producers and importers interested in serving on the Council would have to complete a background questionnaire. Those requirements are addressed in the section below titled Reporting and Recordkeeping Requirements. The changes are necessary to provide for the equitable representation of producers and importers on the Council.

Regarding alternatives, one option to the proposed action would be to maintain the status quo and not revise the number of Council members representing Regions 1 and 3. However, the Council's analysis of the assessment data and NASS and GATS data support the proposed changes. USDA concludes that the changes are necessary and appropriate.

Reporting and Recordkeeping Requirements

In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), the background form, which represents the information collection and recordkeeping requirements that are imposed under the program, have been approved previously under OMB number 0581–0093. The mushroom Order requires that two nominees be submitted for each vacant position. With regard to information collection requirements, producers and importers interested in serving on the Council must submit background forms (Form AD–755) to USDA to verify their eligibility for appointment to the Council. However, serving on the Council is voluntary, and the burden of submitting the background form would be offset by the benefits of serving on the Council.

As with all Federal promotion programs, reports and forms are periodically reviewed to reduce information collection requirements and duplication by industry and public sector agencies. USDA has not identified any relevant Federal rules that duplicate, overlap, or conflict with this proposed rule. AMS is committed to complying with the E-Government Act, to promote the use of the internet and other information technologies to provide increased opportunities for citizen access to Government information and services, and for other purposes.

Regarding outreach efforts, this action was discussed by the Council at its meeting held in February 2018 where the Council unanimously made its recommendation. All of the Council's meetings are open to the public and interested persons are invited to participate and express their views.

AMS has performed this initial RFA regarding the impact of this proposed action on small entities and invites comments concerning potential effects of this action.

A 30-day comment period is provided to allow interested persons to respond to this proposal. All written comments received in response to this proposed rule by the date specified would be considered prior to finalizing this action.

List of Subjects in 7 CFR Part 1209

Administrative practice and procedure, Advertising, Consumer information, Marketing agreements, Mushroom promotion, Reporting and recordkeeping requirements.

For the reasons set forth in the preamble, 7 CFR part 1209 is proposed to be amended as follows:

PART 1209—MUSHROOM PROMOTION, RESEARCH AND CONSUMER INFORMATION ORDER

■ 1. The authority citation for 7 CFR part 1209 continues to read as follows:

Authority: 7 U.S.C. 6101–6112 and 7 U.S.C. 7401.

■ 2. Section 1209.230 is added to read as follows:

§ 1209.230 Reallocation of Council members.

Pursuant to § 1209.30 of the Order, the number of members on the Council shall be as follows:

(1) Region 1: All other States including the District of Columbia and the Commonwealth of Puerto Rico except for Pennsylvania and California—3 Members.

(2) Region 2: The State of Pennsylvania—4 Members.

(3) Region 3: The State of California—1 Member.

(4) Region 4: Importers—1 Member.

Dated: February 5, 2019.

Bruce Summers,

Administrator.

[FR Doc. 2019–01727 Filed 2–8–19; 8:45 am]

BILLING CODE 3410–02–P

NUCLEAR REGULATORY COMMISSION

10 CFR Parts 34, 36, and 39

[Docket No. PRM–34–7; NRC–2016–0182]

Individual Monitoring Devices for Industrial Radiographic Personnel

AGENCY: Nuclear Regulatory Commission.

ACTION: Petition for rulemaking; partial consideration in the rulemaking process.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) will consider in its rulemaking process one issue raised in a petition for rulemaking (PRM), PRM–34–7, submitted by the American Society for Nondestructive Testing (ASNT) and the Nondestructive Testing

Management Association (NDTMA), and is denying one aspect of PRM–34–7. The petitioners request that the NRC amend its regulations to authorize the use of ''improved'' individual monitoring devices for industrial radiographic personnel.

DATES: The docket for the petition for rulemaking, PRM–34–7, is closed on February 11, 2019.

ADDRESSES: Please refer to Docket ID NRC–2016–0182 when contacting the NRC about the availability of information for this petition. You may obtain publicly-available information related to this action by any of the following methods:

- *Federal Rulemaking website:* Public comments and supporting materials related to this petition can be found at *http://www.regulations.gov* by searching on the petition Docket ID NRC–2016–0182 or the future rulemaking Docket ID NRC–2019–0031. Address questions about NRC dockets to Carol Gallagher; telephone: 301–415–3463; email: *Carol.Gallagher@nrc.gov.* For technical questions, contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.
- *The NRC's Agencywide Documents Access and Management System (ADAMS):* You may obtain publicly-available documents online in the ADAMS Public Document collection at *http://www.nrc.gov/reading-rm/adams.html.* To begin the search, select ''ADAMS Public Documents'' and then select ''*Begin Web-Based ADAMS Search.*'' For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1–800–397–4209, 301–415–4737, or by email to *pdr.resource@nrc.gov.* The ADAMS accession number for each document referenced (if it is available in ADAMS) is provided the first time that it is mentioned in the **SUPPLEMENTARY INFORMATION** section.
- *The NRC's PDR:* You may examine and purchase copies of public documents at the NRC's PDR, O1–F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

FOR FURTHER INFORMATION CONTACT: Edward M. Lohr, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, telephone: 301–415–0253; email: *Edward.Lohr@nrc.gov.*

SUPPLEMENTARY INFORMATION:

I. The Petition

The NRC received and docketed a petition for rulemaking (ADAMS Accession No. ML16228A045) dated July 14, 2016, filed by Dr. Arny Bereson of ASNT and Mr. Walt Cofer of NDTMA.[1] On November 9, 2016 (81 FR 78732), the NRC published a notice of docketing and requested public comment on the petition.

The NRC identified two issues in the petition, as follows:

Issue 1: The petitioners request that the NRC amend its regulations to authorize the use of digital output personnel dosimeters to satisfy the requirements in § 34.47(a) in title 10 of the *Code of Federal Regulations* (10 CFR).

Issue 2: The petitioners request that the NRC amend its regulations to authorize the use of dual-function electronic alarming dosimeters (EADs) to satisfy the requirements in § 34.47(a).

The petitioners interchangeably use the terms ''improved individual monitoring devices,'' ''electronic personnel monitoring dosimeters,'' ''electronic dosimeters,'' and ''digital personnel dosimeters'' to describe ''improved'' personnel dosimetry. This document uses the term ''digital output personnel dosimetry'' in place of these terms, and clarifies that digital output personnel dosimety is a specific type of personnel dosimetry used to demonstrate compliance with the occupational dose limits in § 20.1201. The petitioners use the terms ''dual-function alarm ratemeter/electronic dosimeter'' and ''dual-function electronic dosimeter/alarm ratemeter'' to describe devices that combine the functions of the alarm ratemeter and direct reading dosimeter required under § 34.47(a). This document uses the term ''EADs'' to describe these dual-function devices.

II. Public Comments on the Petition

The notice of docketing of PRM–34–7 invited interested persons to submit comments, and the comment period closed on January 23, 2017. The NRC received 13 comment submissions on the PRM.[2]

In the notice of docketing, the NRC requested public comment and supporting rationale in three specific areas: (1) How the use of dual-function EADs could achieve the current safety purpose of using independent devices; (2) whether changes similar to those proposed in the petition should be applied to other radiation protection regulatory requirements, such as those in 10 CFR part 36, ''Licenses and Radiation Safety Requirements for Irradiators,'' and 10 CFR part 39, ''Licenses and Radiation Safety Requirements for Well Logging''; and (3) what experiences or challenges users have encountered in the use of digital output personnel dosimeters. Not all commenters submitted comments on all three specific areas of interest. None of the commenters referenced publicly-available technical, scientific, or other data or information to support their positions.

Public comments were received from industry, government and non-government organizations, and members of the public. The name of the submitter, the submitter's affiliation (if any), and the ADAMS accession number for each unique comment submission are provided in the following table.

Comment #	ADAMS Accession No.	Commenter	Affiliation
1	ML16326A439	Sander Perle	Private Citizen.
2	ML17039A670	Cody A. Bayn	Private Citizen.
3	ML16349A645	Anonymous	Anonymous.
4	ML16356A574	Brian Companik	Private Citizen.
5	ML16356A658	Kyle Ledbetter	International Radiography Inspection Service Non-Destructive Testing.
6	ML16356A663	Anonymous	Anonymous.
7	ML17017A339	Rick Ruhge	Private Citizen.
8	ML17018A431	Nima Askeboussi	Nuclear Energy Institute.
9	ML17024A384	Steve Matthews	State of Washington.
10	ML17024A400	David Tebo	TEAM Industrial Services, Inc.
11	ML17024A415	John Merrill	Consumers Energy.

[1] The November 2016 **Federal Register** notice incorrectly identified each petitioner's organization.

[2] One commenter retracted his original comment and submitted a replacement comment.

Comment #	ADAMS Accession No.	Commenter	Affiliation
12	ML17024A440	Mark Salasky	Landauer, Inc.
13	ML17024A447	James A. Brink	American College of Radiology.

The NRC binned the public comments into three groups based on the areas of interest highlighted in the notice. The NRC reviewed and considered the comments in its decision to accept or deny the issues raised by the petitioners. The following discussion provides a summary of each area of interest addressed in the public comments and the NRC's response to those comments.

NRC's Responses to Comments on PRM–34–7

Area 1: Could the use of dual-function EADs achieve the current safety purpose of using independent devices?

Comment: The new technology is more reliable, more accurate, and less likely to give false readings than the devices currently allowed under § 34.47(a). The new technology offers more safety options for the worker, such as vibrating, audible, and visual alarm capabilities. (Commenters 1, 2, 4, 5, and 7 through 11)

NRC Response: The NRC agrees with the comment. In a memorandum dated April 4, 2017 (ADAMS Accession No. ML17095A319), the NRC concluded that dual-function EADs were reliable and had a proven track record at nuclear power plants. Furthermore, on September 19, 2017, the NRC issued Regulatory Issue Summary (RIS) 2017–06, ''NRC Policy on Use of Combination Dosimetry Devices during Industrial Radiographic Operations'' (ADAMS Accession No. ML16137A077), clarifying that dual-function EADs (also referred to as combination dosimetry devices in the RIS) may be used to satisfy the requirements in § 34.47(a).

Comment: Defense-in-depth safety that is provided by the use of single-function devices will be lost if dual-function EAD devices are allowed to be used to meet the requirements in § 34.47(a). (Commenters 3 and 6)

NRC Response: The NRC disagrees with the comment. Dual-function EADs that combine the functions of an alarm ratemeter and a direct reading dosimeter do not compromise defense-in-depth (backup) provided by the single devices. The survey meter required under § 34.49(a) provides redundancy (backup) for the function of the operating alarm ratemeter. An individual's personnel dosimeter, required by § 34.47(a), provides redundancy (backup) for the function of the direct reading dosimeter.

Comment: Having all the dosimetry concentrated in a single device will present an all-or-nothing scenario to industrial radiographers who forget the device. It is extremely likely that the temptation will be there for a company or individual to use his or her multimeter as a survey meter of sorts. By doing so, he or she negates the value of the dosimetry, which will no longer correspond to the exposures experienced by his or her body. In the event of an exposure event, the individual's dosimetry will therefore likely report a higher value than actually experienced. (Commenter 6)

NRC Response: The NRC interprets this comment to mean that combining all the functions of the devices required by § 34.47(a) (the alarm ratemeter, the direct reading dosimeter, and the personnel dosimeter) would compromise the defense-in-depth safety provided by three single devices. The NRC determined that the comment was out of scope as the petitioner's request was specifically for the use of dual-function EADs and not for a single device that combined all the functions required by § 34.47(a). Although this comment is beyond the scope of PRM–34–7, the NRC may consider this subject in a future rulemaking that will potentially propose performance-based standards for 10 CFR part 34 (''Industrial Radiographic Operations and Training'' rulemaking, Docket ID NRC–2017–0022).

Comment: It is possible for a ''single advanced electronic device'' to fulfill both operational needs of timely dose evaluations and integrated dose reporting, improving dosimetry monitoring of the individual and management of the entire radiological program. (Commenter 12)

NRC Response: Although the technology may be available now or in the immediate future to have a single electronic device that meets all the requirements in § 34.47(a), current regulations do not have a performance standard for this type of device. Although this comment is beyond the scope of PRM–34–7, the NRC may consider this subject in a future rulemaking that will potentially propose performance-based standards for 10 CFR part 34 (''Industrial Radiographic Operations and Training'' rulemaking, Docket ID NRC–2017–0022).

Comment: Electronic transfer of dosimeter data utilizing the internet and wireless communication will improve data integrity and compliance compared to hand recording and data transfer. Advanced digital electronic devices can include additional features to determine irradiation conditions (*e.g.,* geometry and motion) and compliance (*e.g.,* was the dosimeter worn?). These additional features should be considered in any evaluation concerning the modification of any regulations or guidelines. (Commenter 12)

NRC Response: The NRC agrees with the comment that additional features built into electronic devices for use as personnel dosimeters may have safety and operational benefits. Although this comment is beyond the scope of PRM–34–7, the NRC may consider this subject in a future rulemaking that will potentially propose performance-based standards for 10 CFR part 34 (''Industrial Radiographic Operations and Training'' rulemaking, Docket ID NRC–2017–0022).

Comment: How will the proposed combination device be calibrated for correct response to radiation? An alarming ratemeter already has calibration requirements under 10 CFR part 34, but what of the dosimetry functions? Users of film badges never had to worry about this because they were sent out for processing. (Commenter 6)

NRC Response: The NRC interprets this comment to mean the commenter was concerned that dual-function EADs will have different calibration requirements than devices currently required under § 34.47(a). The NRC disagrees with the comment. The direct reading dosimeter part of the dual-function EAD is still considered a ''secondary'' dosimeter; that is, it is not intended to be used for directly determining an individual's dose of record. The worker is still required to use a ''primary'' personnel dosimeter such as a film badge, thermoluminescent device, optically stimulated luminescence device, or other approved personnel dosimeter for the dose of record. Therefore, any calibration procedures previously used for the direct reading dosimeters, such as those used for a personal ionization chamber, would continue to apply for the direct reading dosimeter part of the dual-function EAD.

Comment: How long can a multimeter be trusted to function within the required ranges? (Commenter 6)

NRC Response: The NRC interprets this comment to mean the commenter was concerned that dual-function EADs (multimeters) will not stay in calibrated ranges for the period between calibrations. The NRC disagrees with the comment. In a memorandum dated April 4, 2017 (ADAMS Accession No. ML17095A319), the NRC concluded that dual-function EADs were reliable and had a proven track record at nuclear power plants. All aspects of the use of dual-function EADs, including calibration, were reviewed and no issues were identified.

Area 2: Should changes similar to those proposed in the petition be applied to other radiation protection regulatory requirements, such as those in 10 CFR parts 36 and 39?

Comment: While the PRM focuses on 10 CFR part 34, emerging monitoring technologies can be adopted by other licensees that will also benefit from revised rule language and related guidance. Therefore, in principle, we support the PRM and recommend that the NRC revise rule language and related guidance to allow a more performance-based approach that recognizes the use of emerging personnel monitoring technology to demonstrate regulatory compliance. (Commenter 8)

NRC Response: The NRC agrees with the comment. Amending the requirements for personnel dosimetry at 10 CFR parts 36 and 39 would provide other licensees the same benefit of access to modern dosimetry as requested for part 34 by the petitioners. When appropriate, NRC develops regulations and guidance that are performance-based.

Comment: While PRM–34–7 was submitted for NRC consideration with industrial radiography stakeholders in mind, the American College of Radiology believes the spirit of the PRM should be adopted and explicitly applied to medical radiation workers (*i.e.,* via the pertinent subparts of 10 CFR part 20) to protect the continued use of advanced technology dosimeters within the medical community, including medical applications of radiation not directly under the NRC's oversight. (Commenter 13)

NRC Response: The NRC interprets this comment to mean that the commenter did not want any changes made to the regulations that will hinder the current use of digital output personnel dosimetry by 10 CFR part 35 licensees. The NRC agrees with the comment. In authorizing the use of digital output personnel dosimeters to satisfy the requirements in § 34.47(a) (*i.e.,* accepting Issue 1), the NRC intends to expand the availability of digital output personnel dosimeters to licensees licensed under 10 CFR parts 34, 36, and 39 and not hinder the current use of the dosimetry by other licensees.

Comment: If the NRC were to deny PRM–34–7, it will set a detrimental precedent for State programs that will likely sweep across the broader stakeholder spectrum, thereby disallowing continued use of advanced technology dosimeters in these other occupational domains. (Commenter 13)

NRC Response: The NRC agrees with the comment. Under the Agreement State Program, the requirements in § 34.47 are categorized as a compatibility level C. This means that the essential objectives of a program element are adopted by the State to avoid conflicts, duplications, or gaps. The manner in which the essential objectives are addressed by the Agreement States need not be the same as the NRC's, provided the essential objectives are met. Because the essential objectives are met for personnel dosimetry (*i.e.,* personnel dosimetry is used to determine an individual's dose of record), several Agreement States have allowed the use of digital output personnel dosimeters to meet the monitoring requirements for industrial radiography and other areas. In accepting Issue 1, the NRC intends to expand the availability of digital output personnel dosimeters to licensees licensed under 10 CFR parts 34, 36, and 39 and not impede the current use of the dosimetry by Agreement State licensees, including reciprocity activities in NRC jurisdictions.

Currently, several Agreement States allow the use of digital output personnel dosimeters to meet the monitoring requirements for industrial radiography and other areas. Agreement State regulations for individual monitoring of occupational dose do not have to be identical to NRC regulations, but need to meet the NRC's health and safety objectives. For the most efficient regulation of activities conducted in different jurisdictions under reciprocity, personnel dosimetry standards should be similar for both NRC and Agreement State licensees.

Area 3: What experiences or challenges have users encountered in the use of digital output personnel dosimeters?

Comment: During incidents and emergency situations, current monitoring badges must be returned to the processor for emergency evaluation. This requires that the individual be suspended from operations until the results of the processing are received, resulting in potential lost wages. Projects may also be put on hold awaiting results, resulting in down time, lost revenue, and additional cost and time to complete projects. With the new digital dosimeters, readings can be immediately downloaded (even at the jobsite), allowing the radiographer to potentially return to work and saving time and cost. Required reports to the appropriate agency are also provided within a much quicker time frame (sometimes as soon as the next day), allowing for the issue to be resolved in a much shorter timeframe than with the current technology. (Commenters 1, 2, 7, and 10)

NRC Response: The NRC acknowledges that digital output personnel dosimeters may provide enhanced capabilities that allow for expedited dosage determinations. Digital output personnel dosimeters do not have to be sent offsite for evaluation, making the determination of a potential dose for an individual more timely.

Comment: The benefits of advanced technology dosimeters have been apparent in the medical community for nearly a decade. In clinical implementation, advanced technology dosimeters have enabled data-rich and accurate real-time worker dose monitoring, thereby better informing licensees and enhancing the ability to plan and control occupational dose. Advanced technology improves monitoring by enabling date/time of exposure, providing multiple non-destructive readouts of dose (without needing to return the devices to vendors for processing), allowing reassignment to other users, and generating better compliance by the medical professionals who wear them. (Commenter 13)

NRC Response: The NRC acknowledges that digital output personnel dosimeters may provide enhanced capabilities for dosage measurements and has evaluated the technical specifications of these dosimeters in various applications and environments. Digital output personnel dosimeters have been used by NRC medical licensees successfully for a number of years without any reported issues. Additionally, several Agreement States have allowed the use of these dosimeters in medical and other areas, including industrial radiography, for years without any incidents noted by the NRC.

III. Reasons for Consideration

The NRC will consider Issue 1 in the rulemaking process.

Digital output personnel dosimetry does not currently meet the requirements for personnel dosimetry in 10 CFR parts 34, 36, and 39. The NRC's position has been that personnel dosimetry used to meet the requirements in these parts must be processed as described in § 20.1501(d). In evaluating the issues raised in this petition, the NRC reviewed the technical specifications of currently available digital output personnel dosimeters to determine whether the use of this personnel dosimetry design would meet the NRC's health and safety objectives. The NRC determined that these dosimeters meet or exceed the environmental requirements (*e.g.,* temperature, humidity) and dose range, and have the quality control necessary for use in industrial radiographic, irradiator, and well logging operations. From a literature search of technical journals, the NRC did not find any articles that highlighted generic performance problems with the use of these dosimeters. Digital output personnel dosimeters have been used successfully by NRC licensees in other operational areas, by several Agreement State licensees in all areas including industrial radiography, and internationally in multiple applications. Based on these findings, the NRC determined that rulemaking should be initiated to allow the use of digital output personnel dosimeters to satisfy the personnel dosimetry requirements in 10 CFR parts 34, 36, and 39.

IV. Reasons for Denial

The NRC is denying Issue 2 raised by the petitioners.

Since the promulgation of 10 CFR part 34, there have been several technological advances in dosimetry for personnel monitoring during industrial radiographic operations. On September 19, 2017, the NRC issued RIS 2017–06, ''NRC Policy on Use of Combination Dosimetry Devices during Industrial Radiographic Operations'' (ADAMS Accession No. ML16137A077), clarifying that licensees may use dual-function EADs (also referred to as combination dosimetry devices in the RIS) for meeting the direct reading dosimeter and the alarm ratemeter device requirements specified in § 34.47(a). The RIS explained that dual-function EADs have been used routinely and reliably for over 25 years as a secondary dosimeter in the operating environment of nuclear power reactors with no subsequent degradation in personnel safety. This determination was based on the NRC staff not finding any evidence of generic performance problems with EADs in an industrial setting in a review of the recent literature and NRC documents, or in discussions with NRC, military, and industry health physicists with EAD experience. Further, the NRC staff did not identify any adverse trends that would preclude using EADs as a dual-function device in industrial radiography operations to meet the requirements in § 34.47(a). The many years of operational experience in the reactor arena have demonstrated that EADs are effective for monitoring dose and dose rate, as well as for providing visual/audible alarms for preset thresholds. Therefore, the NRC determined, as stated in the RIS, that licensees may use dual-function EADs for meeting the direct reading dosimeter and the alarm ratemeter device requirements specified in § 34.47(a).

The NRC determined that RIS 2017–06 provides clarification regarding the issue raised by the petitioners with respect to the use of dual-function EADs and, therefore, rulemaking is not necessary to address this petition request.

V. Conclusion

For the reasons cited in this document, the NRC is denying the petitioners' request to amend the NRC's regulations to authorize the use of dual-function EADs to satisfy the requirements in § 34.47(a) (Issue 2); the NRC finds that rulemaking is not necessary to address this issue. The RIS 2017–06 provides clarification that dual-function EADs may be used to satisfy the requirements in § 34.47(a).

The NRC will consider in the rulemaking process the petitioners' request to amend the NRC's regulations to authorize the use of digital output personnel dosimeters to satisfy the requirements in § 34.47(a) (Issue 1). As noted in Section III. ''Reasons for Consideration,'' in this document, the NRC determined that these dosimeters meet or exceed the technical specifications for use in radiographic operations. Additionally, digital output personnel dosimeters have been used successfully by NRC licensees in other operational areas, by several Agreement State licensees in all areas including industrial radiography, and internationally in multiple applications.

The review that NRC staff performed regarding the use of digital output dosimeters included the environmental and technical considerations for use by 10 CFR part 36 and 39 licensees. Based on these findings, the NRC intends to expand the scope of this rulemaking to address requirements for personnel dosimetry in 10 CFR parts 36 and 39.

The NRC will conduct rulemaking on Issue 1 raised by the petitioners as resources become available.

The NRC tracks the status of all rules and PRMs on its website at *https://www.nrc.gov/about-nrc/regulatory/rulemaking/rules-petitions.html.* The public may monitor the docket for the rulemaking to address Issue 1 on the Federal rulemaking website, *http://www.regulations.gov,* by searching on Docket ID NRC–2019–0031. In addition, the Federal rulemaking website allows members of the public to receive alerts when changes or additions occur in a docket folder. To subscribe: (1) Navigate to the docket folder (NRC–2019–0031); (2) click the ''Email Alert'' link; and (3) enter an email address and select the frequency for email receipts (daily, weekly, or monthly). Publication of this document in the **Federal Register** closes Docket ID NRC–2016–0182 for PRM–34–7.

Dated at Rockville, Maryland, this 5th day of February, 2019.

For the Nuclear Regulatory Commission.

Annette L. Vietti-Cook,

Secretary of the Commission.

[FR Doc. 2019–01792 Filed 2–8–19; 8:45 am]

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DEPARTMENT OF ENERGY

10 CFR Part 430

RIN 1904–AE26

Energy Conservation Program: Energy Conservation Standards for General Service Lamps

AGENCY: Office of Energy Efficiency and Renewable Energy, Department of Energy.

ACTION: Notice of proposed rulemaking and request for comment.

SUMMARY: On January 19, 2017, the U.S. Department of Energy (DOE) published two final rules adopting revised definitions of general service lamp (GSL), general service incandescent lamp (GSIL) and other supplemental definitions, effective January 1, 2020. DOE has since determined that the legal basis underlying those revisions misconstrued existing law. As a result, DOE is issuing this notice of proposed rulemaking (NOPR) proposing to withdraw the definitions established in the January 19, 2017, final rules. DOE proposes to maintain the existing regulatory definitions of GSL and GSIL,

which are the same as the statutory definitions of those terms.

DATES: *Meeting:* DOE will hold a public meeting on February 28, 2019, from 9:00 a.m. to 2:00 p.m., in Washington, DC. The meeting will also be broadcast as a webinar. See section VI, ''Public Participation,'' for webinar registration information, participant instructions, and information about the capabilities available to webinar participants.

Comments: DOE will accept comments, data, and information regarding this NOPR no later than April 12, 2019. See section VI, ''Public Participation,'' for details.

ADDRESSES: Interested persons are encouraged to submit comments, identified by ''1904–AE26,'' by any of the following methods:

Federal eRulemaking Portal: http://www.regulations.gov. Follow the instructions for submitting comments.

Email: GSL2018STD0010@ee.doe.gov. Include the docket number and/or RIN in the subject line of the message. Submit electronic comments in WordPerfect, Microsoft Word, PDF, or ASCII file format, and avoid the use of special characters or any form of encryption.

Postal Mail: Appliance and Equipment Standards Program, U.S. Department of Energy, Building Technologies Office, Mailstop EE–5B, 1000 Independence Avenue SW, Washington, DC 20585–0121. If possible, please submit all items on a compact disc (''CD''), in which case it is not necessary to include printed copies.

Hand Delivery/Courier: Appliance and Equipment Standards Program, U.S. Department of Energy, Building Technologies Office, 950 L'Enfant Plaza SW, Suite 600, Washington, DC 20024. Telephone: (202) 287–1445. If possible, please submit all items on a CD, in which case it is not necessary to include printed copies.

No telefacsimilies (faxes) will be accepted. For detailed instructions on submitting comments and additional information on the rulemaking process, see section VI of this document (Public Participation).

Docket: For access to the docket to read background documents, or comments received, go to the Federal eRulemaking Portal at *http://www.regulations.gov/docket?D=EERE-2018-BT-STD-0010.*

The docket, which includes **Federal Register** notices, public meeting attendee lists and transcripts, comments, and other supporting documents/materials, is available for review at *http://www.regulations.gov.* All documents in the docket are listed in the *http://www.regulations.gov index.* However, some documents listed in the index may not be publicly available, such as those containing information that is exempt from public disclosure.

The docket web page can be found at: *http://www.regulations.gov/docket?D=EERE-2018-BT-STD-0010.* The docket web page contains instructions on how to access all documents, including public comments, in the docket. See section VI, ''Public Participation,'' for further information on how to submit comments through *http://www.regulations.gov.*

FOR FURTHER INFORMATION CONTACT: Ms. Celia Sher, U.S. Department of Energy, Office of the General Counsel, GC–33, 1000 Independence Avenue SW, Washington, DC 20585–0121. Telephone: (202) 287–6122. Email: *celia.sher@hq.doe.gov.*

For further information on how to submit a comment, review other public comments and the docket, or participate in the public meeting, contact the Appliance and Equipment Standards Program staff at (202) 287–1445 or by email: *ApplianceStandardsQuestions@ee.doe.gov.*

SUPPLEMENTARY INFORMATION:

Table of Contents

I. Authority and Background
II. Synopsis of the Notice of Proposed Rulemaking
III. Discussion
  A. Scope of Applicability
  B. Proposed Withdrawal of Revised General Service Lamp and General Service Incandescent Lamp Definitions
    1. Five Specialty Incandescent Lamps
    2. Incandescent Reflector Lamps
    3. T-Shape Lamps and B, BA, CA, F, G16–1/2, G25, G30, S, and M–14 Lamps
    4. Candelabra Base Lamps in Shapes B, BA, CA, F, G16–1/2
  C. Withdrawal of Supplemental Definitions
IV. Overview of Data
  A. Discussion of Data
  B. Lamp Shipments
  C. Requests for Additional Data
V. Procedural Issues and Regulatory Review
  A. Review Under Executive Order 12866 and 13563
  B. Review Under Executive Order 13771
  C. Review Under the Regulatory Flexibility Act
  D. Review Under the Paperwork Reduction Act of 1995
  E. Review Under the National Environmental Policy Act of 1969
  F. Review Under Executive Order 13132
  G. Review Under Executive Order 12988
  H. Review Under the Unfunded Mandates Reform Act of 1995
  I. Review Under the Treasury and General Government Appropriations Act, 1999
  J. Review Under Executive Order 12630
  K. Review Under Treasury and General Government Appropriations Act, 2001
  L. Review Under Executive Order 13211
VI. Public Participation
  A. Attendance at Public Meeting
  B. Procedure for Submitting Prepared General Statements for Distribution
  C. Conduct of Public Meeting
  D. Submission of Comments
  E. Issues on Which DOE Seeks Comment
VII. Approval of the Office of the Secretary

I. Authority and Background

Title III, Part B of the Energy Policy and Conservation Act of 1975 (EPCA or the Act), Public Law 94–163 (42 U.S.C. 6291–6309, as codified), established the Energy Conservation Program for Consumer Products Other Than Automobiles, a program covering most major household appliances (collectively referred to as ''covered products''), which includes general service lamps (GSLs), the subject of this NOPR. Amendments to EPCA in the Energy Independence and Security Act of 2007 (EISA) directed DOE to conduct two rulemaking cycles to evaluate energy conservation standards for GSLs. (42 U.S.C. 6295(i)(6)(A)–(B)) GSLs are currently defined in EPCA to include general service incandescent lamps (GSILs), compact fluorescent lamps (CFLs), general service light-emitting diode (LED) lamps and organic light-emitting diode (OLED) lamps, and any other lamps that the Secretary of Energy (Secretary) determines are used to satisfy lighting applications traditionally served by general service incandescent lamps. (42 U.S.C. 6291(30)(BB))

For the first rulemaking cycle, Congress instructed DOE to initiate a rulemaking process prior to January 1, 2014, to consider two questions: (1) Whether to amend energy conservation standards for general service lamps and (2) whether ''the exemptions for certain incandescent lamps should be maintained or discontinued.'' (42 U.S.C. 6295(i)(6)(A)(i)) Further, if the Secretary determines that the standards in effect for GSILs should be amended, EPCA provides that a final rule must be published by January 1, 2017, with a compliance date at least 3 years after the date on which the final rule is published. (42 U.S.C. 6295(i)(6)(A)(iii)) In developing such a rule, DOE must consider a minimum efficacy standard of 45 lumens per watt (lm/W). (42 U.S.C. 6295(i)(6)(A)(ii)) If DOE fails to complete a rulemaking in accordance with 42 U.S.C. 6295(i)(6)(A)(i)–(iv) or a final rule from the first rulemaking cycle does not produce savings greater than or equal to the savings from a minimum efficacy standard of 45 lm/W, the statute provides a ''backstop'' under which DOE must prohibit sales of GSLs that do not meet a minimum 45 lm/W standard

beginning on January 1, 2020. (42 U.S.C. 6295(i)(6)(A)(v))

The EISA-prescribed amendments further directed DOE to initiate a second rulemaking cycle by January 1, 2020, to determine whether standards in effect for GSILs should be amended with more-stringent requirements and if the exemptions for certain incandescent lamps should be maintained or discontinued. (42 U.S.C. 6295(i)(6)(B)(i)) For this second review of energy conservation standards, the scope is not limited to incandescent lamp technologies. (42 U.S.C. 6295(i)(6)(B)(ii))

DOE initiated the first GSL standards rulemaking process by publishing in the **Federal Register** a notice of availability of a framework document. 78 FR 73737 (Dec. 9, 2013); *see also* 79 FR 73503 (Dec. 11, 2014) (notice of availability of preliminary analysis). DOE later issued a NOPR to propose amended energy conservation standards for GSLs. 81 FR 14528, 14629–14630 (Mar. 17, 2016) (the March 2016 NOPR). The March 2016 NOPR focused on the first question that Congress directed DOE to consider—whether to amend energy conservation standards for general service lamps. (42 U.S.C. 6295(i)(6)(A)(i)(I)) In the March 2016 NOPR proposing energy conservation standards for GSLs, DOE stated that it would be unable to undertake any analysis regarding GSILs and other incandescent lamps because of a then applicable congressional restriction (the Appropriations Rider [1]) on the use of appropriated funds to implement or enforce 10 CFR 430.32(x). 81 FR 14528, 14540–14541 (Mar. 17, 2016). Notably, the applicability of this Appropriations Rider has not been extended in the current appropriations statute, and thus is no longer in effect.[2]

In response to comments to the March 2016 NOPR, DOE conducted additional research and published a notice of proposed definition and data availability (NOPDDA), which proposed to amend the definitions of GSIL and GSL. 81 FR 71794, 71815 (Oct. 18, 2016). DOE explained that the October 2016 NOPDDA related to the second question that Congress directed DOE to consider—whether ''the exemptions for certain incandescent lamps should be maintained or discontinued,'' and was not a rulemaking to establish an energy conservation standard for GSLs. (42 U.S.C. 6295(i)(6)(A)(i)(II)); *see also* 81 FR 71798. The relevant ''exemptions,'' DOE explained, referred to the 22 categories of incandescent lamps that are statutorily excluded from the definitions of GSIL and GSL. 81 FR 71798. In the NOPDDA, DOE clarified that it was defining what lamps constitute GSLs so that manufacturers could understand how any potential energy conservation standards might apply to the market. *Id.*

On January 19, 2017, DOE published two final rules concerning the definition of GSL. 82 FR 7276; 82 FR 7322. The January 2017 definition final rules amended the definitions of GSIL and GSL by bringing certain categories of lamps that had been excluded by statute from the definition of GSIL within the definitions of GSIL and GSL. Like the October 2016 NOPDDA, DOE stated that the January 2017 definition final rules related only to the second question that Congress directed DOE to consider, regarding whether to maintain or discontinue certain ''exemptions.'' (42 U.S.C. 6295(i)(6)(A)(i)(II)). That is, neither of the two final rules issued on January 19, 2017, purported to establish energy conservation standards applicable to GSLs.

With the removal of the Appropriations Rider in the Consolidated Appropriations Act, 2017, DOE is no longer restricted from undertaking analysis and decision making required by the first question presented by Congress, *i.e.,* whether to amend energy conservation standards for general service lamps, including GSILs. Thus, on August 15, 2017, DOE published a notice of data availability and request for information (NODA) seeking data for GSILs and other incandescent lamps. 82 FR 38613. The purpose of this NODA was to assist DOE in making a decision on the first question posed to DOE by Congress; *i.e.,* a determination regarding whether standards for GSILs should be amended. Comments submitted in response to the NODA also led DOE to re-consider the decisions it had already made with respect to the second question presented to DOE; *i.e.,* whether the exemptions for certain incandescent lamps should be maintained or discontinued. As a result of the comments received in response to the NODA, DOE re-assessed the legal interpretations underlying certain decisions made in the January 2017 definition final rules and developed this proposal to withdraw the revised definitions of GSL, GSIL, and the supporting definitions established in the January 2017 definition rules.

The determination on whether to amend standards for GSILs remains a decision DOE is obligated to make and will be addressed in a separate rulemaking proceeding. In that future proceeding, DOE will include the data received from the NODA to conduct its analysis of whether energy conservation standards for GSILs need to be amended. In this current proposal, DOE addresses only the scope of lamps considered to be GSILs and thus GSLs.

II. Synopsis of the Notice of Proposed Rulemaking

In this NOPR, DOE proposes to withdraw the revised definitions of GSL and GSIL established in the January 2017 definition rules which take effect on January 1, 2020. These definitions improperly included certain GSILs as GSLs. Additionally, DOE proposes to withdraw the supplemental definitions established in the January 2017 final definition rules that would no longer be necessary in light of the proposed withdrawal of the revised definitions of GSL and GSIL. This proposal would maintain the existing definitions of GSL and GSIL currently found in DOE's regulations, which are the same as the statutory definition of those terms. Specifically, the proposed withdrawal would maintain the statutory exclusions of specified lamps from the definition of GSIL, and thus, such lamps would not be GSLs.

III. Discussion

DOE developed this proposal after re-evaluating its legal interpretations underlying the two January 2017 definition final rules and considering comments, data, and information from interested parties that represent a variety of interests. The following discussion addresses issues raised by these commenters.

A. Scope of Applicability

If this NOPR is adopted, DOE would retain the existing statutory exemptions from the GSIL definition by withdrawing the revised definition of GSIL, which, among other lamps included as GSIL the five specialty incandescent lamps regulated under 42 U.S.C. 6295(l)(4), namely rough service lamps, vibration service lamps, 3-way incandescent lamps, high lumen lamps and shatter-resistant lamps. Additionally, DOE would maintain the existing exclusion of IRLs from the statutory definitions of GSIL and GSL, as well as T-shape lamps that use no more than 40 W or have a length of

[1] Section 312 of the Consolidated and Further Continuing Appropriations Act, 2016 (Pub. L. 114–113, 129 Stat. 2419) prohibits expenditure of funds appropriated by that law to implement or enforce: (1) 10 CFR 430.32(x), which includes maximum wattage and minimum rated lifetime requirements for GSILs; and (2) standards set forth in section 325(i)(1)(B) of EPCA (42 U.S.C. 6295(i)(1)(B)), which sets minimum lamp efficiency ratings for incandescent reflector lamps.

[2] See, the Consolidated Appropriations Act of 2017 (Pub. L. 115–31, div. D, tit. III); see also, Consolidated Appropriations Act, 2018 (Pub. L. 115–141).

more than 10 inches, B, BA, CA, F, G16–1/2, G25, G30, S, and M–14 lamps of 40 W or less. Further, candelabra base incandescent lamps would not be considered GSL because the existing definition of GSIL applies only to medium screw base lamps.

The Sierra Club and Earthjustice commented in response to the August 2017 NODA that any attempt by DOE to reinstate a narrow scope for the 2020 standards or to roll back or otherwise evade the backstop requirement would violate the law. (Sierra Club and Earthjustice, No. 8 at p. 1). The Southeast Energy Efficiency Alliance (hereafter the ''Energy Efficiency Advocates'' or the ''EEAs'') similarly commented that any action by DOE to narrow the definition of GSL would increase the allowable energy use of lamps subject to the backstop standard, thereby violating EPCA's anti-backsliding provision in 42 U.S.C. 6295(o)(1). (EEAs, No. 11 at p. 16) The California Energy Commission (CEC) also asserted that while DOE can further modify the definition of ''general service lamp'' to add new lamp types, it is statutorily prohibited from taking any action that results in an energy conservation standard that is less stringent than 45 lm/W. (CEC, No. 6 at p. 5)

DOE acknowledges that this proposal would maintain the existing statutory scope of lamps that would be the subject of analysis in determining the potential for significant energy savings, economic justification, and technological feasibility of any future GSL energy conservation standard. For the reasons described in this proposal, DOE believes that scope is more legally justifiable than the definitions contained in the January 2017 rules. Maintaining the statutory definitions of GSIL and GSL would ensure that only those lamps intended by Congress to be GSILs and GSLs would be subject to energy conservation standards. DOE welcomes comment regarding this proposed change in scope to the definitions of GSIL and GSL and the consequences of such change.

With regard to the applicability of EPCA's anti-backsliding provision, DOE notes that the first of the two [3] January 2017 definition final rules was explicit in stating that it did not make a determination regarding energy conservation standards for any type of GSL. The definition final rule was unambiguous in maintaining that it constituted a decision on whether to maintain or discontinue various lamp exemptions based, in part on lamp sales and determining that certain types of lamps should be included as GSLs because they are used for lighting applications traditionally served by GSILs. The final rule stated clearly that it ''does not determine whether DOE should impose or amend standards for any category of lamps, such as GSILs or GSLs.'' 82 FR 7277. While DOE acknowledged that a likely consequence of including additional lamps in the definition of GSL is that those lamps would be subject to energy conservation standards, DOE made clear in the rule that it was not undertaking the statutory analysis required to develop an energy conservation standard. DOE was only determining which lamps to include within the scope of GSLs, a precursor to any standards development for GSLs. *Id.* at 82 FR 7278.

The anti-backsliding provision at 42 U.S.C. 6295(o) precludes DOE from amending an existing energy conservation standard to permit greater energy use or a lesser amount of energy efficiency. This proposed rule cannot possibly constitute the amendment of an existing energy conservation standard to permit greater energy use or a lesser amount of energy efficiency, given that: (1) The proposal is considering withdrawing two final rules that DOE stated explicitly were not energy conservation standards; (2) DOE was previously prohibited by the Appropriations Rider from making a determination regarding the need for amending standards applicable to GSILs; and (3) DOE never finalized its March 2016 proposed rule concerning establishing energy conservation standards for GSLs.

Moreover, DOE has not yet made a final determination on whether standards applicable to GSILs should be amended, and, therefore, no backstop energy conservation standard has yet been imposed.[4] DOE will make this determination in a future rulemaking proceeding, in which DOE will perform the required statutory analysis to determine whether amending standards applicable to GSILs is technologically feasible and economically justified and would result in a significant savings of energy. Thus, it is not possible that a change in the definition of GSL could constitute ''backsliding'' prohibited by EPCA. Further, the withdrawal of definitions that have not yet taken effect results in the maintenance of the current definitions of the relevant terms. Retaining the status quo cannot constitute backsliding.

DOE recognizes the language in the January 2017 definition final rules concerning whether the rules constituted a standard may be a source of confusion. While DOE stated multiple times in the definition rules that the rules did not constitute a standard, DOE acknowledged in the rules that a consequence of expanding the scope of GSL and GSIL would be that additional incandescent lamps may become subject to either a DOE-developed standard or to the 45 lm/W backstop standard. 82 FR 7288. While DOE intends this current NOPR to reiterate unambiguously its consistently stated position that DOE has not yet made a determination on whether to amend standards for GSLs, including GSILs, and therefore no backstop energy conservation standard has yet been imposed, DOE requests comment on whether any potential lack of clarity on what standards may apply to certain GSLs and GSILs caused financial hardship to retailers trying to plan their inventory.

B. Proposed Withdrawal of Revised General Service Lamp and General Service Incandescent Lamp Definitions

1. Five Specialty Incandescent Lamps

In the January 2017 definition rules, DOE included rough service lamps, shatter-resistant lamps, 3-way incandescent lamps, high lumen incandescent lamps and vibration service lamps in the definition of GSIL. 82 FR 7296. In its comments to the August 2017 NODA, the National Electrical Manufacturers Association (NEMA), with the support of General Electric (GE) Lighting, LEDVANCE, Westinghouse Lighting (Westinghouse) and the American Lighting Association (ALA), disagreed with DOE's approach for these lamps, arguing that DOE ignored and abandoned the specific regulatory process that Congress established for the five specialty incandescent lamps in 42 U.S.C. 6295(l)(4). (NEMA, No. 4 at p. 54)

Section 6295(l)(4) of EPCA requires DOE to consider energy efficiency standards for the following 5 categories

[3] In terms of order of publication in the daily edition of the **Federal Register** published on January 19, 2017. The second of the two final rules published on January 19, 2017, addressed only incandescent reflector lamps.

[4] On Aug. 8, 2017, NEMA filed a declaratory judgment action with the United States District Court for the Eastern District of California alleging EPCA preempted the California Energy Commission's state regulations establishing the 45 lm/W backstop standard for State-Regulated LED Lamps, State-Regulated Small Diameter Directional Lamps, and State-Regulated GSLs. The court denied NEMA's motion for judgment on the pleadings in an order issued on December 22, 2017. In that order, the court agreed with NEMA's reading that 42 U.S.C. 6295(i)(6)(A)(iii) of EPCA requires a final GSIL standards rule by January 1, 2017 only if DOE determines that standards for GSILs should be amended. *NEMA* v. *CEC,* No. 2:17–CV–01625–KJM–AC, 2017 WL 6558134 (E.D. Cal. Dec. 21, 2017).

of lamps if their respective lamp sales exceeded their predicted growth rate: Vibration service lamps, rough service lamps, 3-way incandescent lamps, shatter-resistant incandescent, and higher lumen (2,601–3,300 lm) incandescent lamps. Under this provision, DOE is required to track the sales data of these incandescent lamps annually, and initiate an accelerated rulemaking to establish energy conservation standards for these lamps if the actual annual unit sales of any of the lamp types in any year between 2010 and 2025 exceed the benchmark estimate of unit sales by at least 100 percent. (42 U.S.C. 6295(l)(4)(D)–(H)) If the Secretary does not complete the accelerated rulemakings within one year from the end of the previous calendar year during which predicted sales were exceeded, there is a ''backstop requirement'' for each lamp type, which would establish, by statute, energy conservation levels and related requirements. *Id.*

On December 26, 2017, DOE published a final rule codifying in the CFR, at 10 CFR 430.32(bb), the statutory backstop requirements for rough service lamps and vibration service lamps prescribed in 42 U.S.C. 6295(l)(4)(D)(ii) and (E)(ii), since, in 2015, these lamp types exceeded sales thresholds specified in the statute and DOE did not complete a rulemaking in the required time period. 82 FR 60845. These backstop requirements became an energy conservation standard for rough and vibration service lamps, and require vibration service lamps to: (1) Have a maximum 40-watt limitation and (2) be sold at retail only in a package containing one lamp. For rough service lamps, the backstop requires that the lamps: (1) Have a shatter-proof coating or equivalent technology that complies with NSF/ANSI 51 and is designed to contain the glass if the glass envelope of the lamp is broken and to provide effective containment over the life of the lamp; (2) have a maximum 40-watt limitation; and (3) be sold at retail only in a package containing one lamp.

DOE agrees with NEMA and other commenters that vibration service lamps, rough service lamps, 3-way incandescent lamps, shatter-resistant incandescent, and higher lumen (2,601–3,300 lm) incandescent lamps are subject to standards in accordance with a specific regulatory process under 42 U.S.C. 6295(l)(4). As such, DOE sees no need to undertake an additional process for determining whether to establish energy conservation standards for these lamp types as GSLs under 42 U.S.C. 6295(i)(6)(A)(i). Doing so would subject these lamp types to potentially two separate standards and create confusion among regulated entities as to which standard applies. To avoid any such double regulation, DOE proposes to withdraw the revised definitions of GSL and GSIL, and maintain the exclusion of the incandescent versions of these lamp types in the existing definition of GSIL.

2. Incandescent Reflector Lamps

When the January 2017 definition rules were issued, DOE in the first definition rule adopted a definition of GSL that reflected its discontinuation of certain exemptions and its maintaining of others, and its interpretation and application of certain clauses of the statutory definition of GSL. In that rule, DOE postponed its decision on the IRL exemption, which it had previously proposed to discontinue. Accordingly, that rule perpetuated the IRL exemption in DOE's regulatory definition. In the second definition final rule, issued simultaneously, DOE determined to discontinue the IRL exemption, and it amended its definition of GSL accordingly. 82 FR 7292; 82 FR 7323. In its comments to the August 2017 NODA, NEMA, supported by GE Lighting, LEDVANCE, Westinghouse Lighting and ALA, reiterated its comments from the January 2017 definition rulemaking that Congress twice excluded the incandescent reflector lamp from the definition of GSL in 42 U.S.C. 6291(30)(BB)(ii). In the statutory definition of GSL, NEMA pointed out that it states, without ambiguity, that the term ''general service lamp'' does ''not include'' (I) any of the lighting applications or bulb shapes that were excluded from the definition of ''GSIL'' or (ii) general service fluorescent lamps or incandescent reflector lamps. NEMA noted that it is significant that Congress specifically called out IRLs in the second sub-clause of this exclusion, because reflector lamps are also included in the list of lamp shapes excluded in the first sub-clause of the exclusion. NEMA added that Congress said the same thing twice in a single statutory breath and could not have been clearer: do not include or regulate incandescent reflector lamps within the definition of ''general service lamps.'' NEMA asserts this is because IRLs are already regulated under another part of the statute and Congress did not want the Secretary regulating them in this proceeding. (NEMA, No. 4 at pp. 59–60)

DOE agrees that EPCA specifically exempts IRLs from being GSLs in 42 U.S.C. 6291(30)(BB)(ii)(II).[5] While, in the second January 2017 definition rule, DOE previously interpreted section 6295(i)(6)(A)(i)(II) to include the exemption in section 6291(30)(BB)(ii) for IRLs, and expanded the scope of the GSL definition to include IRLs, DOE no longer adheres to this view for the reasons described in NEMA's comments in the preceding paragraph. As a result, DOE is of the opinion that the second January 2017 definition final rule that included IRLs within the definition of GSL was unauthorized as a matter of law. Thus, DOE proposes to withdraw the revised definitions of GSL and GSIL, which would remove IRLs from the definition of GSIL established in the second January 2017 definition rule.[6]

3. T-Shape Lamps and B, BA, CA, F, G16–1/2, G25, G30, S, and M–14 Lamps

In the January 2017 definition rules, DOE broadly redefined GSL, determining which exemptions set forth in 42 U.S.C. 6291(30)(D)(ii) and (BB)(ii) to maintain or discontinue on an assessment of whether lamps within a given exemption would provide a convenient unregulated alternative to lamps that could be subject to energy conservation standards. 82 FR 7277. DOE based its decision on each exemption on an assessment of whether the exemption encompasses lamps that can provide general illumination and can functionally be a ready substitute for lamps already covered as GSLs. 82 FR 7288. DOE noted that it may be appropriate to discontinue an exemption even though current sales are relatively low, if technical characteristics of exempted lamps make them likely to serve as ready substitutes for GSLs once GSL standards are in place. *Id.* To that end, in the January 2017 definition rules, DOE determined that T-shape lamps are capable of providing overall illumination and therefore have a high potential for lamp switching. 82 FR 7294. Due to the high potential for lamp switching, reflected in part by high sales, DOE discontinued the exemption from the GSIL definition for T shape lamps that use not more than 40 watts or have a length of more than 10 inches. *Id.* Similarly, DOE discontinued exemptions from the GSIL definition for B, BA, CA, F, G16–1/2, G25, G30, S, and M–14 lamps of 40 W or less due to high sales volume and its

[5] 42 U.S.C. 6291(30)(BB)(ii)(II) provides that the ''term 'general service lamp' does not include . . . ''incandescent reflector lamp[s].''

[6] DOE notes that IRLs are already subject to minimum efficiency standards, and DOE completed a final rule in January 2015 that concluded amended energy conservation standards for IRLs (other than ER30, BR30, BR40, and ER40 lamps of 50 W or less; BR30 BR40, and ER40 lamps of 65 W; and R20 lamps of 45 W or less) would not be economically justified. 80 FR 4042 (January 26, 2015).

concern with lamp switching for these lamps. 82 FR 7295.

NEMA, with the support of GE lighting, LEDVANCE, Westinghouse Lighting and ALA, asserted in its comments on the August 2017 NODA that Congress did not authorize the Secretary to define a GSL in terms of whether it was a ''convenient unregulated alternative'' to a regulated lamp. Instead, Congress identified three specific types of lamps that were GSLs and gave the Secretary limited authority to include ''other lamps . . . used to satisfy lighting applications traditionally served by general service incandescent lamps.'' (NEMA, No. 4 at pp. 49–50) NEMA further asserted that ''convenient unregulated alternative'' is a subjective non-statutory catchphrase adopted by DOE to avoid the meaningful objective, dynamic sales analysis intended by Congress whether a consumer will actually or even likely switch from a more efficient general service lamp to a less efficient lamp and thereby undermine energy efficiency.

With regard to T-shape lamps, NEMA asserted that DOE inferred lamp switching risk for T-shape lamps from subjectively determined high sales in one year without citing evidence of actual or likely switching by consumers. (NEMA, No. 4 at pp. 50–51) NEMA questioned how DOE could know this without any evidence that the T-shape lamp's sales were increasing because they were being switched for GSLs. (NEMA, No. 4 at pp. 55) NEMA asserted that there are no facts in the record on which DOE relied on that ''switching'' between the T-shape lamp and the standard incandescent lamp was occurring. NEMA stated that the exemption for the T-shape lamp should be maintained in the absence of any evidence in the rulemaking record that would justify regulation. (NEMA, No. 4 at pp. 56)

Regarding B, BA, CA, F, G16–1/2, G25, G30, S, and M–14 lamps, NEMA asserted that DOE referred to no evidence of lamp switching between these odd shape lamps and the general service lamp. Nor did DOE rely on any evidence of increasing sales of a particular lamp, which NEMA asserted is the test that Congress specifically required in section 6295(i)(1)(E)(ii) before an exemption can be discontinued. NEMA stated that the sales data in the record does not support a lamp switching claim, as the data showed declining or at best flat sales for these lamps over time. Instead, DOE's entire conclusion rests upon a completely subjective, unsubstantiated claim of potential. (NEMA, No. 4 at pp. 55)

DOE agrees with NEMA and other commenters that DOE may have overstepped its limited authority by adding T-shape lamps and B, BA, CA, F, G16–1/2, G25, G30, S, and M–14 lamps to the definition of GSIL. DOE acknowledges it relied on factors which Congress did not intend it to consider, rather than actual unit sales. DOE acknowledges it is unlikely Congress intended that DOE have broad discretion to regulate an incandescent lamp out of existence based on an assumption that manufacturers could make and sell an LED version of the lamp or that Congress authorized DOE to eliminate ''convenient unregulated alternatives'' that DOE concluded could undercut this unstated intent of Congress. Thus, DOE proposes to withdraw the revised definitions of GSL and GSIL, which would maintain the current exclusion of T-shape lamps and B, BA, CA, F, G16–1/2, G25, G30, S, and M–14 lamps from the definition of GSIL.

4. Candelabra Base Lamps in Shapes B, BA, CA, F, G16–1/2

EPCA defines the term GSL to include any other lamps that the Secretary determines are used to satisfy lighting applications traditionally served by GSILs. (42 U.S.C. 6291(30)(BB)(i)(IV)) In the January 2017 definition rule, DOE determined that lamps that would satisfy the same applications as traditionally served by GSILs are ones that would provide overall illumination. 82 FR 7304. To implement this determination, DOE revised the definition of GSL to include all lamps that have an ANSI base. One of the larger categories of lamps that this includes is candelabra base lamps. Candelabra base lamps are often available in shapes such as B, BA, CA, F, and G16–1/2.

In response to the August 2017 NODA, NEMA, with the support of other commenters, objected to DOE's revised definition of GSL, which NEMA argued causes the Secretary to abandon any inquiry into the lighting applications traditionally served by GSILs, and re-writes the statute in a manner that is contrary to law and not authorized by EPCA. This re-write allows DOE to focus on whether a lamp is ''used in general lighting applications,'' which results in DOE being able to include nearly anything that emits light in the class of ''general service lamp,'' including a candelabra base lamp. NEMA further asserted that a consumer cannot use a candelabra base lamp in a medium screw base application, as the shape of the bulb is not desired by the consumer for GSIL applications, and the lumen output of the lamp is too low for most applications traditionally served by GSILs. (NEMA, No. 93 at p. 34). Additionally, NEMA shared data indicating that sales of these lamps have been declining, contrary to DOE's estimation. (NEMA, No. 93 at p. 22).

In consideration of these comments, DOE proposes to withdraw the revised definition of GSL, which would maintain the current exclusion of candelabra base lamp shapes from the definition of GSL. Overbreadth in DOE's January 2017 final rules had the consequence of including lamps such as candelabra base lamps as GSLs, even though such lamps could not meet the statutory definition of GSIL since such lamps do not have a medium screw base. New data submitted by NEMA also indicates that DOE's estimated shipment numbers for candelabra base incandescent lamps in the August 2017 NODA were potentially too high by a factor of more than two. (NEMA, No. 93 at p. 22).

C. Withdrawal of Supplemental Definitions

DOE proposes to withdraw the following supplemental definitions included in the January 2017 definition rules. These definitions are no longer necessary as they were included to provide clarity to the revised GSL and GSIL definitions, which are proposed to be withdrawn: ''Black light lamp,'' ''Bug lamp,'' ''Colored lamp,'' ''General service light-emitting diode (LED) lamp,'' ''General service organic lighting-emitting diode (OLED) lamp,'' ''Infrared lamp,'' ''Integrated lamp,'' ''LED Downlight Retrofit Kit,'' ''Left-hand thread lamp,'' ''Light fixture,'' ''Marine lamp,'' ''Marine signal service lamp,'' ''Mine service lamp,'' ''Non-integrated lamp,'' ''Other fluorescent lamp,'' ''Pin base lamp,'' ''Plant light lamp,'' ''Reflector lamp,'' ''Showcase Lamp,'' ''Sign service lamp,'' ''Silver bowl lamp,'' ''Specialty MR lamp,'' and ''Traffic signal lamp.''

For these same reasons, DOE also proposes to withdraw the revision of the definition of ''designed and marketed'' published in the January 19, 2017 definition rule. 82 FR 7321.

IV. Overview of Data

A. Discussion of Data

Historically, the Department has not conducted analysis of its definitional rules. In its January 2017 rules, DOE explained that the analytical requirements to which DOE is subject apply, by their terms, only when DOE prescribes a new or amended standard. By contrast, a rule that alters

definitions, as this proposal would do, does not establish or materially change any standard, and the same analytical requirements do not apply (82 FR 7278). As a result, this proposal does not include a technical support document or other analyses for the definition change.

Although the definitional changes in this proposal are not subject to analysis, this proposal reiterates that DOE has not yet made a determination on whether to amend standards for GSLs, including GSILs, and therefore no backstop energy conservation standard has yet been imposed. DOE anticipates that clarifying this point will result in measurable effects on the markets for certain incandescent lamps, including vibration service, 3-way, shatter resistant, high-lumen, candelabra, halogen, and globe lamps. Significant uncertainty exists in the retail market regarding the scope of lamps that may be available for sale, which DOE has failed to clarify in previous statements or rulemakings. As a result of this uncertainty, retail outlets have not been able to plan adequately for a potential change in stock, or lack thereof. This uncertainty creates cost for retailers, and this clarification is expected to reduce those uncertainty costs. DOE is conducting an analysis regarding the extent of those cost savings and affected retail outlets. DOE requests comment on the potential range of cost savings associated with this proposed action.

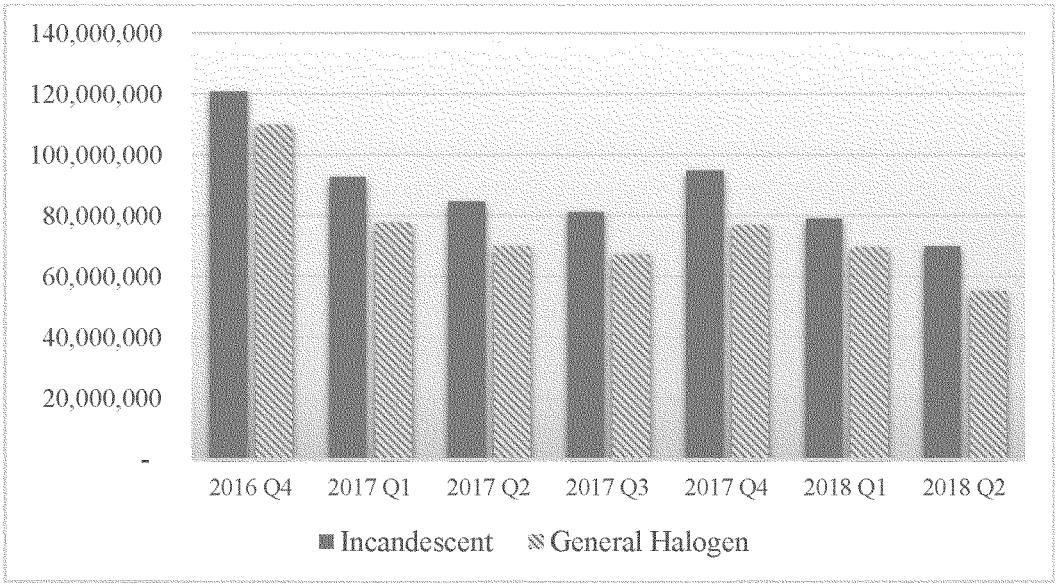
B. Lamp Shipments

DOE examined available shipments data for halogen lamps, LEDs, and incandescent lamps for portions of 2016 through 2018. This proposal would clarify the ability to sell several lamp types and could affect the near-term availability of certain incandescent and halogen lamps. These shipment data illustrate the magnitude of those changes. Further, shipment data relating to LEDs illustrate the market for these technologies relative to halogen lamps.

Graph IV.1 represents quarterly shipments in the consumer channel, which includes department stores, club stores, drug wholesalers and retailers, hardware stores, home centers, online sales, and all other retail. DOE focused on the consumer channel because this channel captures the vast majority of incandescent and halogen lamp shipments (approximately 90% and 97%, respectively).

As can be seen below, quarterly incandescent and halogen shipments have tapered off from a high of 121.1 million and 110.2 million, respectively, in 2016 Q4. Despite this decline, in 2018 shipments totaled 149.5 million for incandescent and 125.4 million for halogen lamps.

Graph IV.1 Consumer Channel Lamp Shipments, 2016–2018



Across all lamp types, incandescent lamp shipments sold in the consumer channel averaged $0.54 per unit in 2018. Similarly across all lamp types, halogen lamp shipments averaged $0.88 per unit in 2018. These average prices are as reported by manufacturers, and do not display price variation from lamp type to lamp type, such as between incandescent A-line and incandescent candelabra lamps.

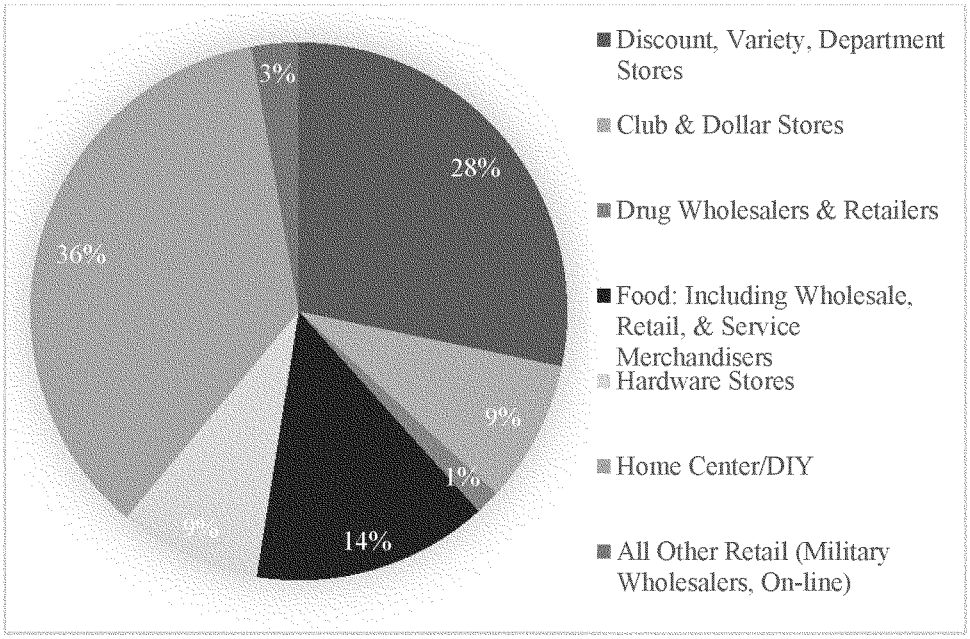
Based on retailer interviews, DOE is aware that some retail establishments are currently planning stock for the first quarter of 2020. There are several reasons why retailers may make stocking decisions well in advance of a compliance date. After shipment, products are in transit and move through distribution centers before arriving at a retail destination. These logistics add significant lags between shipment and final sale. In addition, at any given point a large retailer may have significant inventory in transit or in distribution centers rather than on store shelves, which complicates large retailers' ability to account for all inventory that might be sold starting in 2020.

Retailers are faced with significant uncertainty as to which products will be eligible for sale after 2019 Q4. The biggest uncertainty costs are from the potential of having empty shelves (''open bays''), which products to source to replace any potentially non-compliant products, markdowns to clear out inventory, and lost sales from inventory that is still in distribution centers or in transit rather than on store shelves.

The largest retail segments of the consumer channel for lamps are home centers and discount, variety, and department stores. These data indicate the retail segments most likely to be

affected by lack of clarity regarding the ability to sell several lamp types.

Chart IV.2—Consumer Channel Incandescent Shipments by Retail Type: 2018 Q2



The lamp shipment data above partially illustrate the magnitude of this uncertainty, and the retail shipments indicate which stores are affected. However, the Department is interested in additional input to inform its analysis (*See section IV.C*).

C. Requests for Additional Data

As part of its effort to measure the effects of clarifying the ability to sell several lamp types, DOE seeks comments and data on the following:

1. How long does it take for a product, such as a lamp, to move through a major retailer's distribution centers to the store, including transit?

2. How long are lamps on the shelf at major retailers before they are purchased?

3. How many units and lamp types of incandescents, CFLs, and LEDs do major retailers have in distribution, transit, and in stores?

4. For affected retailers, what proportion of bays, sales, or inventory is lighting products? The Department is particularly interested in data from Home Center/DIY stores and discount, variety, and department stores.

5. How much time would it take retailers to identify and source new products for an open retail bay?

6. What are the opportunity costs associated with an open bay?

7. Which retailers are affected by additional uncertainty pertaining to the ability to sell certain lamp types beginning in January 2020?

The Department is particularly interested in data from Home Center/DIY stores and discount, variety, and department stores, but welcomes data pertaining to all affected retailers.

V. Procedural Issues and Regulatory Review

A. Review Under Executive Orders 12866 and 13563

The Office of Management and Budget (OMB) has determined that this NOPR does not constitute a ''significant regulatory action'' under section 3(f) of Executive Order 12866, Regulatory Planning and Review, 58 FR 51735 (Oct. 4, 1993). This proposed rule neither implements nor seeks to enforce any standard. Rather, this proposed rule merely seeks to maintain the currently effective regulatory definitions of GSL and GSIL. Accordingly, this action was not subject to review under the Executive Order by the Office of Information and Regulatory Affairs (OIRA) in the OMB.

B. Review Under Executive Order 13771

On January 30, 2017, the President issued Executive Order 13771, ''Reducing Regulation and Controlling Regulatory Costs.'' The Executive Order stated the policy of the executive branch is to be prudent and financially responsible in the expenditure of funds, from both public and private sources. The Order stated that it is essential to manage the costs associated with the governmental imposition of private expenditures required to comply with Federal regulations. Consistent with Executive Order 13771, this proposed rule is estimated to result in cost savings. Therefore, this rule is an Executive Order 13771 deregulatory action.

C. Review Under the Regulatory Flexibility Act

The Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) requires preparation of an initial regulatory flexibility analysis (IRFA) for any rule that by law must be proposed for public comment, unless the agency certifies that the rule, if promulgated, will not have a significant economic impact on a substantial number of small entities. As required by Executive Order 13272, ''Proper Consideration of Small Entities in Agency Rulemaking,'' 67 FR 53461 (August 16, 2002), DOE published procedures and policies on February 19, 2003, to ensure that the potential impacts of its rules on small entities are properly considered during the rulemaking process. 68 FR 7990. DOE

has made its procedures and policies available on the Office of the General Counsel's website (*http://energy.gov/gc/office-general-counsel*).

DOE reviewed the proposed withdrawal of the revised definitions for GSL, GSIL and related terms proposed in this NOPR under the provisions of the Regulatory Flexibility Act and the procedures and policies published on February 19, 2003. DOE certifies that the proposed rule, if adopted, would not have a significant economic impact on a substantial number of small entities. The factual basis for this certification is set forth in the following paragraphs.

For manufacturers of GSLs, the SBA has set a size threshold, which defines those entities classified as ''small businesses'' for the purposes of the statute. DOE used the SBA's small business size standards to determine whether any small entities would be subject to the requirements of the rule See 13 CFR part 121. The size standards are listed by NAICS code and industry description and are available at *http://www.sba.gov/sites/default/files/files/Size_Standards_Table.pdf.* Manufacturing of GSLs is classified under NAICS 335110, ''Electric Lamp Bulb and Part Manufacturing.'' The SBA sets a threshold of 1,250 employees or less for an entity to be considered as a small business for this category.

To estimate the number of companies that could be small businesses that manufacture GSLs covered by this rulemaking, DOE conducted a market survey using publicly available information. DOE's research involved information provided by trade associations (*e.g.,* NEMA [7]) and information from DOE's Compliance Certification Management System (CCMS) Database,[8] EPA's ENERGY STAR Certified Light Bulbs Database,[9] previous rulemakings, individual company websites, SBA's database, and market research tools (*e.g.,* Hoover's reports [10]). DOE used information from these sources to create a list of companies that potentially manufacture or sell GSLs and would be impacted by this rulemaking. DOE screened out companies that do not offer products covered by this rulemaking, do not meet the definition of a ''small business,'' or are completely foreign owned and operated. DOE determined that eight companies are small businesses that maintain domestic production facilities for general service lamps.

DOE notes that this proposed rule seeks to withdraw the revised definitions of GSIL and GSL that are effective in 2020 in order to maintain the existing regulatory definitions of these terms, which is the same as the statutory definitions of these terms, including exclusions of certain lamp types. As a result, certain lamps will continue to be exempt from complying with current Federal test procedures and any applicable Federal energy conservation standards. For this reason, DOE tentatively concludes and certifies that the proposed withdrawal of the definitions would not have a significant economic impact on a substantial number of small entities, and the preparation of an IRFA is not warranted.

D. Review Under the Paperwork Reduction Act

Manufacturers of GSLs must certify to DOE that their products comply with any applicable energy conservation standards. In certifying compliance, manufacturers must test their products according to the DOE test procedures for GSLs, including any amendments adopted for those test procedures. DOE has established regulations for the certification and recordkeeping requirements for all covered consumer products and commercial equipment. *See generally* 10 CFR part 429. The collection-of-information requirement for the certification and recordkeeping is subject to review and approval by OMB under the Paperwork Reduction Act (PRA). This requirement has been approved by OMB under OMB control number 1910–1400. Public reporting burden for the certification is estimated to average 30 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

Notwithstanding any other provision of the law, no person is required to respond to, nor shall any person be subject to a penalty for failure to comply with, a collection of information subject to the requirements of the PRA, unless that collection of information displays a currently valid OMB control number.

E. Review Under the National Environmental Policy Act of 1969

Pursuant to the National Environmental Policy Act (NEPA) of 1969, DOE has determined that the proposed rule fits within the category of actions included in Categorical Exclusion (CX) B5.1 and otherwise meets the requirements for application of a CX. (See 10 CFR part 1021, App. B, B5.1(b); 1021.410(b) and App. B, B(1)–(5).) The proposed rule fits within this category of actions because it is a rulemaking that maintains the existing definitions of a covered class of products. Therefore, DOE has made a CX determination for this rulemaking, and DOE does not need to prepare an Environmental Assessment or Environmental Impact Statement for this rule. DOE's CX determination for this rule is available at *http://energy.gov/nepa/categorical-exclusion-cx-determinations-cx.*

F. Review Under Executive Order 13132

Executive Order 13132, ''Federalism,'' 64 FR 43255 (August 10, 1999), imposes certain requirements on federal agencies formulating and implementing policies or regulations that preempt state law or that have Federalism implications. The Executive Order requires agencies to examine the constitutional and statutory authority supporting any action that would limit the policymaking discretion of the states and to carefully assess the necessity for such actions. The Executive Order also requires agencies to have an accountable process to ensure meaningful and timely input by state and local officials in the development of regulatory policies that have Federalism implications. On March 14, 2000, DOE published a statement of policy describing the intergovernmental consultation process it will follow in the development of such regulations. 65 FR 13735. DOE has examined this proposed rule and has determined that it would not have a substantial direct effect on the states, on the relationship between the national government and the states, or on the distribution of power and responsibilities among the various levels of government. EPCA governs and prescribes federal preemption of state regulations as to energy conservation for the products that are the subject of this proposed rule. States can petition DOE for exemption from such preemption to the extent, and based on criteria, set forth in EPCA. (42 U.S.C. 6297) Therefore, no further action is required by Executive Order 13132.

[7] National Electric Manufacturers Association | Member Products | Lighting Systems | Related Manufacturers, *http://www.nema.org/Products/Pages/Lighting-Systems.aspx* (last accessed September 26, 2018).

[8] DOE's Compliance Certification Database | Lamps—Bare or Covered (No Reflector) Medium Base Compact Fluorescent, *http://www.regulations.doe.gov/certification-data* (last accessed September 26, 2018).

[9] ENERGY STAR Qualified Lamps Product List, *http://downloads.energystar.gov/bi/qplist/Lamps_Qualified_Product_List.xls?dee3-e997* (last accessed September 26, 2018).

[10] Hoovers | Company Information | Industry Information | Lists, *http://www.hoovers.com* (last accessed September 26, 2018).

G. Review Under Executive Order 12988

With respect to the review of existing regulations and the promulgation of new regulations, section 3(a) of Executive Order 12988, ''Civil Justice Reform,'' imposes on federal agencies the general duty to adhere to the following requirements: (1) Eliminate drafting errors and ambiguity; (2) write regulations to minimize litigation; (3) provide a clear legal standard for affected conduct rather than a general standard; and (4) promote simplification and burden reduction. 61 FR 4729 (Feb. 7, 1996). Regarding the review required by section 3(a), section 3(b) of Executive Order 12988 specifically requires that Executive agencies make every reasonable effort to ensure that the regulation: (1) Clearly specifies the preemptive effect, if any; (2) clearly specifies any effect on existing federal law or regulation; (3) provides a clear legal standard for affected conduct while promoting simplification and burden reduction; (4) specifies the retroactive effect, if any; (5) adequately defines key terms; and (6) addresses other important issues affecting clarity and general draftsmanship under any guidelines issued by the Attorney General. Section 3(c) of Executive Order 12988 requires Executive agencies to review regulations in light of applicable standards in section 3(a) and section 3(b) to determine whether they are met or it is unreasonable to meet one or more of them. DOE has completed the required review and determined that, to the extent permitted by law, this proposed rule meets the relevant standards of Executive Order 12988.

H. Review Under the Unfunded Mandates Reform Act of 1995

Title II of the Unfunded Mandates Reform Act of 1995 (UMRA) requires each federal agency to assess the effects of federal regulatory actions on state, local, and tribal governments and the private sector. Public Law 104–4, sec. 201 (codified at 2 U.S.C. 1531). For a proposed regulatory action likely to result in a rule that may cause the expenditure by state, local, and tribal governments, in the aggregate, or by the private sector of $100 million or more in any one year (adjusted annually for inflation), section 202 of UMRA requires a federal agency to publish a written statement that estimates the resulting costs, benefits, and other effects on the national economy. (2 U.S.C. 1532(a), (b)) The UMRA also requires a federal agency to develop an effective process to permit timely input by elected officers of state, local, and tribal governments on a proposed ''significant intergovernmental mandate,'' and requires an agency plan for giving notice and opportunity for timely input to potentially affected small governments before establishing any requirements that might significantly or uniquely affect them. On March 18, 1997, DOE published a statement of policy on its process for intergovernmental consultation under UMRA. 62 FR 12820. DOE's policy statement is also available at *http://energy.gov/gc/office-general-counsel.* DOE examined this proposed rule according to UMRA and its statement of policy and determined that the rule contains neither an intergovernmental mandate, nor a mandate that may result in the expenditure of $100 million or more in any year, so these requirements do not apply.

I. Review Under the Treasury and General Government Appropriations Act, 1999

Section 654 of the Treasury and General Government Appropriations Act, 1999 (Pub. L. 105–277) requires federal agencies to issue a Family Policymaking Assessment for any rule that may affect family well-being. This proposed rule would not have any impact on the autonomy or integrity of the family as an institution. Accordingly, DOE has concluded that it is not necessary to prepare a Family Policymaking Assessment.

J. Review Under Executive Order 12630

Pursuant to Executive Order 12630, ''Governmental Actions and Interference with Constitutionally Protected Property Rights,'' 53 FR 8859 (March 15, 1988), DOE has determined that this proposed rule would not result in any takings that might require compensation under the Fifth Amendment to the U.S. Constitution.

K. Review Under the Treasury and General Government Appropriations Act, 2001

Section 515 of the Treasury and General Government Appropriations Act, 2001 (44 U.S.C. 3516 note) provides for federal agencies to review most disseminations of information to the public under information quality guidelines established by each agency pursuant to general guidelines issued by OMB. OMB's guidelines were published at 67 FR 8452 (Feb. 22, 2002), and DOE's guidelines were published at 67 FR 62446 (Oct. 7, 2002). DOE has reviewed this NOPR under the OMB and DOE guidelines and has concluded that it is consistent with applicable policies in those guidelines.

L. Review Under Executive Order 13211

Executive Order 13211, ''Actions Concerning Regulations That Significantly Affect Energy Supply, Distribution, or Use,'' 66 FR 28355 (May 22, 2001), requires federal agencies to prepare and submit to OMB, a Statement of Energy Effects for any proposed significant energy action. A ''significant energy action'' is defined as any action by an agency that promulgates or is expected to lead to promulgation of a final rule, and that: (1) Is a significant regulatory action under Executive Order 12866, or any successor order; and (2) is likely to have a significant adverse effect on the supply, distribution, or use of energy, or (3) is designated by the Administrator of OIRA as a significant energy action. For any proposed significant energy action, the agency must give a detailed statement of any adverse effects on energy supply, distribution, or use should the proposal be implemented, and of reasonable alternatives to the action and their expected benefits on energy supply, distribution, and use.

This regulatory action to propose the withdrawal of the revised definitions of GSL, GSIL and supplemental definitions is not a significant regulatory action under Executive Order 12866. Moreover, it would not have a significant adverse effect on the supply, distribution, or use of energy, nor has it been designated as a significant energy action by the Administrator of OIRA. Therefore, it is not a significant energy action, and, accordingly, DOE has not prepared a Statement of Energy Effects.

VI. Public Participation

A. Attendance at Public Meeting

The time, date and location of the public meeting are listed in the **DATES** and **ADDRESSES** sections at the beginning of this document. If you plan to attend the public meeting, please notify Ms. Regina Washington at (202) 586–1214 or *Regina.Washington@ee.doe.gov.*

Please note that foreign nationals visiting DOE Headquarters are subject to advance security screening procedures which require advance notice prior to attendance at the public meeting. If a foreign national wishes to participate in the public meeting, please inform DOE of this fact as soon as possible by contacting Ms. Regina Washington at (202) 586–1214 or by email: *Regina.Washington@ee.doe.gov* so that the necessary procedures can be completed.

DOE requires visitors to have laptops and other devices, such as tablets, checked upon entry into the building. Any person wishing to bring these

devices into the Forrestal Building will be required to obtain a property pass. Visitors should avoid bringing these devices, or allow an extra 45 minutes to check in. Please report to the visitor's desk to have devices checked before proceeding through security.

Due to the REAL ID Act implemented by the Department of Homeland Security (DHS), there have been recent changes regarding ID requirements for individuals wishing to enter Federal buildings from specific States and U.S. territories. DHS maintains an updated website identifying the State and territory driver's licenses that currently are acceptable for entry into DOE facilities at *https://www.dhs.gov/real-id-enforcement-brief.* A driver's license from a State or territory identified as not compliant by DHS will not be accepted for building entry and one of the alternate forms of ID listed below will be required. Acceptable alternate forms of Photo-ID include U.S. Passport or Passport Card; an Enhanced Driver's License or Enhanced ID-Card issued by States and territories as identified on the DHS website (Enhanced licenses issued by these States and territories are clearly marked Enhanced or Enhanced Driver's License); a military ID or other Federal government-issued Photo-ID card.

In addition, you can attend the public meeting via webinar. Webinar registration information, participant instructions, and information about the capabilities available to webinar participants will be published on DOE's website: *https://www1.eere.energy.gov/buildings/appliance_standards/standards.aspx?productid=4* Participants are responsible for ensuring their systems are compatible with the webinar software.

B. Procedure for Submitting Prepared General Statements for Distribution

Any person who has plans to present a prepared general statement may request that copies of his or her statement be made available at the public meeting. Such persons may submit requests, along with an advance electronic copy of their statement in PDF (preferred), Microsoft Word or Excel, WordPerfect, or text (ASCII) file format, to the appropriate address shown in the **ADDRESSES** section at the beginning of this notice. The request and advance copy of statements must be received at least one week before the public meeting and may be emailed, hand-delivered, or sent by mail. DOE prefers to receive requests and advance copies via email. Please include a telephone number to enable DOE staff to make a follow-up contact, if needed.

C. Conduct of Public Meeting

DOE will designate a DOE official to preside at the public meeting and may also use a professional facilitator to aid discussion. The meeting will not be a judicial or evidentiary-type public hearing, but DOE will conduct it in accordance with section 336 of EPCA (42 U.S.C. 6306). A court reporter will be present to record the proceedings and prepare a transcript. DOE reserves the right to schedule the order of presentations and to establish the procedures governing the conduct of the public meeting. After the public meeting and until the end of the comment period, interested parties may submit further comments on the proceedings and any aspect of the rulemaking.

The public meeting will be conducted in an informal, conference style. DOE will present summaries of comments received before the public meeting, allow time for prepared general statements by participants, and encourage all interested parties to share their views on issues affecting this rulemaking. Each participant will be allowed to make a general statement (within time limits determined by DOE), before the discussion of specific topics. DOE will permit, as time permits, other participants to comment briefly on any general statements.

At the end of all prepared statements on a topic, DOE will permit participants to clarify their statements briefly and comment on statements made by others. Participants should be prepared to answer questions by DOE and by other participants concerning these issues. DOE representatives may also ask questions of participants concerning other matters relevant to this rulemaking. The official conducting the public meeting will accept additional comments or questions from those attending, as time permits. The presiding official will announce any further procedural rules or modification of the above procedures that may be needed for the proper conduct of the public meeting.

A transcript of the public meeting will be included in the docket, which can be viewed as described in the *Docket* section at the beginning of this notice. In addition, any person may buy a copy of the transcript from the transcribing reporter.

D. Submission of Comments

DOE will accept comments, data, and information regarding this proposed rule before or after the public meeting, but no later than the date provided in the **DATES** section at the beginning of this proposed rule. Interested parties may submit comments, data, and other information using any of the methods described in the **ADDRESSES** section at the beginning of this NOPR.

Submitting comments via *http://www.regulations.gov.* The *http://www.regulations.gov* web page will require you to provide your name and contact information. Your contact information will be viewable to DOE Building Technologies staff only. Your contact information will not be publicly viewable except for your first and last names, organization name (if any), and submitter representative name (if any). If your comment is not processed properly because of technical difficulties, DOE will use this information to contact you. If DOE cannot read your comment due to technical difficulties and cannot contact you for clarification, DOE may not be able to consider your comment.

However, your contact information will be publicly viewable if you include it in the comment itself or in any documents attached to your comment. Any information that you do not want to be publicly viewable should not be included in your comment, nor in any document attached to your comment. Otherwise, persons viewing comments will see only first and last names, organization names, correspondence containing comments, and any documents submitted with the comments.

Do not submit to *http://www.regulations.gov* information for which disclosure is restricted by statute, such as trade secrets and commercial or financial information (hereinafter referred to as confidential business information or CBI). Comments submitted through *http://www.regulations.gov* cannot be claimed as CBI. Comments received through the website will waive any CBI claims for the information submitted. For information on submitting CBI, see the Confidential Business Information section below.

DOE processes submissions made through *http://www.regulations.gov* before posting. Normally, comments will be posted within a few days of being submitted. However, if large volumes of comments are being processed simultaneously, your comment may not be viewable for up to several weeks. Please keep the comment tracking number that *www.regulations.gov* provides after you have successfully uploaded your comment.

Submitting comments via email, hand delivery/courier, or mail. Comments and documents submitted via email, hand delivery/courier, or mail also will be

posted to *http://www.regulations.gov.* If you do not want your personal contact information to be publicly viewable, do not include it in your comment or any accompanying documents. Instead, provide your contact information in a cover letter. Include your first and last names, email address, telephone number, and optional mailing address. The cover letter will not be publicly viewable as long as it does not include any comments.

Include contact information each time you submit comments, data, documents, and other information to DOE. If you submit via mail or hand delivery/courier, please provide all items on a CD, if feasible, in which case it is not necessary to submit printed copies. No telefacsimiles (faxes) will be accepted.

Comments, data, and other information submitted to DOE electronically should be provided in PDF (preferred), Microsoft Word or Excel, WordPerfect, or text (ASCII) file format. Provide documents that are not secured, that are written in English, and that are free of any defects or viruses. Documents should not contain special characters or any form of encryption and, if possible, they should carry the electronic signature of the author.

Campaign form letters. Please submit campaign form letters by the originating organization in batches of between 50 to 500 form letters per PDF or as one form letter with a list of supporters' names compiled into one or more PDFs. This reduces comment processing and posting time.

Confidential Business Information. Pursuant to 10 CFR 1004.11, any person submitting information that he or she believes to be confidential and exempt by law from public disclosure should submit via email, postal mail, or hand delivery/courier two well-marked copies: one copy of the document marked ''confidential'' including all the information believed to be confidential, and one copy of the document marked ''non-confidential'' with the information believed to be confidential deleted. Submit these documents via email or on a CD, if feasible. DOE will make its own determination about the confidential status of the information and treat it according to its determination.

Factors of interest to DOE when evaluating requests to treat submitted information as confidential include: (1) A description of the items; (2) whether and why such items are customarily treated as confidential within the industry; (3) whether the information is generally known by or available from other sources; (4) whether the information has previously been made available to others without obligation concerning its confidentiality; (5) an explanation of the competitive injury to the submitting person that would result from public disclosure; (6) when such information might lose its confidential character due to the passage of time; and (7) why disclosure of the information would be contrary to the public interest.

It is DOE's policy that all comments may be included in the public docket, without change and as received, including any personal information provided in the comments (except information deemed to be exempt from public disclosure).

E. Issues on Which DOE Seeks Comment

DOE welcomes comments on any aspect of this proposal, without restriction.

VII. Approval of the Office of the Secretary

The Secretary of Energy has approved publication of this notice of proposed rulemaking.

List of Subjects in 10 CFR Part 430

Administrative practice and procedure, Confidential business information, Energy conservation, Household appliances, Imports, Incorporation by reference, Intergovernmental relations, Small businesses.

Signed in Washington, DC, on: January 31, 2019.

Daniel R. Simmons,

Assistant Secretary, Energy Efficiency and Renewable Energy.

For the reasons set forth in the preamble, DOE proposes to amend part 430 of chapter II, subchapter D, of title 10 of the Code of Federal Regulations, as set forth below:

PART 430—ENERGY CONSERVATION PROGRAM FOR CONSUMER PRODUCTS

■ 1. The authority citation for part 430 continues to read as follows:

Authority: 42 U.S.C. 6291–6309; 28 U.S.C. 2461 note.

§ 430.2 [Amended]

■ 2. Section 430.2 is amended by:

■ a. Withdrawing the addition of the definitions of ''Black light lamp,'' ''Bug lamp,'' ''Colored lamp,'' ''General service light-emitting diode (LED) lamp,'' ''General service organic lighting-emitting diode (OLED) lamp,'' ''Infrared lamp,'' ''Integrated lamp,'' ''LED Downlight Retrofit Kit,'' ''Left-hand thread lamp,'' ''Light fixture,'' ''Marine lamp,'' ''Marine signal service lamp,'' ''Mine service lamp,'' ''Non-integrated lamp,'' ''Other fluorescent lamp,'' ''Pin base lamp,'' ''Plant light lamp,'' ''Reflector lamp,'' ''Showcase Lamp,'' ''Sign service lamp,'' ''Silver bowl lamp,'' ''Specialty MR lamp,'' and ''Traffic signal lamp'' published January 19, 2017 (82 FR 7321).

■ b. Withdrawing the revision of the definition of ''designed and marketed'' published January 19, 2017 (82 FR 7321).

■ c. Withdrawing the revisions of the definitions of ''general service incandescent lamp,'' and ''general service lamp'' published January 19, 2017 (82 FR 7321).

■ d. Withdrawing the removal of paragraph (27) of the definition of ''general service lamp'' published January 19, 2017 (82 FR 7333).

[FR Doc. 2019–01853 Filed 2–8–19; 8:45 am]

BILLING CODE 6450–01–P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. FAA–2019–0045; Product Identifier 2018–CE–027–AD]

RIN 2120–AA64

Airworthiness Directives; Viking Air Limited Airplanes

AGENCY: Federal Aviation Administration (FAA), Department of Transportation (DOT).

ACTION: Notice of proposed rulemaking (NPRM).

SUMMARY: We propose to adopt a new airworthiness directive (AD) for certain Viking Air Limited Models DHC–2 Mk. I and DHC–2 Mk. III airplanes. This proposed AD results from mandatory continuing airworthiness information (MCAI) originated by an aviation authority of another country to identify and correct an unsafe condition on an aviation product. The MCAI describes the unsafe condition as cracks reported on the forward and aft float strut wire pull fittings. We are issuing this proposed AD to require actions to address the unsafe condition on these products.

DATES: We must receive comments on this proposed AD by March 28, 2019.

ADDRESSES: You may send comments by any of the following methods:

- *Federal eRulemaking Portal:* Go to *http://www.regulations.gov.* Follow the instructions for submitting comments.
- *Fax:* (202) 493–2251.
- *Mail:* U.S. Department of Transportation, Docket Operations,

Room W12–140, 1200 New Jersey Avenue SE, Washington, DC 20590.

• *Hand Delivery:* U.S. Department of Transportation, Docket Operations, M–30, West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue SE, Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

For service information identified in this proposed AD, contact Viking Air Limited Technical Support, 1959 De Havilland Way, Sidney, British Columbia, Canada, V8L 5V5; telephone: (North America) (800) 663–8444; fax: (250) 656–0673; email: *technical.support@vikingair.com;* internet: *http://www.vikingair.com/support/service-bulletins.* You may review this referenced service information at the FAA, Policy and Innovation Division, 901 Locust, Kansas City, Missouri 64106. For information on the availability of this material at the FAA, call (816) 329–4148.

Examining the AD Docket

You may examine the AD docket on the internet at *http://www.regulations.gov* by searching for and locating Docket No. FAA–2019–0045; or in person at Docket Operations between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The AD docket contains this proposed AD, the regulatory evaluation, any comments received, and other information. The street address for Docket Operations (telephone (800) 647–5527) is in the **ADDRESSES** section. Comments will be available in the AD docket shortly after receipt.

FOR FURTHER INFORMATION CONTACT: Aziz Ahmed, Aerospace Engineer, FAA, New York ACO Branch, 1600 Stewart Avenue, Suite 410, Westbury, New York 11590; telephone: (516) 287–7329; fax: (516) 794–5531; email: *aziz.ahmed@faa.gov.*

SUPPLEMENTARY INFORMATION:

Comments Invited

We invite you to send any written relevant data, views, or arguments about this proposed AD. Send your comments to an address listed under the **ADDRESSES** section. Include ''Docket No. FAA–2019–0045; Product Identifier 2018–CE–027–AD'' at the beginning of your comments. We specifically invite comments on the overall regulatory, economic, environmental, and energy aspects of this proposed AD. We will consider all comments received by the closing date and may amend this proposed AD because of those comments.

We will post all comments we receive, without change, to *http://regulations.gov,* including any personal information you provide. We will also post a report summarizing each substantive verbal contact we receive about this proposed AD.

Discussion

Transport Canada, which is the aviation authority for Canada, has issued AD Number CF–2018–10, dated April 18, 2018 (referred to after this as ''the MCAI''), to correct an unsafe condition for certain Viking Air Limited Models DHC–2 Mk. I and DHC–2 Mk. III airplanes. The MCAI states:

> Cracks have been reported on the Forward and Aft float strut wire pull fittings on DHC–2 Mk. I aeroplanes equipped with the 5600 lb gross weight increase kit installed in accordance with STC SA92–63 or SA00299NY and on DHC–2 Mk. III aeroplanes equipped with the 6000 lb gross weight increase kit installed in accordance with STC SA91–18 or SA945NE. An investigation found that the forward and aft wire pull fittings (P/N VALTBS1245–1/–2 and P/N VALTBS1244–1, respectively) are prone to stress corrosion cracking at low cycles/hours.
>
> Failure of these wire pull fittings will reduce the strength of the float undercarriage below the required structural capability and could result in a failure of the undercarriage causing the aeroplane to tip over and be submerged.
>
> Therefore this AD requires that the forward and aft wire pull fittings be replaced with P/N VALTBS1245–3/–4 and P/N VALTBS1244–3/–4 (LH/RH) fittings respectively. These fittings are geometrically similar to the legacy fittings and are made of a different aluminum alloy that is less susceptible to stress corrosion cracking.
>
> In addition to replacing the fittings, it is necessary to implement a recurring visual inspection of the fittings to assure continuing airworthiness.

You may examine the MCAI on the internet at *http://www.regulations.gov* by searching for and locating Docket No. FAA–2019–0045.

Record of Ex Parte Communication

In preparation of AD actions such as notices of proposed rulemaking and immediately adopted final rules, it is the practice of the FAA to obtain technical information and information on the operational and economic impact from design approval holders and aircraft operators. We discussed certain aspects of this AD by email with Viking. A copy of these email contacts can be found in the rulemaking docket. For information on locating the docket, see ''Examining the AD Docket.''

Related Service Information Under 1 CFR Part 51

Viking has issued Service Bulletin (SB) Number V2/003, Revision NC, dated November 28, 2012, for Model DCH–2 Mk. I airplanes, and SB Number V2/002, Revision A, dated September 12, 2011, for Model DCH–2 Mk. III airplanes. For the applicable airplanes, the service information describes procedures for replacing the forward and aft float strut wire pull fittings and specifies implementing repetitive visual inspections of the fittings. This service information is reasonably available because the interested parties have access to it through their normal course of business or by the means identified in the **ADDRESSES** section of this NPRM.

FAA's Determination and Requirements of the Proposed AD

This product has been approved by the aviation authority of another country, and is approved for operation in the United States. Pursuant to our bilateral agreement with this State of Design Authority, they have notified us of the unsafe condition described in the MCAI and service information referenced above. We are proposing this AD because we evaluated all information and determined the unsafe condition exists and is likely to exist or develop on other products of the same type design.

The MCAI requires returning cracked fittings to Viking, and this proposed AD would not. The MCAI also prohibits installation of an affected wire pull fitting on any airplane, and this proposed AD would not.

Costs of Compliance

We estimate that this proposed AD will affect 136 products of U.S. registry. We also estimate replacing the fittings would take about 12 work-hours at an average labor rate of $85 per work-hour, and required parts would cost about $2,741. Based on these figures, we estimate a cost of $3,761 per airplane and $511,496 for the U.S. operator fleet.

Inspecting the fittings would take about .5 work-hour for an estimated cost of $42.50 per airplane and $5,780 for the U.S. fleet, per inspection cycle.

Authority for This Rulemaking

Title 49 of the United States Code specifies the FAA's authority to issue rules on aviation safety. Subtitle I, section 106, describes the authority of the FAA Administrator. ''Subtitle VII: Aviation Programs,'' describes in more detail the scope of the Agency's authority.

We are issuing this rulemaking under the authority described in ''Subtitle VII,

Part A, Subpart III, Section 44701: General requirements.'' Under that section, Congress charges the FAA with promoting safe flight of civil aircraft in air commerce by prescribing regulations for practices, methods, and procedures the Administrator finds necessary for safety in air commerce. This regulation is within the scope of that authority because it addresses an unsafe condition that is likely to exist or develop on products identified in this rulemaking action.

This AD is issued in accordance with authority delegated by the Executive Director, Aircraft Certification Service, as authorized by FAA Order 8000.51C. In accordance with that order, issuance of ADs is normally a function of the Compliance and Airworthiness Division, but during this transition period, the Executive Director has delegated the authority to issue ADs applicable to small airplanes, gliders, balloons, airships, domestic business jet transport airplanes, and associated appliances to the Director of the Policy and Innovation Division.

Regulatory Findings

We determined that this proposed AD would not have federalism implications under Executive Order 13132. This proposed AD would not have a substantial direct effect on the States, on the relationship between the national Government and the States, or on the distribution of power and responsibilities among the various levels of government.

For the reasons discussed above, I certify this proposed regulation:

(1) Is not a ''significant regulatory action'' under Executive Order 12866,

(2) Is not a ''significant rule'' under the DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979),

(3) Will not affect intrastate aviation in Alaska, and

(4) Will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

The Proposed Amendment

Accordingly, under the authority delegated to me by the Administrator, the FAA proposes to amend 14 CFR part 39 as follows:

PART 39—AIRWORTHINESS DIRECTIVES

■ 1. The authority citation for part 39 continues to read as follows:

Authority: 49 U.S.C. 106(g), 40113, 44701.

§ 39.13 [Amended]

■ 2. The FAA amends § 39.13 by adding the following new AD:

Viking Air Limited: Docket No. FAA–2019–0045; Product Identifier 2018–CE–027–AD.

(a) Comments Due Date

We must receive comments by March 28, 2019.

(b) Affected ADs

None.

(c) Applicability

This AD applies to following Viking Air Limited airplanes, certificated in any category:

(1) Model DHC–2 Mk. I airplanes altered by Supplemental Type Certificate (STC) SA92–63 or SA00299NY with a float strut wire pull fitting part number (P/N) VALTBS1245–1, P/N VALTBS1245–2, or P/N VALTBS1244–1; and

(2) Model DHC–2 Mk. III airplanes altered by STC SA91–18 or SA945NE with a float strut wire pull fitting P/N VALTBS1245–1, P/N VALTBS1245–2, or P/N VALTBS1244–1.

(d) Subject

Air Transport Association of America (ATA) Code 53: Fuselage.

(e) Reason

This AD was prompted by mandatory continuing airworthiness information (MCAI) originated by an aviation authority of another country to identify and correct an unsafe condition on an aviation product. The MCAI describes the unsafe condition as cracks reported on the forward and aft float strut wire pull fittings. We are issuing this AD to prevent failure of the wire pull fittings that could reduce the strength of the float undercarriage below the required structural capability, resulting in a failure of the undercarriage causing the airplane to tip over and submerge.

(f) Actions and Compliance

Unless already done, do the following actions.

(1) Within 90 days after the effective date of this AD:

(i) Replace each forward wire pull fitting P/N VALTBS1245–1 and P/N VALTBS1245–2 with P/N VALTBS1245–3 Left Hand (LH) or P/N VALTBS1245–4 Right Hand (RH) by following the Accomplishment Instructions, section A, steps 1 through 8, of Viking Service Bulletin No. V2/003, Revision NC, dated November 28, 2012 (SB No. V2/003), or Viking Service Bulletin No. V2/002, Revision A, dated September 12, 2011 (SB No. V2/002), as applicable to your model airplane.

(ii) Within 110 hours time-in-service (TIS) after the replacement of the forward wire pull fittings and thereafter at intervals not to exceed 110 hours TIS, visually inspect each forward wire pull fitting for corrosion and cracks. If any corrosion or cracking is found during any of the required inspections, before further flight, replace the fitting with fitting P/N VALTBS1245–3 (LH) or P/N VALTBS1245–4 (RH).

(2) Within 180 days after the effective date of this AD:

(i) Replace each aft wire pull fitting P/N VALTBS1244–1 with P/N VALTBS1244–3 (LH) or P/N VALTBS1244–4 (RH) by following the Accomplishment Instructions, section B, steps 1 through 8, of SB No. V2/003 or SB No. V2/002, as applicable to your model airplane.

(ii) Within 110 hours TIS after the replacement of the aft wire pull fittings and thereafter at intervals not to exceed 110 hours TIS, visually inspect each aft wire pull fitting for corrosion and cracks. If any corrosion or cracking is found during any of the required inspections, before further flight, replace the fitting with fitting P/N VALTBS1244–3 (LH) or P/N VALTBS1244–4 (RH).

(g) Other FAA AD Provisions

The following provisions also apply to this AD:

(1) *Alternative Methods of Compliance (AMOCs):* The Manager, Small Airplane Standards Branch, FAA, has the authority to approve AMOCs for this AD, if requested using the procedures found in 14 CFR 39.19. Send information to ATTN: Aziz Ahmed, Aerospace Engineer, FAA, New York ACO Branch, 1600 Stewart Avenue, Suite 410, Westbury, New York 11590; telephone: (516) 287–7329; fax: (516) 794–5531; email:. Before using any approved AMOC on any airplane to which the AMOC applies, notify your appropriate principal inspector (PI) in the FAA Flight Standards District Office (FSDO), or lacking a PI, your local FSDO.

(2) *Contacting the Manufacturer:* For any requirement in this AD to obtain corrective actions from a manufacturer, the action must instead be accomplished using a method approved by the Manager, New York ACO Branch, FAA; or Transport Canada; or Viking Air Limited's Transport Canada Design Organization Approval (DOA). If approved by the DOA, the approval must include the DOA-authorized signature.

(h) Related Information

Refer to MCAI Transport Canada AD Number CF–2018–10, dated April 18, 2018, for related information. You may examine the MCAI on the internet at *http://www.regulations.gov* by searching for and locating Docket No. FAA–2019–0045. For service information related to this AD, contact Viking Air Limited Technical Support, 1959 De Havilland Way, Sidney, British Columbia, Canada, V8L 5V5; telephone: (North America) (800) 663–8444; fax: (250) 656–0673; email: *technical.support@vikingair.com;* internet: *http://www.vikingair.com/support/service-bulletins.* You may review this referenced service information at the FAA, Policy and Innovation Division, 901 Locust, Kansas City, Missouri 64106. For information on the availability of this material at the FAA, call (816) 329–4148.

Issued in Kansas City, Missouri, on January 31, 2019.

Melvin J. Johnson,

Aircraft Certification Service, Deputy Director, Policy and Innovation Division, AIR–601.

[FR Doc. 2019–01635 Filed 2–8–19; 8:45 am]

BILLING CODE 4910–13–P

CONSUMER PRODUCT SAFETY COMMISSION

16 CFR Chapter II

[Docket No. CPSC–2019–0001]

Possible Improvements to SaferProducts.gov; Request for Information and Notice of Public Hearing

AGENCY: U.S. Consumer Product Safety Commission.

ACTION: Request for written comments and notice of public hearing.

SUMMARY: The U.S. Consumer Product Safety Commission (CPSC) will hold a public hearing to receive information from interested parties about possible changes to CPSC's Publicly Available Consumer Product Safety Information Database, *www.SaferProducts.gov,* to improve the website's usefulness and ease of use. CPSC also requests written comments.

DATES: The public hearing will begin at 10 a.m. Eastern Standard Time (EST) on March 6, 2019. The Division of the Secretariat must receive requests to make oral presentations, along with the written text of oral presentations, no later than 5 p.m., on February 20, 2019. CPSC will accept written comments through April 3, 2019.

ADDRESSES: The public hearing will be in the Hearing Room, on the 4th Floor of the Bethesda Towers Building, 4330 East-West Highway, Bethesda, MD 20814. You may submit a request to make an oral presentation, along with the written text of the oral presentation, to the Division of the Secretariat, with the caption, ''Improvements to SaferProducts.gov,'' by email to *cpsc-os@cpsc.gov,* or by mail to the Division of the Secretariat, U.S. Consumer Product Safety Commission, 4330 East-West Highway, Bethesda, MD 20814.

You may submit written comments, identified by Docket No. CPSC–2019–0001, using the methods described below. CPSC encourages you to submit comments electronically, rather than in hard copy.

Electronic Submissions: Submit electronic comments to the Federal eRulemaking Portal at: *www.regulations.gov*. Follow the instructions for submitting comments provided on the website. CPSC does not accept written comments submitted by email.

Written Submissions: Submit written comments by mail, hand delivery, or courier to: Division of the Secretariat, U.S. Consumer Product Safety Commission, Room 820, 4330 East-West Highway, Bethesda, MD 20814; telephone (301) 504–7923.

Instructions: All submissions must include the agency name and docket number for this notice. CPSC may post all comments, without change, including any personal identifiers, contact information, or other personal information provided, to: *http://www.regulations.gov*. Do not submit confidential business information, trade secret information, or other sensitive or protected information that you do not want to be available to the public. If furnished at all, such information should be submitted by mail, hand delivery, or courier.

Docket: For access to the docket to read background documents or comments, go to: *www.regulations.gov,* and insert the docket number, CPSC–2019–0001, into the ''Search'' box, and follow the prompts.

FOR FURTHER INFORMATION CONTACT: Ian Elkin, Project Manager, Directorate for Epidemiology, U.S. Consumer Product Safety Commission, 4330 East-West Highway, Bethesda, MD 20814; telephone: (301) 504–7078; email: *IElkin@cpsc.gov*.

SUPPLEMENTARY INFORMATION:

I. Background

The Consumer Product Safety Improvement Act of 2008 (CPSIA; Pub. L. 110–314, 122 Stat. 3016) requires the Commission to establish and maintain a database on the safety of consumer products, and other products or substances the Commission regulates, that is publicly available, searchable, and accessible through CPSC's website. 15 U.S.C. 2055a(a)(1). The CPSIA includes specific content, procedural, and search requirements for the database. *Id.* 2055a(b), (c). In 2010, the Commission issued regulations regarding the database in 16 CFR part 1102, and in 2011, Congress added additional requirements to the database provisions. 75 FR 76832 (Dec. 9, 2010) (adopting 16 CFR part 1102); Sec. 7, Public Law 112–28, 125 Stat. 273 (amending 15 U.S.C. 2055a(c)).

To comply with these requirements, CPSC created the website *www.SaferProducts.gov*. The website allows consumers and others to submit reports of harm relating to the use of consumer products, and other products or substances the Commission regulates; allows businesses to comment on such reports; and allows users to search the database for product recalls and reports of harm that are published on *www.SaferProducts.gov*.

II. Request for Information

CPSC is considering improvements to *www.SaferProducts.gov* to make the website easier to understand, navigate, and interact with, as well as more useful for submitting and obtaining desired information. CPSC seeks stakeholders' recommendations and intends to use the information it receives to determine how to update and upgrade the website. CPSC is particularly interested in information about how the website could be more user-friendly, and possible modifications to make the searching, reporting, and commenting tools more useful. CPSC requests comments and suggestions to improve the usability of the website. In particular, CPSC seeks comments on the following topics:

1. How can the overall design of *SaferProducts.gov* be improved?
2. Have you attempted to visit *SaferProducts.gov* using a mobile device? What suggestions would you have to make that experience better?
3. Please describe any problems you encountered when using *SaferProducts.gov.* Please be as specific as possible.
4. How can the process of reporting on *SaferProducts.gov* be improved?
5. How can the instructions for submitting a report be improved?
6. Business users: How can the processes of registering, accessing, and responding to reports of products or other substances the Commission regulates on *SaferProducts.gov* be improved?
7. How can searching for recalls and reports on the website be improved?
8. What other information would be useful to publish or provide with the recall and incident report data?
9. Have you encountered any difficulty attempting to upload photos or videos with a report you may have submitted? Please describe what happened.
10. If CPSC were to create a data visualization tool (a tool to help people understand data by placing it in a visual context) to help consumers and businesses better understand the data captured through *SaferProducts.gov,* would that kind of tool be useful to you?
11. Currently, submitters of information to the website must check a box to consent to CPSC publishing

their report on the website. CPSC is exploring whether this extra step in the submission process may decrease the number of published reports. CPSC is considering whether to move to a pre-checked box where permission to publish is granted by the submitter automatically unless the submitter explicitly opts out by checking a box. CPSC staff believes this could increase the number of published reports and increase awareness of potentially unsafe products. The reports that CPSC publishes on *Saferproducts.gov* are prohibited by law from including personal information, such as name, address, and contact information. Do you have suggestions or concerns about making this change?

12. Given the growth of online retail sales since the launch of *SaferProducts.gov* and that online retail sales platforms usually include an ability for consumers to provide a product rating or other feedback, how might CPSC motivate the provision of safety-related feedback to *SaferProducts.gov* as a primary, or at least additional, mechanism for capturing information on consumer product-related incidents?

13. How can the agency encourage the use of *SaferProducts.gov* among eligible reporters other than consumers, such as physicians, medical examiners, and first responders?

III. Options for Providing Input

Interested parties may provide the requested information through written comments or through oral presentations at a public hearing, or through both methods. Written comments and oral presentations will become part of the public record. To submit written comments, see the information under the **DATES** and **ADDRESSES** sections of this document.

At the public hearing, interested parties will have an opportunity to discuss their comments. To request the opportunity to make an oral presentation at the public hearing, see the information under the **DATES** and **ADDRESSES** sections of this document. Participants should limit their presentations to approximately 10 minutes, excluding time for questioning by the Commissioners. To avoid duplicate presentations, groups should designate a spokesperson, and the Commission reserves the right to limit presentation times, or impose further restrictions, as necessary.

Interested parties who do not attend the public hearing in person will be able to view the public hearing through a webcast, but they will not be able to interact with the panels and presenters.

Alberta E. Mills,

Secretary, Consumer Product Safety Commission.

[FR Doc. 2019–01817 Filed 2–8–19; 8:45 am]

BILLING CODE 6355–01–P

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

25 CFR Part 30

[190A2100DD/AAKC001030/A0A501010.999900 253G]

Bureau of Indian Education Standards, Assessments, and Accountability System Negotiated Rulemaking Committee; Notice of Meeting

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of public meeting.

SUMMARY: In accordance with the Federal Advisory Committee Act, the Bureau of Indian Education (BIE) Standards, Assessments, and Accountability System Negotiated Rulemaking Committee (Committee), will hold a public meeting to continue the work to advise the Secretary of the Interior (Secretary) through the BIE on a proposed rule to revise the Adequate Yearly Progress regulation. This notice announces the date and location of a fourth in-person Committee meeting.

DATES: The meeting is open to the public and will be held Tuesday, March 12, 2019, through Thursday, March 14, 2019; from 8:30 a.m. to 4:30 p.m. Mountain Time.

ADDRESSES: The meeting will be held at the Bureau of Indian Affairs, 2600 North Central Avenue, 4th Floor Eagle Room, Phoenix, Arizona 85004. Members of the public will need to bring proper identification to enter the Federal building.

FOR FURTHER INFORMATION CONTACT: The Designated Federal Officer, Ms. Sue Bement, Education Program Specialist, BIE, by any of the following methods:

- (Preferred method) Email to: *BIEcomments@bia.gov*;
- Mail, hand-carry or use an overnight courier service to the Designated Federal Officer, Ms. Sue Bement, C/O The Office of Regulatory Affairs and Collaborative Action, 1001 Indian School Road NW, Suite 229, Albuquerque, NM 87104.

SUPPLEMENTARY INFORMATION: This meeting is being held under the Elementary and Secondary Education Act, as amended by the Every Student Succeeds Act (ESSA), the Negotiated Rulemaking Act, and the Federal Advisory Committee Act. The Committee is to negotiate and reach consensus on recommendations for a proposed rule that will replace the existing regulations at 25 CFR part 30. The Secretary, using a negotiated rulemaking process to develop regulations for implementation, shall define the standards, assessments, and accountability system consistent with section 1111 of the ESEA, for schools funded by the BIE on a national, regional, or Tribal basis, as appropriate, taking into account the unique circumstances and needs of such schools and the students served by such schools. The **Federal Register** (83 FR 16806) notice published on April 17, 2018, discussed the issues to be negotiated and the interest group representatives proposed as members of the Committee.

The first three in-person meetings and spring 2019 webinar were announced in the **Federal Register** (83 FR 37822) notice published on August 2, 2018. The BIE is announcing a fourth in-person meeting. The following items will be on the agenda:

- Focus on the draft proposed rule for publication;
- Seek consensus on the draft;
- Schedule government-to-government consultations including what key information will be shared during consultation; and
- Public comment.

Detailed information about Committee meetings, including detailed agendas, can be accessed at *https://www.bie.edu/Resources/NRMC/index.htm*. Written comments may be sent to the Designated Federal Official listed in the **FOR FURTHER INFORMATION CONTACT** section above. All meetings are open to the public; however, transportation, lodging, and meals are the responsibility of the participating public.

Authority: The Elementary and Secondary Education Act of 1965, as amended, 20 U.S.C. 6301 *et seq.*

Dated: January 25, 2019.

Tara Sweeney,

Assistant Secretary—Indian Affairs.

[FR Doc. 2019–01834 Filed 2–8–19; 8:45 am]

BILLING CODE 4337–15–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 217

[Docket No. 180816767–9069–01]

RIN 0648–BI44

Taking and Importing Marine Mammals; Taking Marine Mammals Incidental to U.S. Air Force Launches and Operations at Vandenberg Air Force Base, California

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Proposed rule; correction.

SUMMARY: Taking and Importing Marine Mammals; Taking Marine Mammals Incidental to U.S. Air Force Launches and Operations at Vandenberg Air Force Base (VADB), California. On January 24, 2019, we published a proposed rule to establish a framework under the authority of the MMPA to allow for the authorization of take of marine mammals incidental to operations at Vandenberg Air Force Base (VAFB). We published this proposed rule during the government shut-down, and incorrectly stated who made a certification under the Regulatory Flexibility Act (RFA). The proposed rule omitted a Department of Commerce (DOC) docket number and has been added after the part heading. Also, an incorrect FDMS docket number was inserted. This notification corrects these errors.

DATES: Comments and information must be received no later than February 22, 2019.

ADDRESSES: You may submit comments, identified by NOAA–NMFS–2019–0004, by any of the following methods:

• *Electronic Submissions:* Submit all electronic public comments via the Federal eRulemaking Portal, Go to *www.regulations.gov/#!docketDetail;D=NOAA-NMFS-2019-0004,* click the ''Comment Now!'' icon, complete the required fields, and enter or attach your comments. Alternately, electronic comments may be emailed to *ITP.laws@noaa.gov.*

• *Mail:* Submit comments to Jolie Harrison, Chief, Permits and Conservation Division, Office of Protected Resources, National Marine Fisheries Service, 1315 East-West Highway, Silver Spring, MD 20910–3225.

Instructions: Comments sent by any other method, to any other address or individual, or received after the end of the comment period, may not be considered by NMFS. All comments received are a part of the public record and will generally be posted for public viewing on *www.regulations.gov* without change. All personal identifying information (*e.g.,* name, address, etc.), confidential business information, or otherwise sensitive information submitted voluntarily by the sender may be publicly accessible. Do not submit Confidential Business Information or otherwise sensitive or protected information. NMFS will accept anonymous comments (enter ''N/A'' in the required fields if you wish to remain anonymous). Attachments to electronic comments will be accepted in Microsoft Word, Excel, or Adobe PDF file formats only.

FOR FURTHER INFORMATION CONTACT: Jordan Carduner, Office of Protected Resources, NMFS; phone: (301) 427–8401.

SUPPLEMENTARY INFORMATION:

Background

On January 24, 2019, we published a proposed rule (84 FR 321) to establish a framework under the authority of the MMPA (16 U.S.C. 1361 *et seq.*) to allow for the authorization of take of marine mammals incidental to launching space launch vehicles, intercontinental ballistic and small missiles, and aircraft and helicopter operations at VAFB. We published this proposed rule during the government shut-down, and incorrectly stated that the Chief Counsel for Regulation at the Department of Commerce certified to the Chief Counsel for Advocacy of the Small Business Administration that this proposed rule, if adopted, would not have a significant economic impact on a substantial number of small entities. Instead, it was the Office of General Counsel for the U.S. Department of Commerce that made such a certification when the rule published on January 24, 2019. The proposed rule (84 FR 321; January 24, 2019) omitted a Department of Commerce (DOC) docket number and has been added after the part heading. The proposed rule (84 FR 321; January 24, 2019) also listed an incorrect FDMS docket number; the FDMS docket number has been corrected in this notice (see **ADDRESSES** above).

Correction

In FR Doc 2019–00090; appearing on page 344 in the **Federal Register** of Thursday, January 23, 2019, in the first column under the heading *Classification*; in the second paragraph, the first line is corrected to read as follows:

''Pursuant to section 605(b) of the Regulatory Flexibility Act (RFA), the Office of General Counsel for the U.S. Department of Commerce has certified to the Chief Counsel for Advocacy of the Small Business Administration that this proposed rule, if adopted, would not have a significant economic impact on a substantial number of small entities.''

Authority: 16 U.S.C. 1361 *et seq.*

Dated: February 5, 2019.

Samuel D. Rauch, III,

Deputy Assistant Administrator for Regulatory Programs, National Marine Fisheries Service.

[FR Doc. 2019–01807 Filed 2–8–19; 8:45 am]

BILLING CODE 3510–22–P

Notices

Federal Register
Vol. 84, No. 28
Monday, February 11, 2019

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF AGRICULTURE

Submission for OMB Review; Comment Request

February 6, 2019.

The Department of Agriculture has submitted the following information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104–13. Comments are requested regarding (1) whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of burden including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility and clarity of the information to be collected; and (4) ways to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

Comments regarding this information collection received by March 13, 2019 will be considered. Written comments should be addressed to: Desk Officer for Agriculture, Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), New Executive Office Building, 725—17th Street NW, Washington, DC 20502. Commenters are encouraged to submit their comments to OMB via email to: *OIRA_Submission@OMB.EOP.GOV* or fax (202) 395–5806 and to Departmental Clearance Office, USDA, OCIO, Mail Stop 7602, Washington, DC 20250–7602. Copies of the submission(s) may be obtained by calling (202) 720–8958.

An agency may not conduct or sponsor a collection of information unless the collection of information displays a currently valid OMB control number and the agency informs potential persons who are to respond to the collection of information that such persons are not required to respond to the collection of information unless it displays a currently valid OMB control number.

Animal and Plant Health Inspection Service

Title: Nomination Request Form; Animal Disease Training.

OMB Control Number: 0579–0353.

Summary of Collection: The Animal Health Protection Act of 2002 is the primary Federal law governing the protection of animal health. The law gives the Secretary of Agriculture broad authority to detect, control, eradicate pests or diseases of livestock or poultry. The Animal and Plant Health Inspection Service (APHIS') Veterinary Services (VS) is responsible for administering regulations intended to prevent the introduction of animal diseases into the United States. VS Professional Development Branch (PDS) provides vital training to private veterinarians and State, Tribal, Industry, and university personnel which prepare them for animal disease response. To determine the need and demand for such courses, PDS must collect information from individuals who wish to attend training events facilitated by PDS.

Need and Use of the Information: VS collects information using VS Form 1–5 from private veterinarians as well as State, Tribal, military, international, university, and industry personnel who want to attend PDS animal disease training. PDS requires the applicants' work addresses, work telephone numbers, work email addresses, agency/organization affiliations, supervisors' names and email addresses, and job titles. PDS uses this information to produce participant rosters after participants select courses and during training to encourage ongoing working relationships between course participants. Applicants submit the completed form (Web-based) before the PDS course date. The appropriate APHIS official selects applicants based on the need in their respective States for such trained personnel. VS Form 1–5 is subsequently sent to a PDS Program Specialist for processing.

Description of Respondents: Business or other for-profit; State, Local or Tribal Government.

Number of Respondents: 350.

Frequency of Responses: Recordkeeping; Reporting: On occasion.

Total Burden Hours: 116.

Ruth Brown,

Departmental Information Collection Clearance Officer.

[FR Doc. 2019–01801 Filed 2–8–19; 8:45 am]

BILLING CODE 3410–34–P

DEPARTMENT OF AGRICULTURE

Submission for OMB Review; Comment Request

February 5, 2019.

The Department of Agriculture has submitted the following information collection requirement(s) to Office of Management and Budget (OMB) for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104–13. Comments are requested regarding (1) whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) the accuracy of the agency's estimate of burden including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility and clarity of the information to be collected; (4) ways to minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

Comments regarding this information collection received by March 13, 2019 will be considered. Written comments should be addressed to: Desk Officer for Agriculture, Office of Information and Regulatory Affairs, Office of Management and Budget (OMB), New Executive Office Building, 725 17th Street NW, Washington, DC 20502. Commenters are encouraged to submit their comments to OMB via email to: *OIRA_Submission@OMB.EOP.GOV* or fax (202) 395–5806 and to Departmental Clearance Office, USDA, OCIO, Mail Stop 7602, Washington, DC 20250–7602. Copies of the submission(s) may be obtained by calling (202) 720–8958.

An agency may not conduct or sponsor a collection of information unless the collection of information displays a currently valid OMB control

number and the agency informs potential persons who are to respond to the collection of information that such persons are not required to respond to the collection of information unless it displays a currently valid OMB control number.

Rural Utilities Service

Title: 7 CFR part 1738, Rural Broadband Loan and Loan Guarantee.

OMB Control Number: 0572–0130.

Summary of Collection: Title VI, Rural Broadband Access, of the Rural Electrification Act of 1936, as amended (RE Act), provides loans and loan guarantees to fund the cost of construction, improvement, or acquisition of facilities and equipment for the provision of broadband service in eligible rural communities in State and territories of the United States. The regulation prescribes the types of loans available, facilities financed and eligible applicants, as well as minimum credit support requirements considered for a loan. In addition, Title VI of the RE Act requires that Rural Utilities Service (RUS) make or guarantee a loan only if there is reasonable assurance that the loan, together with all outstanding loans and obligations of the borrower, will be repaid in full within the time agreed.

Need and Use of the Information: The information in the program application guide—RUS Bulletin 1738–1 provides applicants with needed information, definitions and details for completing and submitting an application. Information will be used to determine an applicant's eligibility, availability of broadband service for priority consideration, technical and economic feasibility of the proposed project (that the funds requested are adequate to complete the project taking into consideration any additional funding provided by the applicant and that the loan can be repaid within the allowable time frame), and the applicant complies with statutory, regulatory and administrative eligibility requirements for loan assistance.

Description of Respondents: Business or other for-profit; Not-for-profit institutions.

Number of Respondents: 18.

Frequency of Responses: Reporting: On occasion.

Total Burden Hours: 7,305.

Kimble Brown,

Departmental Information Collection Clearance Officer.

[FR Doc. 2019–01709 Filed 2–8–19; 8:45 am]

BILLING CODE 3410–15–P

DEPARTMENT OF AGRICULTURE

Food and Nutrition Service

Agency Information Collection Activities: Proposed Collection; Comment Request—Annual State Report on Verification of Supplemental Nutrition Assistance Program Participation

AGENCY: Food and Nutrition Service, USDA.

ACTION: Notice.

SUMMARY: This is an extension, without change, of a currently approved information collection request (ICR). In accordance with the Paperwork Reduction Act of 1995, this notice invites the general public and other public agencies to comment on the proposed information collection for the Annual State Report of Verification of Supplemental Nutrition Assistance Program (SNAP) Participation. The purpose of the Annual State Report of Verification of SNAP Participants is to ensure that no person who is deceased, or has been permanently disqualified from SNAP, improperly received SNAP benefits for the fiscal year preceding the report submission. Section 4032 of the Agriculture Act of 2014 is the basis for this collection. Section 4032 mandates that States will ''submit to the Secretary a report containing sufficient information for the Secretary to determine whether the State agency has, for the most recently concluded fiscal year preceding that annual date, verified that the State agency in that fiscal year—(1) did not issue benefits to a deceased individual; and (2) did not issue benefits to an individual who had been permanently disqualified from receiving benefits.'' An email from each State agency to the corresponding Food and Nutrition Service (FNS) Regional SNAP Program Director containing the answers to the above questions will be used as the mechanism for State agencies to report their compliance with § 4032 of the Agriculture Act of 2014.

DATES: Written comments must be submitted on or before April 12, 2019.

ADDRESSES: Comments are invited on: (a) Whether the proposed information collection is necessary for the proper performance of the functions of the agency, including whether the information has practical utility; (b) the accuracy of the agency's estimated burden for the proposed information collection, including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

Comments may be sent to Jane Duffield, Branch Chief, State Administration Branch, Program Accountability and Administration Division, Food and Nutrition Service, U.S. Department of Agriculture, 3101 Park Center Drive, Room 818, Alexandria, VA 22302. You may also download an electronic version of this notice at *http://www.fns.usda.gov/snap/federal-register-documents/rules/view-all* and comment via email at *SNAPSAB@fns.usda.gov* or the Federal e-Rulemaking Portal. Go to *http://www.regulations.gov* and follow the online instructions for submitting comments electronically.

All written comments will be open for public inspection at the office of the Food and Nutrition Service during regular business hours (8:30 a.m. to 5 p.m., Monday through Friday) at 3101 Park Center Drive, Room 822, Alexandria, Virginia 22302.

All comments to this notice will be included in the request for Office of Management and Budget approval. All comments will also become a matter of public record.

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of this information collection should be directed to Tamieka Muns at (703) 305–2636.

SUPPLEMENTARY INFORMATION:

Title: Annual State Report on Verification of SNAP Participation.

OMB Number: 0584–0605.

Expiration Date: March 30, 2019.

Type of Request: Extension, without change, of a currently approved information collection.

Abstract: SNAP regulations at 7 CFR 273.16 require that State agencies disqualify an individual who has committed an intentional program violation (IPV). Paragraph 7 CFR 273.16(e)(8) requires that these individuals ''be disqualified in accordance with the disqualification periods and procedures in paragraph (b) of this section'' (273.16(b)). Paragraph 7 CFR 273.16(i) requires State agencies to report information concerning each individual disqualified for an IPV to the disqualified recipient database, the electronic Disqualified Recipient System (eDRS), and to use eDRS data to determine the eligibility of individual applicants prior to certification. SNAP regulations at 7 CFR 272.14 require that each State agency establish a system to

verify and ensure that benefits are not issued to individuals who are deceased, and that data source is the Social Security Administration's (SSA) Death Master File. The information required for the Annual State Report on Verification of SNAP Participation is obtained by validating that the State had the appropriate systems in place and followed procedures currently mandated at 7 CFR 272.14 and 7 CFR 273.16 for the preceding fiscal year. The burdens associated with establishing a system to verify and ensure that benefits are not issued to deceased individuals or those permanently disqualified from SNAP using both the SSA Death Master File and eDRS are already approved under OMB burden number 0584–0064, expiration date July 31, 2020.

In order to meet the reporting requirements specified in section 4032 of the Act, States are required to confirm via email to their FNS Regional SNAP Program Director that in the immediately preceding Federal fiscal year, they had the appropriate systems in place to meet the requirements of regulations at 7 CFR 272.14 and 273.16(i)(4) and that they conducted the matches required by these regulations. States are required to submit their section 4032 reports to the FNS Regional SNAP Director by March 31 each year for the preceding Federal fiscal year. The estimated annual burden for this collection is 57.41 hours. This estimate includes the time it takes each State agency to confirm that they have complied with FNS regulations for performing mandated checks against both eDRS and the SSA Death Master File, send an email to their FNS Regional Office SNAP Program Director to provide the verification, and any additional recordkeeping associated with this burden. States must perform this verification once a year and must retain these records for 3 years.

Annual Reporting Burden Estimates

Affected Public: State, Local and Tribal Government Agencies.

Number of Respondents: 53 State Agencies.

Number of Responses per Respondent: 1.

Total Annual Responses: 53.

Reporting time per Response: 1 Hour.

Estimated Annual Reporting Burden Hours: 53.

Annual Recordkeeping Burden Estimates

Affected Public: State, Local and Tribal Government Agencies.

Number of Respondents: 53 State Agencies.

Number of Responses per Respondent: 1.

Total Annual Responses: 53.

Reporting time per Response: 0.08333 Hours or 5 minutes.

Estimated Annual Reporting Burden Hours: 4.41649.

Annual Grand Total Burden Estimates for Reporting and Recordkeeping: 57.41 hours.

Dated: February 1, 2019.

Brandon Lipps,

Administrator, Food and Nutrition Service.

[FR Doc. 2019–01726 Filed 2–8–19; 8:45 am]

BILLING CODE 3410–30–P

DEPARTMENT OF AGRICULTURE

Natural Resources Conservation Service

Information Collection Request for Volunteer Program—Earth Team

AGENCY: Natural Resources Conservation Service, USDA.

ACTION: Notice and request for comments.

SUMMARY: In accordance with the Paperwork Reduction Act, the Natural Resources Conservation Service (NRCS) is requesting comments from all interested individuals and organizations on an extension and a revision of a currently approved information collection associated with Volunteer Program—Earth Team. The Volunteer Interest and Placement Summary and the Timesheet forms are used by the respondents. The information NRCS collects on the forms is used to match the skills of individuals, who are 14 years of age or older and interested in volunteering for opportunities that will further NRCS's mission.

APPLICABLE DATES: We will consider comments that we receive by April 12, 2019.

ADDRESSES: We invite you to submit comments on this notice. In your comments, include OMB Control Number 0578–0024. You may submit comments through the Federal eRulemaking Portal website: *http://www.regulations.gov* via docket number NRCS–2018–0011. Follow the instructions for submitting comments electronically.

FOR FURTHER INFORMATION CONTACT: For specific questions related to the collection activities or to request a copy of the information collection, contact Alan Benge, Program Specialist, NRCS Distribution Center/Earth, USDA Farm Production and Conservation, 4407 121st Street, Urbandale, IA 50323, (515) 776–3846, or *alan.benge@usda.gov.*

SUPPLEMENTARY INFORMATION:

Title: Volunteer Program—Earth Team.

OMB Number: 0578–0024.

Expiration Date of Approval: February 28, 2019.

Type of Request: Revision.

Abstract: NRCS is collecting information from individuals who are interested in volunteering to work with NRCS. The information will be used by NRCS to assign the volunteer to an appropriate position, and to track their volunteer time. Collection of this information is necessary to match volunteers with NRCS assignments as authorized by section 1526 of the Food and Agriculture Act of 1981 (Pub. L. 97–98). NRCS is authorized to recruit, train, and accept (following Civil Service classification laws, rules, or regulations) individuals to serve without compensation. Subject to certain conditions, most volunteers may assist in agency programs or projects, and may perform activities that the employees may perform. The two forms Volunteer Interest and Placement Summary Forms, NRCS–PER–002, and Timesheet Form, NRCS–PER–004, are used to collect information from the individuals.

The timesheet is an optional form and provides the volunteer or volunteer's supervisor a simplified method for tracking the volunteer's time. The form is placed in a volunteer ''case file'' and will be destroyed 3 years after the volunteer has completed service. In the event the volunteer is injured while engaged in volunteer activities and claims workman's compensation, the ''case file'' will be transferred to an Official Personnel Folder.

The information collection burden estimates have been updated. There were no other revisions required.

Estimate of Average Time to Respond: Public reporting burden for this collection of information is estimated to average 4 minutes per response.

Type of Respondents: Retirees, students, teachers, or senior citizens.

Estimated Annual Number of Respondents: 7,120.

Estimated Number of Responses per Respondent: 1.5.

Estimated Total Annual Responses: 14,440.

Estimated Total Annual Burden on Respondents: 1,010.80 hours.

We are requesting comments on all aspects of this information collection to help us to:

(1) Evaluate whether the collection of information is necessary for the proper performance of the functions of NRCS, including whether the information will have practical utility;

(2) Evaluate the accuracy of the estimate of the burden of the collection

of information, including the validity of the methodology and assumptions used;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) Minimize the burden of the collection of information on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

All responses received in response to this notice, including names and addresses when provided, will be a matter of public records. Comments will be summarized and included in the submission for Office of Management and Budget approval.

Matt Lohr,

Chief, Natural Resources Conservation Service.

[FR Doc. 2019–01811 Filed 2–8–19; 8:45 am]

BILLING CODE 3410–16–P

DEPARTMENT OF AGRICULTURE

Rural Housing Service

Notice of Request for Extension of Currently Approved Information Collection

AGENCY: Rural Housing Service, USDA.

ACTION: Notice and request for comments.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995, this notice announces the Rural Development's intention to request an extension for a currently approved information collection in support of the program, Environmental Policies and Procedures.

DATES: Comments on this notice must be received by April 12, 2019.

FOR FURTHER INFORMATION CONTACT: Thomas P. Dickson, Rural Development Innovation Center—Regulatory Team 2, USDA, 1400 Independence Avenue SW, STOP 1522, Room 5164, South Building, Washington, DC 20250–1522. Telephone: (202) 690–4492. Email *Thomas.dickson@usda.gov*.

SUPPLEMENTARY INFORMATION: The Office of Management and Budget's (OMB) regulation (5 CFR 1320) implementing provisions of the Paperwork Reduction Act of 1995 (Pub. L. 104–13) requires that interested members of the public and affected agencies have an opportunity to comment on information collection and recordkeeping activities (see 5 CFR 1320.8(d)). This notice identifies an information collection that Rural Development is submitting to OMB for extension.

Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of information including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology. Comments may be sent to: Thomas P. Dickson, Rural Development Innovation Center—Regulatory Team 2, USDA, 1400 Independence Avenue SW, STOP 1522, Room 5164, South Building, Washington, DC 20250–1522. Telephone: (202) 690–4492. Email *Thomas.dickson@usda.gov*.

Title: Environmental Policies and Procedures.

OMB Number: 0575–0197.

Type of Request: Extension of currently approved information collection.

Abstract: The National Environmental Policy Act (NEPA) and other applicable environmental and historic preservation statutes require all Federal agencies to consider the potential environmental consequences of their actions on the quality of the human environment and historic properties before agency decisions are made and prior to it taking an action; in RD's case the ''action'' is the approval of financial assistance and obligation of Federal funds. To comply with NEPA and other environmental laws, regulations and Executive Orders, RD requires applicants submitting applications for financial assistance to include project-specific environmental information along with other underwriting requirements. The purpose of this information is to evaluate and document the environmental implications of applicant's proposals.

Estimate of Burden: Public reporting burden for this collection is estimated to average 60 hours per response.

Respondents: Cooperatives, local municipalities, private citizens, companies, not-for-profit companies.

Estimated Number of Respondents: 94,000.

Estimate Number of Responses per Respondent: 1.

Estimated Total Annual Burden on Respondents: 5,608,800 hours.

Copies of this information collections can be obtained from Diane M. Berger, Rural Development Innovation Center—Regulatory Team; phone—(715) 619–3124; or email *diane.berger@usda.gov*.

All responses to this notice will be summarized and included in the request for OMB approval. All comments will become a matter of public record.

Joel Baxley,

Administrator, Rural Housing Service.

[FR Doc. 2019–01829 Filed 2–8–19; 8:45 am]

BILLING CODE P

CIVIL RIGHTS COMMISSION

Sunshine Act Meeting Notice

AGENCY: United States Commission on Civil Rights.

ACTION: Notice of Commission Public Briefing, *Women in Prison: Seeking Justice Behind Bars.*

DATES: Friday, February 22, 2019, 9:00 a.m. ET.

ADDRESSES: Place: National Place Building, 1331 Pennsylvania Ave. NW, 11th Floor, Suite 1150, Washington, DC 20245 (Entrance on F Street NW).

FOR FURTHER INFORMATION CONTACT: Brian Walch, (202) 376–8371; TTY: (202) 376–8116; *publicaffairs@usccr.gov.*

SUPPLEMENTARY INFORMATION: The U.S. Commission on Civil Rights will hold a public briefing to evaluate the civil rights of women in prison, including deprivations of women's medical needs that may violate the constitutional requirement to provide adequate medical care for all prisoners; implementation of the Prison Rape Elimination Act; and the sufficiency of programs to meet women's needs after release. The Commission will also examine consequences of discipline practices in women's prisons and the impact on families when women are placed far from home or parental rights are terminated despite their caregiving role. Commissioners will hear from state and federal corrections officials, women who have experienced incarceration, academic and legal experts, and advocates. Members of the public will be able to address the Commission in an open comment session (see below).

This briefing is open to the public; doors open at 8:30 a.m. ET. The event will also live-stream at *https://www.youtube.com/user/USCCR/videos.* (Streaming information subject to change.) If attending in person, we ask that you RSVP to *publicaffairs@usccr.gov.* Persons with disabilities who

need accommodation should contact Pamela Dunston at 202–376–8105 or at *access@usccr.gov* at least seven (7) business days before the date of the meeting.

We will offer an open comment session in which members of the public will be able to address the Commission. Detailed information on this open comment session, including details on how to register for a speaking slot, will be announced on the Commission's website (*www.usccr.gov*), Twitter (*www.twitter.com/USCCRgov*), and Facebook page (*www.facebook.com/USCCRgov/*) in advance of the briefing.

In addition, the Commission welcomes the submission of additional material for consideration as we prepare our report. Please submit such information no later than March 25, 2019 to *womeninprison@usccr.gov* or OCRE/Public Comments, U.S. Commission on Civil Rights, 1331 Pennsylvania Ave. NW, Suite 1150, Washington, DC 20425.

Women in Prison: Seeking Justice Behind Bars

Introductory Remarks: Chair Catherine E. Lhamon: 9:00 a.m.—9:10 a.m.

Panel One: Overview of Women in Prison: Statistics, Constitutional Protections, Classification, and Family Disruption: 9:10 a.m.—10:40 a.m.

Panel Two: An Analysis of Women's Health, Personal Dignity, and Sexual Abuse in the U.S. Prison System: 10:50 a.m.—12:10 p.m.

Panel Three: Review of Treatment of Women Offenders While Incarcerated: 1:10 p.m.—2:30 p.m.

Panel Four: Rehabilitative Opportunities for Women in Prison & Life After Prison: 2:40 p.m.—4:00 p.m.

Open Public Comment Session: 5:00 p.m.—6:00 p.m. (See **SUPPLEMENTARY INFORMATION** section above.)

Adjourn: 6:00 p.m.

Schedule is subject to change.

Dated: February 7, 2019.

David Mussatt,

Supervisory Chief, Regional Programs Unit.

[FR Doc. 2019–02086 Filed 2–7–19; 4:15 pm]

BILLING CODE 6335–01–P

DEPARTMENT OF COMMERCE

Census Bureau

Submission for OMB Review; Comment Request

The Department of Commerce will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act.

Agency: U.S. Census Bureau.

Title: Annual Business Survey.

OMB Control Number: 0607–1004.

Form Number(s): ABS–L1—Initial Letter; ABS–L1R—Due Date Reminder; ABS–L2—Follow-up; ABS–1 Worksheet; ABS–2 Worksheet; ABS Email Follow-up.

Type of Request: Revision of a currently approved collection.

Number of Respondents: 300,000.

Average Hours per Response: 52 minutes.

Burden Hours: 260,000.

Needs and Uses: In an effort to improve the measurement of business dynamics in the United States, the Census Bureau is conducting the Annual Business Survey (ABS). The ABS combines Census Bureau firm-level collections to reduce respondent burden, increase data quality, reduce operational costs, and operate more efficiently. The ABS replaced the five-year Survey of Business Owners (SBO) for employer businesses, the Annual Survey of Entrepreneurs (ASE), and the Business R&D and Innovation for Microbusinesses (BRDI–M) surveys. The ABS provides information on selected economic and demographic characteristics for businesses and business owners by sex, ethnicity, race, and veteran status. Further, the survey measures research and development for microbusinesses, new business topics such as innovation and technology, as well as other business characteristics. The ABS is sponsored by the National Center for Science and Engineering Statistics (NCSES) within the National Science Foundation (NSF) and conducted by the Census Bureau for five years (2018–2022).

The ABS includes all nonfarm employer businesses filing Internal Revenue Service (IRS) tax forms as individual proprietorships, partnerships, or any other type of corporation, with receipts of $1,000 or more. The ABS samples approximately 850,000 employer businesses in 2018 and approximately 300,000 employer businesses in years 2019–2022. The sample is stratified by state, frame, and industry. The Census Bureau selects some companies with certainty based on volume of sales, payroll, number of paid employees or NAICS. All certainty cases are sure to be selected and represent only themselves.

The ABS is designed to incorporate new content each survey year based on topics of relevance. Each year the new module of questions is submitted to the Office of Management and Budget (OMB) for approval. The table below shows the proposed ABS content for each survey year.

PROPOSED CONTENT FOR THE ANNUAL BUSINESS SURVEY

Topic modules	Collection year				
	2018	2019	2020	2021	2022
A. Owner Characteristics	Full	Reduced	Reduced	Full	Reduced.
B. Innovation	Full	Reduced	Full.		
C. Research & Development (1–9 employees only).	Full	Full	Full	Full	Full.
D. Technology and Intellectual Property.	Reduced (digital)	Full (automation)	Full (technology TBD).	Full (digital)	Full (automation).
E. Financing	Full			Full.	
F. Globalization			Full.		
G. Business Structure	Full	Full	Full	Full	Full.

The ABS collection is electronic only. Those selected for the survey receive an initial letter informing the respondents of their requirement to complete the survey as well as instructions on accessing the survey. The 2019 ABS initial mailing is scheduled for July 2019. Responses will be due approximately 30 days from initial mailing. Respondents will also receive a due date reminder approximately one week before responses are due. The

Census Bureau plans to conduct two follow-up mailings and an optional third follow-up if deemed necessary based on check-in. Nonrespondents may receive a certified mailing for the second and third follow-up mailings. The Census Bureau may also plan to conduct an email follow-up to select respondents reminding them to submit their report in the electronic instrument. Closeout of mail operations is scheduled for December 2019. Upon the close of the collection period, the response data will be processed, edited, reviewed, tabulated, and released publicly.

Starting with the 2019 calendar year, the Annual Business Survey will use the collection year in the survey name rather than a single reference year. The ABS includes questions from multiple reference periods and Census felt this change would better reflect the collection cycle of the survey. Therefore, the 2019 collection will be referred to as the 2019 Annual Business Survey (rather than the 2018 Annual Business Survey).

Statistics from the ABS will be used by government program officials, industry organization leaders, economic and social analysts, business entrepreneurs, and domestic and foreign researchers in academia, business, and government. Estimates produced on owner demographic data may be used to assess business assistance needs, allocate available program resources, and create a framework for planning, directing, and assessing programs that promote the activities of disadvantaged groups; to assess minority-owned businesses by industry and area and to educate industry associations, corporations, and government entities; to analyze business operations in comparison to similar firms, compute market share, and assess business growth and future prospects. Estimates produced on research and development and innovation may be used to compare R&D costs across industries, determine where R&D activity is conducted geographically, and identify the types of businesses with R&D; to contribute to the Bureau of Economic Analysis (BEA) system of national accounts; to increase investments in research and development, strengthen education, and encourage entrepreneurship; and to compare business innovation in the United States to other countries, including those in the European Union.

Additional examples of data use include:

- The Small Business Administration (SBA) and the Minority Business Development Agency (MBDA) to assess business assistance needs and allocate available program resources.
- Local government commissions on small and disadvantaged businesses to establish and evaluate contract procurement practices.
- Federal, state and local government agencies as a framework for planning, directing and assessing programs that promote the activities of disadvantaged groups.
- The National Women's Business Council to assess the state of women's business ownership for policymakers, researchers, and the public at large.
- Consultants and researchers to analyze long-term economic and demographic shifts, and differences in ownership and performance among geographic areas.
- Individual business owners to analyze their operations in comparison to similar firms, compute their market share, and assess their growth and future prospects.

Additional questions on the 2019 ABS for technology will measure the effect of technology on the workforce including, the number of workers and the skill mix of workers.

Affected Public: Business or other for-profit.

Frequency: Annually.

Respondent's Obligation: Mandatory.

Legal Authority: Title 13 United States Code, Sections 8(b), 131, and 182, Title 42 United States Code, Section 1861–76 (National Science Foundation Act of 1950, as amended), and Section 505 within the America COMPETES Reauthorization Act of 2010 authorize this collection. Sections 224 and 225 of Title 13 United States Code requires response from sampled firms.

This information collection request may be viewed at *www.reginfo.gov.* Follow the instructions to view Department of Commerce collections currently under review by OMB.

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to *OIRA_Submission@omb.eop.gov* or fax to (202) 395–5806.

Sheleen Dumas,

Departmental Lead PRA Officer, Office of the Chief Information Officer, Commerce Department.

[FR Doc. 2019–01717 Filed 2–8–19; 8:45 am]

BILLING CODE 3510–07–P

DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[B–55–2018]

Foreign-Trade Zone (FTZ) 207—Richmond, Virginia; Authorization of Production Activity; Kaiser Aluminum Fabricated Products, LLC; (Aluminum Extrusions); Richmond, Virginia

On August 29, 2018, Kaiser Aluminum Fabricated Products, LLC submitted a notification of proposed production activity to the FTZ Board for its facility within FTZ 207—Site 5 in Richmond, Virginia.

The notification was processed in accordance with the regulations of the FTZ Board (15 CFR part 400), including notice in the **Federal Register** inviting public comment (83 FR 45413–45414, September 7, 2018). On February 5, 2019, the applicant was notified of the FTZ Board's decision that no further review of the activity is warranted at this time. The production activity described in the notification was authorized, subject to the FTZ Act and the FTZ Board's regulations, including Section 400.14.

Dated: February 5, 2019.

Andrew McGilvray,

Executive Secretary.

[FR Doc. 2019–01838 Filed 2–8–19; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

Bureau of Industry and Security

Submission for OMB Review; Comment Request

The Department of Commerce will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act.

Agency: Bureau of Industry and Security.

Title: Procedures for Submitting Rebuttals and Surrebuttals Requests for Exclusions from and Objections to the Section 232 National Security Adjustments of Imports of Steel and Aluminum.

Form Number(s): 0694–0141.

OMB Control Number: 0694–0141.

Type of Review: Regular submission.

Estimated Total Annual Burden Hours: 62,823.

Estimated Number of Respondents: 62,823.

Estimated Time per Response: 1 hour.

Needs and Uses: On September 11, 2018, Bureau of Industry and Security (BIS) published a second interim final rule, *Revisions to the Requirements for Submissions Requesting Exclusions from the Remedies Instituted in Presidential Proclamations Adjusting Imports of Steel into the United States and Adjusting Imports of Aluminum into the United States; and the filing of Objections to Submitted Exclusion Requests for Steel and Aluminum.* This second interim final rule that was published by BIS, on behalf of the Secretary, made changes to the two

supplements added in the March 19 rule: Supplement No. 1 to Part 705—Requirements for Submissions Requesting Exclusions from the Remedies Instituted in Presidential Proclamation 9705 of March 8, 2018 Adjusting Imports of Steel Articles into the United States; and to Supplement No. 2 to Part 705—Requirements for Submissions Requesting Exclusions from the Remedies Instituted in Presidential Proclamation 9704 of March 8, 2018 to Adjusting Imports of Aluminum into the United States.

This collection of information gives U.S. Companies the opportunity to submit rebuttals to objections received on posted exclusion requests and also allows U.S. companies the opportunity to submit surrebuttals for objections they submitted that receive rebuttals under the Section 232 exclusion process.

Affected Public: Business or other for-profit organizations.

Frequency: On Occasion.

Respondent's Obligation: Voluntary.

This information collection request may be viewed at reginfo.gov, *http://www.reginfo.gov/public/.* Follow the instructions to view Department of Commerce collections currently under review by OMB.

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to *OIRA_Submission@omb.eop.gov.*

Sheleen Dumas,

Departmental Lead PRA Officer, Office of the Chief Information Officer, Commerce Department.

[FR Doc. 2019–01790 Filed 2–8–19; 8:45 am]

BILLING CODE 3510–33–P

DEPARTMENT OF COMMERCE

International Trade Administration

[A–489–816]

Certain Oil Country Tubular Goods From Turkey: Rescission of Antidumping Duty Administrative Review; 2017–2018

AGENCY: Enforcement and Compliance, International Trade Administration, Department of Commerce.

SUMMARY: The Department of Commerce (Commerce) is rescinding the administrative review of the antidumping duty order on certain oil country tubular goods from Turkey for the period September 1, 2017, through August 31, 2018.

DATES: Effective February 11, 2019.

FOR FURTHER INFORMATION CONTACT: Dmitry Vladimirov, AD/CVD Operations, Office I, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce, 1401 Constitution Avenue NW, Washington, DC 20230; telephone: (202) 482–0665.

SUPPLEMENTARY INFORMATION:

Background

On September 11, 2018, Commerce published a notice of opportunity to request an administrative review of the antidumping duty order on certain oil country tubular goods (OCTG) from Turkey for the period of review (POR) September 1, 2017, through August 31, 2018.[1] On September 28, 2018, the petitioners, United States Steel Corporation, Maverick Tube Corporation, Tenaris Bay City, Inc., TMK IPSCO, Vallourec Star, L.P., and Welded Tube USA, requested an administrative review of the order with respect to Çayirova Boru San A.Ş., Çayirova Boru Sanayi ve Ticaret A.Ş. and Yücel Boru İthalat-İhracat ve Pazarlama A.Ş. (collectively, Yücel), HG Tubulars Canada Ltd., Tosçelik Profil ve Sac Endüstrisi A.Ş. and Tosyali Diş Ticaret A.Ş. (collectively, Tosçelik), and Yücelboru İhracat, Ithalat.[2] On November 15, 2018, in accordance with section 751(a) of the Tariff Act of 1930, as amended (the Act) and 19 CFR 351.221(c)(1)(i), we initiated an administrative review of the order on OCTG from Turkey with respect to these companies.[3] On December 13, 2018, the petitioners timely withdrew their request for an administrative review concerning these companies.[4] No other party requested a review.

Commerce exercised its discretion to toll all deadlines affected by the partial federal government closure from December 22, 2018, through the resumption of operations on January 29, 2019.[5] If the new deadline falls on a non-business day, in accordance with Commerce's practice, the deadline will become the next business day. The revised deadline for the preliminary results in this review is now July 12, 2019.

Rescission of Review

Pursuant to 19 CFR 351.213(d)(1), Commerce will rescind an administrative review ''in whole or in part, if a party that requested a review withdraws the request within 90 days of the date of publication of notice of initiation of the requested review.'' The petitioners withdrew their request for review before the 90-day deadline. Because we received no other requests for review of Çayirova Boru San A.Ş., Yücel, HG Tubulars Canada Ltd., Tosçelik, and Yücelboru İhracat, Ithalat, we are rescinding the administrative review of OCTG from Turkey covering the period September 1, 2017, through August 31, 2018, in full, in accordance with 19 CFR 351.213(d)(1).

Assessment

Commerce will instruct U.S. Customs and Border Protection (CBP) to assess antidumping duties on all appropriate entries of OCTG from Turkey during the POR at rates equal to the cash deposit rate of estimated antidumping duties required at the time of entry, or withdrawal from warehouse, for consumption, in accordance with 19 CFR 351.212(c)(1)(i). Commerce intends to issue appropriate assessment instructions to CBP 15 days after publication of this notice in the **Federal Register**.

Notification to Importers

This notice serves as a final reminder to importers of their responsibility under 19 CFR 351.402(f)(2) to file a certificate regarding the reimbursement of antidumping duties prior to liquidation of the relevant entries during this review period. Failure to comply with this requirement could result in Commerce's presumption that reimbursement of antidumping duties occurred and the subsequent assessment of doubled antidumping duties.

Notification Regarding Administrative Protective Order

This notice also serves as a final reminder to parties subject to administrative protective order (APO) of their responsibility concerning the disposition of proprietary information disclosed under APO in accordance with 19 CFR 351.305(a)(3), which

[1] *See Antidumping or Countervailing Duty Order, Finding, or Suspended Investigation; Opportunity to Request Administrative Review,* 83 FR 45888 (September 11, 2018).

[2] *See* the petitioners' Letter, ''Re: Oil Country Tubular Goods from Turkey: Request for Administrative Review of Antidumping Duty Order,'' dated September 28, 2018.

[3] *See Initiation of Antidumping and Countervailing Duty Administrative Reviews,* 83 FR 57411 (November 15, 2018) (*Initiation Notice*).

[4] *See* the petitioners' Letter, ''Oil Country Tubular Goods from Turkey: Withdrawal of Request for Administrative Review of Antidumping Duty Order,'' dated December 13, 2018.

[5] *See* memorandum to the Record from Gary Taverman, Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations, performing the non-exclusive functions and duties of the Assistant Secretary for Enforcement and Compliance, ''Deadlines Affected by the Partial Shutdown of the Federal Government,'' dated January 28, 2019. All deadlines in this segment of the proceeding have been extended by 40 days.

continues to govern business proprietary information in this segment of the proceeding. Timely written notification of the return or destruction of APO materials or conversion to judicial protective order is hereby requested. Failure to comply with the regulations and the terms of an APO is a sanctionable violation.

This notice is issued and published in accordance with sections 751(a)(1) and 777(i)(1) of the Act and 19 CFR 351.213(d)(4).

Dated: February 5, 2019.

James Maeder,

Associate Deputy Assistant Secretary, for Antidumping and Countervailing Duty Operations performing the duties of Deputy Assistant Secretary for Antidumping and Countervailing Duty Operations.

[FR Doc. 2019–01837 Filed 2–8–19; 8:45 am]

BILLING CODE 3510–DS–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

Proposed Information Collection; Comment Request; Economic Expenditure Survey of Wreckfish Fishermen in the U.S. South Atlantic Region.

AGENCY: National Oceanic and Atmospheric Administration (NOAA), Department of Commerce.

ACTION: Notice.

SUMMARY: The Department of Commerce, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995.

DATES: Written comments must be submitted on or before April 12, 2019.

ADDRESSES: Direct all written comments to Jennifer Jessup, Departmental Paperwork Clearance Officer, Department of Commerce, Room 6616, 14th and Constitution Avenue NW, Washington, DC 20230 (or via the internet at *pracomments@doc.gov*).

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the information collection instrument and instructions should be directed to Dr. Scott Crosson, (305) 361–4468 or *scott.crosson@noaa.gov*.

SUPPLEMENTARY INFORMATION:

I. Abstract

This request is for a reinstatement of a previously approved information collection.

The National Marine Fisheries Service (NMFS) proposes to collect economic information from wreckfish landing commercial fishermen in the United States (U.S.) South Atlantic region. The data gathered will be used to evaluate the likely economic impacts of management proposals. In addition, the information will be used to satisfy legal mandates under Executive Order 12898, the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1801 *et seq.*), the Regulatory Flexibility Act, the Endangered Species Act, and the National Environmental Policy Act, and other pertinent statutes.

II. Method of Collection

A standardized survey will be administered via in-person, telephone and/or mail to all fishermen participating in the fishery.

III. Data

OMB Number: 0648–0670.

Form Number: None.

Type of Review: Regular submission (request for extension).

Affected Public: Business or other for-profit organizations.

Estimated Number of Respondents: 9.

Estimated Time per Response: 1 hr.

Estimated Total Annual Burden Hours: 9.

Estimated Total Annual Cost to Public: $0 in recordkeeping/reporting costs.

IV. Request for Comments

Comments are invited on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden (including hours and cost) of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of this information collection; they also will become a matter of public record.

Sheleen Dumas,

Departmental Lead PRA Officer, Office of the Chief Information Officer, Commerce Department.

[FR Doc. 2019–01798 Filed 2–8–19; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648–XG783

Mid-Atlantic Fishery Management Council (MAFMC); Public Meeting

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice; public meeting.

SUMMARY: The Mid-Atlantic Fishery Management Council's Surfclam and Ocean Quahog Committee will hold a public meeting.

DATES: The meeting will be held on Thursday, March 14, 2019, from 1:30 p.m. until 3:30 p.m.

ADDRESSES: The meeting will be held via webinar. Details on the proposed agenda, connection information, and briefing materials will be posted at the MAFMC's website: *www.mafmc.org.*

Council address: Mid-Atlantic Fishery Management Council, 800 N State Street, Suite 201, Dover, DE 19901; telephone: (302) 674–2331; *www.mafmc.org.*

FOR FURTHER INFORMATION CONTACT: Christopher M. Moore, Ph.D., Executive Director, Mid-Atlantic Fishery Management Council, telephone: (302) 526–5255.

SUPPLEMENTARY INFORMATION: The Mid-Atlantic Fishery Management Council's (MAFMC's) Surfclam and Ocean Quahog Committee will meet to review the Public Hearing Document for the Atlantic Surfclam and Ocean Quahog Excessive Shares Amendment to ensure the document is complete for Council review and approval. An agenda and background documents will be posted at the Council's website (*www.mafmc.org) prior to the meeting.*

Special Accommodations

The meeting is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aid should be directed to M. Jan Saunders, (302) 526–5251, at least 5 days prior to the meeting date.

Dated: February 6, 2019.

Tracey L. Thompson,

Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 2019–01892 Filed 2–8–19; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648–XG777

North Pacific Fishery Management Council; Public Meeting

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of public meeting.

SUMMARY: The North Pacific Fishery Management Council (Council) Cook Inlet Salmon Committee will meet on March 6, 2019.

DATES: The meeting will be held on Wednesday, March 6, 2019, from 9 a.m. to 5 p.m. Alaska Standard Time.

ADDRESSES: The meeting will be held at the Anchorage Hilton Hotel, 500 W 3rd Ave., Anchorage, AK 99501. Meeting room to be determined. Teleconference number is (907) 245–3900, Pin is 2809.

Council address: North Pacific Fishery Management Council, 605 W 4th Ave., Suite 306, Anchorage, AK 99501–2252; telephone (907) 271–2809.

FOR FURTHER INFORMATION CONTACT: Jim Armstrong, Council staff; telephone: (907) 271–2809.

SUPPLEMENTARY INFORMATION:

Agenda

Wednesday, March 6, 2019

The agenda for the meeting will include development of Committee recommendations for fulfilling Magnuson Stevens Act requirements on: Record keeping and reporting, standardized bycatch reporting methodology, and status determination criteria. Additionally, staff will present a work plan for the economic and community impacts analysis associated with the FMP amendment, and additional information.

The Agenda is subject to change, and the latest version will be posted at *www.npfmc.org/* prior to the meeting, along with meeting materials.

Public Comment

Public comment letters will be accepted and should be submitted either electronically at: *Meetings.npfmc.org* or through the mail: North Pacific Fishery Management Council, 605 W 4th Ave., Suite 306, Anchorage, AK 99501–2252. In-person oral public testimony will be accepted at the discretion of the chair.

Special Accommodations

The meeting is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Shannon Gleason at (907) 271–2809 at least 7 working days prior to the meeting date.

Dated: February 6, 2019.

Tracey L. Thompson,

Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 2019–01876 Filed 2–8–19; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648–XG778

North Pacific Fishery Management Council; Public Meeting

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of public meeting.

SUMMARY: The North Pacific Fishery Management Council (Council) Community Engagement Committee (CEC) will meet on March 20, 2019.

DATES: The meeting will be held on Wednesday, March 20, 2019, from 10 a.m. to 4 p.m. Alaska Standard Time.

ADDRESSES: The meeting will be held at the Anchorage Hilton Hotel, 500 W 3rd Ave., Anchorage, AK 99501. Meeting room to be determined. Teleconference number is (907) 245–3900, Pin is 2809.

Council address: North Pacific Fishery Management Council, 605 W 4th Ave., Suite 306, Anchorage, AK 99501–2252; telephone: (907) 271–2809.

FOR FURTHER INFORMATION CONTACT: Steve MacLean, Council staff; telephone: (907) 271–2809.

SUPPLEMENTARY INFORMATION:

Agenda

Wednesday, March 20, 2019

The purpose of the meeting is to provide background about the Council's current outreach and communication procedures and strategies for the committee to consider as they develop recommendations to the Council on whether and how to update the Council's communications with rural Alaska and Alaska Native communities. The CEC will develop their recommendations to the Council over a series of meetings the dates of which are to be discussed at this meeting on March 20, 2019. The Agenda is subject to change, and the latest version will be posted at *https://www.npfmc.org/committees/cec/* prior to the meeting, along with meeting materials.

Public Comment

Public comment letters will be accepted and should be submitted either electronically via the eCommenting portal at *meetings.npfmc.org*or through the mail: North Pacific Fishery Management Council, 605 W 4th Ave., Suite 306, Anchorage, AK 99501–2252. In-person oral public testimony will be accepted at the discretion of the chair.

Special Accommodations

The meeting is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Shannon Gleason at (907) 271–2809 at least 7 working days prior to the meeting date.

Dated: February 6, 2019.

Tracey L. Thompson,

Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 2019–01864 Filed 2–8–19; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648–XG681

Pacific Fishery Management Council; Public Meetings and Hearings

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of availability of reports; public meetings, and hearings.

SUMMARY: The Pacific Fishery Management Council (Pacific Council) has begun its annual preseason management process for the 2019 ocean salmon fisheries. This document announces the availability of Pacific Council documents as well as the dates and locations of Pacific Council meetings and public hearings comprising the Pacific Council's complete schedule of events for determining the annual proposed and final modifications to ocean salmon fishery management measures. The agendas for the March and April 2019

Pacific Council meetings will be published in subsequent **Federal Register** documents prior to the actual meetings.

DATES: Written comments on the salmon management alternatives must be received by 5 p.m. Pacific Time, April 1, 2019.

ADDRESSES: Documents will be available from the Pacific Fishery Management Council, 7700 NE Ambassador Place, Suite 101, Portland, OR 97220–1384, telephone: (503) 820–2280 (voice) or (503) 820–2299 (fax). Written comments should be sent electronically to Mr. Phil Anderson, Chair, Pacific Fishery Management Council, via the Pacific Council's E-Portal by visiting *https://pfmc.psmfc.org.* Comments can also be submitted through the Federal Rulemaking E-Portal: *http://www.regulations.gov.* Follow the instructions for submitting comments, and include the I.D. number in the subject line of the message. If you are unable to access either E-Portal, written comments may be mailed to Mr. Phil Anderson at the Pacific Fishery Management Council office address stated above. Written comments will then be entered into the Pacific Council's E-Portal by Council staff. For specific meeting and hearing locations, see **SUPPLEMENTARY INFORMATION.**

Council address: Pacific Fishery Management Council, 7700 NE Ambassador Place, Suite 101, Portland, OR 97220.

FOR FURTHER INFORMATION CONTACT: Ms. Robin Ehlke, telephone: (503) 820–2280.

SUPPLEMENTARY INFORMATION:

Tentative Schedule for Document Completion and Availability

February 15, 2019: ''Review of 2018 Ocean Salmon Fisheries, Stock Assessment and Fishery Evaluation Document for the Pacific Coast Salmon Fishery Management Plan'' is scheduled to be posted on the Pacific Council website at *http://www.pcouncil.org.*

March 1, 2019: ''Preseason Report I-Stock Abundance Analysis and Environmental Assessment Part 1 for 2019 Ocean Salmon Fishery Regulations'' is scheduled to be posted on the Pacific Council website at *http://www.pcouncil.org.*

March 21, 2019: ''Preseason Report II-Proposed Alternatives and Environmental Assessment Part 2 for 2019 Ocean Salmon Fishery Regulations'' and public hearing schedule is scheduled to be posted on the Pacific Council website at *http://www.pcouncil.org.* The report will include a description of the adopted salmon management alternatives and a summary of their biological and economic impacts.

April 23, 2019: ''Preseason Report III—Council-Adopted Management Measures and Environmental Assessment Part 3 for 2019 Ocean Salmon Fishery Regulations'' is scheduled to be posted on the Pacific Council website at *http://www.pcouncil.org.*

May 1, 2019: Federal regulations for 2019 ocean salmon regulations are published in the **Federal Register** and implemented.

Meetings and Hearings

January 22–25, 2019: The Salmon Technical Team (STT) will meet at the Council office in a public work session to draft ''Review of 2018 Ocean Salmon Fisheries, Stock Assessment and Fishery Evaluation Document for the Pacific Coast Salmon Fishery Management Plan'' and to consider any other estimation or methodology issues pertinent to the 2019 ocean salmon fisheries. The STT may also discuss and work on salmon rebuilding plans as time allows.

February 19–22, 2019: The STT will meet at the Council office in a public work session to draft ''Preseason Report I-Stock Abundance Analysis and Environmental Assessment Part 1 for 2019 Ocean Salmon Fishery Regulations'' and to consider any other estimation or methodology issues pertinent to the 2019 ocean salmon fisheries. The STT may also discuss and work on salmon rebuilding plans as time allows.

March 25–26, 2019: Public hearings will be held to receive comments on the proposed ocean salmon fishery management alternatives adopted by the Pacific Council. Written comments received at the public hearings and a summary of oral comments heard at the hearings will be provided to the Pacific Council at its April meeting.

All public hearings begin at 7 p.m. on the dates and locations specified below:

- March 25, 2019: Chateau Westport, Beach Room, 710 West Hancock, Westport, WA 98595, telephone: (360) 268–9101.
- March 25, 2019: Red Lion Hotel, South Umpqua Room, 1313 North Bayshore Drive, Coos Bay, OR 97420, telephone: (541) 267–4141.
- March 26, 2019: Hampton Inn, Grand Ballroom, 1160 Airport Park Blvd., Ukiah, CA 95482, telephone: (707) 462–6555.

Although non-emergency issues not contained in the STT meeting agendas may come before the STT for discussion, those issues may not be the subject of formal STT action during these meetings. STT action will be restricted to those issues specifically listed in this document and to any issues arising after publication of this document requiring emergency action under Section 305(c) of the Magnuson-Stevens Fishery Conservation and Management Act, provided the public has been notified of the STT's intent to take final action to address the emergency.

Special Accommodations

These public meetings and hearings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Mr. Kris Kleinschmidt at (503) 820–2280 (voice), or (503) 820–2299 (fax) at least 10 days prior to the meeting date.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: February 6, 2019.

Tracey L. Thompson,

Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 2019–01875 Filed 2–8–19; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648–XG784

Mid-Atlantic Fishery Management Council (MAFMC); Public Meeting

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice; public meeting.

SUMMARY: The Mid-Atlantic Fishery Management Council's Surfclam and Ocean Quahog Advisory Panel will hold a public meeting.

DATES: The meeting will be held on Thursday, March 14, 2019, from 9:30 a.m. until 12 p.m.

ADDRESSES: The meeting will be held via webinar. Details on the proposed agenda, connection information, and briefing materials will be posted at the MAFMC's website: *www.mafmc.org.*

Council address: Mid-Atlantic Fishery Management Council, 800 N State Street, Suite 201, Dover, DE 19901; telephone: (302) 674–2331; *www.mafmc.org.*

FOR FURTHER INFORMATION CONTACT: Christopher M. Moore, Ph.D., Executive Director, Mid-Atlantic Fishery Management Council, telephone: (302) 526–5255.

SUPPLEMENTARY INFORMATION: The Mid-Atlantic Fishery Management Council's (MAFMC's) Surfclam and Ocean Quahog Advisory Panel will meet to provide feedback on the Public Hearing Document for the Surfclam and Ocean Quahog Excessive Shares Amendment. An agenda and background documents will be posted at the Council's website (*www.mafmc.org) prior to the meeting.*

Special Accommodations

The meeting is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aid should be directed to M. Jan Saunders, (302) 526–5251, at least 5 days prior to the meeting date.

Dated: February 6, 2019.

Tracey L. Thompson,

Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 2019–01893 Filed 2–8–19; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648–XG782

Fisheries of the Gulf of Mexico; Southeast Data, Assessment, and Review (SEDAR); Public Meeting

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of SEDAR 62 data webinar for Gulf of Mexico gray triggerfish.

SUMMARY: The SEDAR 62 assessment process of Gulf of Mexico gray triggerfish will consist of an In-person Workshop, and a series of data and assessment webinars. See **SUPPLEMENTARY INFORMATION**.

DATES: The SEDAR 62 assessment scoping webinar will be held February 27, 2019, from 10 a.m. to 12 p.m. Eastern Time.

ADDRESSES:

Meeting address: The meeting will be held via webinar. The webinar is open to members of the public. Those interested in participating should contact Julie A. Neer at SEDAR (See Contact Information below) to request an invitation providing webinar access information. Please request webinar invitations at least 24 hours in advance of each webinar.

SEDAR address: 4055 Faber Place Drive, Suite 201, North Charleston, SC 29405.

FOR FURTHER INFORMATION CONTACT: Julie A. Neer, SEDAR Coordinator; (843) 571–4366; email: *Julie.neer@safmc.net.*

SUPPLEMENTARY INFORMATION: The Gulf of Mexico, South Atlantic, and Caribbean Fishery Management Councils, in conjunction with NOAA Fisheries and the Atlantic and Gulf States Marine Fisheries Commissions have implemented the Southeast Data, Assessment and Review (SEDAR) process, a multi-step method for determining the status of fish stocks in the Southeast Region. SEDAR is a multi-step process including: (1) Data Workshop, (2) a series of assessment webinars, and (3) A Review Workshop. The product of the Data Workshop is a report that compiles and evaluates potential datasets and recommends which datasets are appropriate for assessment analyses. The assessment webinars produce a report that describes the fisheries, evaluates the status of the stock, estimates biological benchmarks, projects future population conditions, and recommends research and monitoring needs. The product of the Review Workshop is an Assessment Summary documenting panel opinions regarding the strengths and weaknesses of the stock assessment and input data. Participants for SEDAR Workshops are appointed by the Gulf of Mexico, South Atlantic, and Caribbean Fishery Management Councils and NOAA Fisheries Southeast Regional Office, HMS Management Division, and Southeast Fisheries Science Center. Participants include data collectors and database managers; stock assessment scientists, biologists, and researchers; constituency representatives including fishermen, environmentalists, and NGO's; International experts; and staff of Councils, Commissions, and state and federal agencies.

The items of discussion during the assessment scoping webinar are as follows: Panelists will review the data sets being considered for the assessment and discuss initial modeling efforts.

Although non-emergency issues not contained in this agenda may come before this group for discussion, those issues may not be the subject of formal action during this meeting. Action will be restricted to those issues specifically identified in this notice and any issues arising after publication of this notice that require emergency action under section 305(c) of the Magnuson-Stevens Fishery Conservation and Management Act, provided the public has been notified of the intent to take final action to address the emergency.

Special Accommodations

These meetings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to the Council office (see **ADDRESSES**) at least 5 business days prior to each workshop.

Note: The times and sequence specified in this agenda are subject to change.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: February 6, 2019.

Tracey L. Thompson,

Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 2019–01889 Filed 2–8–19; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648–XG779

North Pacific Fishery Management Council; Public Meeting

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of telephonic meeting.

SUMMARY: The North Pacific Fishery Management Council (Council) will hold a teleconference on March 8, 2019.

DATES: The teleconference will be held on Friday, March 8, 2019 from 9 a.m. to 1 p.m., Alaska Standard Time.

ADDRESSES: The meeting will be held telephonically. Teleconference number is: (646) 749–3122, access code: 447–247–853.

Council address: North Pacific Fishery Management Council, 605 W 4th Ave., Suite 306, Anchorage, AK 99501–2252; telephone: (907) 271–2809.

FOR FURTHER INFORMATION CONTACT: Diana Evans, Council staff; telephone: (907) 271–2801.

SUPPLEMENTARY INFORMATION:

Agenda

Friday, March 8, 2019

The agenda will be to review the 2019 Norton Sound Red King Crab assessment and approve the final OFL and ABC for that stock.

The Agenda is subject to change, and the latest version will be posted at *www.npfmc.org* prior to the meeting, along with meeting materials.

Public Comment

Public comment will be limited to written comments only and should be

submitted either electronically to *meetings.npfmc.org* or through the mail: North Pacific Fishery Management Council, 605 W 4th Ave., Suite 306, Anchorage, AK 99501–2252.

Special Accommodations

The meeting is physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Shannon Gleason at (907) 271–2809 at least 7 working days prior to the meeting date.

Dated: February 6, 2019.

Tracey L. Thompson,

Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 2019–01894 Filed 2–8–19; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

RIN 0648–XG780

North Pacific Fishery Management Council; Public Meeting

AGENCY: National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

ACTION: Notice of public meetings.

SUMMARY: The North Pacific Fishery Management Council (Council) and its advisory committees will meet April 1, 2019 through April 9, 2019.

DATES: The meetings will be held April 1, 2019 through April 9, 2019. See **SUPPLEMENTARY INFORMATION** for specific dates and times.

ADDRESSES: The meeting will be held at the Anchorage Hilton Hotel, 500 W 3rd Ave, Anchorage, AK 99501.

Council address: North Pacific Fishery Management Council, 605 W 4th Ave., Suite 306, Anchorage, AK 99501–2252; telephone (907) 271–2809.

FOR FURTHER INFORMATION CONTACT: Diana Evans, Council staff; telephone: (907) 271–2809.

SUPPLEMENTARY INFORMATION: The Council will begin its plenary session at 8 a.m. in the Aleutian Room on Wednesday, April 3, 2019 continuing through Tuesday, April 9, 2019. The Council's Scientific and Statistical Committee (SSC) will begin at 8 a.m. in the King Salmon/Iliamna Room on Monday, April 1, 2019 and continue through Wednesday, April 3, 2019. The Council's Advisory Panel (AP) will begin at 8 a.m.in the Dillingham/Katmai Room on Tuesday, April 2, 2019 and continue through Saturday, April 6, 2019. The IFQ Committee will meet on Monday, April 1, 2019, from 8 a.m. to 5 p.m. (room TBD). The Ecosystem Committee will meet on Monday, April 1, 2019, from 9 a.m. to 5 p.m. (room TBD). The Fishery Monitoring Advisory Committee (FMAC) will meet on Tuesday, April 2, 2019 from 8 a.m. to 5 p.m. (room TBD). The Enforcement Committee will meet on Tuesday, April 2, 2019 from 1 p.m. to 5 p.m. (room TBD). The Cook Inlet Salmon Committee will meet on Tuesday, April 2, 2019 from 9 a.m. to 5 p.m. (room TBD).

Agenda

Monday, April 1, 2019 Through Tuesday, April 9, 2019

Council Plenary Session: The agenda for the Council's plenary session will include the following issues. The Council may take appropriate action on any of the issues identified.

(1) Executive Director's Report (including report on Northern Edge 2019, Alaska Ocean Acidification Network report, Council Coordination Committee update)
(2) NMFS Management Report (including GOA Chinook salmon bycatch status, decksorting update, and 2018 cost recovery)
(3) ADF&G Report
(4) NOAA GC Report
(5) NIOSH Report
(6) USCG Report
(7) USFWS Report (seabird bycatch)
(8) Habitat Report (including annual EFH consultation)
(9) Protected Species Report
(10) Fixed Gear CV Rockfish Retention—Final Action
(11) IFQ Medical Lease—Final Action
(12) Cooperative Reports—AFA, AM 80, GOA Rockfish, BSAI Crab
(13) CQE Fishup in 3A—Initial Review
(14) IFQ Eligibility Criteria—Discussion Paper
(15) Cook Inlet Salmon—Committee Report
(16) BSAI Halibut Abundance-Based Management PSC limits—Review Operating Model
(17) Sablefish Discards—Expanded Discussion Paper
(18) Observer Fee Analysis—Initial Review
(19) Observer partial coverage cost efficiencies—Report
(20) Bering Sea Snow Crab Bycatch—Initial Review
(21) Sculpins to ecosystem component—Discussion Paper
(22) Economic Data Reports—Discussion Paper
(23) Scallop SAFE—Final Specifications
(24) GOA Pollock, Cod seasons/allocations—Final Action
(25) Ecosystem Committee—Report
(26) Enforcement Committee—Report
(27) Bering Sea Fishery Ecosystem Plan—Action module workplans and report
(28) Whale depredations in the Sablefish fishery—Report

The Advisory Panel will address Council agenda items (12) through (28).

The SSC agenda will include the following issues:

(1) Cook Inlet Salmon—Review status determination criteria
(2) Review Economic SAFE—Action as necessary
(3) Marine Mammal Conservation Status—Action as necessary
(4) CQE Fishup in 3A—Initial Review
(5) BSAI Halibut Abundance-Based Management PSC limits—Review Operating Model
(6) Sablefish Discards—Expanded Discussion Paper
(7) Observer Fee Analysis—Initial Review
(8) Observer partial coverage cost efficiencies—Report
(9) Bering Sea Snow Crab Bycatch—Initial Review
(10) Sculpins to ecosystem component—Discussion Paper
(11) Economic Data Reports—Discussion Paper
(12) Scallop SAFE—Final Specifications
(13) Bering Sea Fishery Ecosystem Plan—Action module workplans and report
(14) Whale depredations in the Sablefish fishery—Report

In addition to providing ongoing scientific advice for fishery management decisions, the SSC functions as the Council's primary peer review panel for scientific information, as described by the Magnuson-Stevens Act section 302(g)(1)(e), and the National Standard 2 guidelines (78 FR 43066). The peer review process is also deemed to satisfy the requirements of the Information Quality Act, including the OMB Peer Review Bulletin guidelines.

The Fishery Monitoring Advisory Committee will meet to discuss the Fee Analysis Initial Review document, partial coverage cost savings, and other business. The Enforcement Committee will discuss Sablefish discards and the progress on the trawl EM cooperative research plan, and other business. The Ecosystem Committee will discuss habitat issues, a report on the Alaska Ocean Acidification Network and other status updates, a workplan for upcoming items for committee consideration, and other business. The IFQ committee will review discussion

papers on eligibility criteria, global examples, sablefish discards, fish up in 3A, prioritization of IFQ program tasks, and other business. The Cook Inlet Salmon Committee will finalize recommendations for the Council on the upcoming FMP amendment, and discuss other business.

The Agendas are subject to change, and the latest versions will be posted at *http://www.npfmc.org/.*

Public Comment

Public comment letters will be accepted and should be submitted either electronically at *meetings.npfmc.org*or through the mail: North Pacific Fishery Management Council, 605 W. 4th Ave., Suite 306, Anchorage, AK 99501–2252. Deadline for comments is March 29, 2019, at 12 p.m.

Special Accommodations

These meetings are physically accessible to people with disabilities. Requests for sign language interpretation or other auxiliary aids should be directed to Shannon Gleason at (907) 271–2809 at least 7 working days prior to the meeting date.

Dated: February 6, 2019.

Tracey L. Thompson,

Acting Deputy Director, Office of Sustainable Fisheries, National Marine Fisheries Service.

[FR Doc. 2019–01886 Filed 2–8–19; 8:45 am]

BILLING CODE 3510–22–P

DEPARTMENT OF DEFENSE

Department of the Army

Environmental Impact Statement for the Development of a Heavy Off-Road Mounted Maneuver Training Area at Fort Benning, Georgia

AGENCY: Department of the Army, DOD.

ACTION: Notice of Intent.

SUMMARY: The Department of the Army intends to prepare an Environmental Impact Statement (EIS) to analyze potential environmental and socioeconomic impacts, and identify related mitigation measures, associated with the Army's proposal to develop, operate, and maintain a Heavy Off Road Mounted Maneuver Training Area (HOMMTA) of at least 2,400 contiguous acres at Fort Benning, Georgia to support off-road armor vehicle movement and maneuver.

DATES: The public comment period will end 30 days after publication of the Notice of Intent in the **Federal Register** by the Department of the Army.

ADDRESSES: Please send written comments to Fort Benning Environmental Management Division, Attn: NEPA Program Manager, 6650 Meloy Drive, Building 6, Room 309, Fort Benning, GA 31905–5122 or email to *john.e.brown12.civ@mail.mil.*

FOR FURTHER INFORMATION CONTACT: Mr. John Brown, Fort Benning Environmental Management Division, at (706) 545–7549 from 9 a.m. to 4 p.m. EST. Information updates and background on the HOMMTA EIS can also be accessed at *https://www.benning.army.mil/garrison/dpw/EMD/Legal.html.*

SUPPLEMENTARY INFORMATION: Fort Benning's Maneuver Center of Excellence (MCoE), which includes the Army's Armor and Infantry Schools, supports training of Infantry and Armor Soldiers and leaders for a wide variety of situations that they can expect to encounter on the modern battlefield. Fort Benning is also home to several deployable units that conduct heavy off-road maneuver training, including the 1st Security Force Assistance Brigade, Task Force 1–28 Infantry, and elements of the 75th Ranger Regiment. Fort Benning must be able to train and develop highly skilled and cohesive units capable of conducting operations across the full spectrum of conflict. Inherent in and vital to this training is the requirement to provide sufficient heavy off-road mounted maneuver training area. Currently, the Good Hope Maneuver Training Area (GHMTA) is the only training area at Fort Benning suitable for this training. GHMTA maneuver boxes do not provide enough contiguous off-road maneuver space. Of the available 11,154 acres of the GHMTA, only 1,952 non-contiguous acres, with no more than 371 acres of open and maneuverable terrain in any section, can be used for heavy off-road mounted maneuver.

The purpose of the Proposed Action is to provide Fort Benning with a HOMMTA consistent with the current training requirements of the MCoE and Fort Benning's tenant units. The Proposed Action is needed to address the lack of sufficient contiguous off-road maneuver area to meet training requirements for heavy armor vehicle (tracked and wheeled) off-road maneuver training at Fort Benning. This lack of maneuver space has recently become more problematic since the Army's training strategy has changed and requires a more dispersed approach to movement and maneuver. The GHMTA does not have available area and time for both the required MCoE courses and deployable tenant units. Managing demand for the training area through scheduling is no longer a viable option.

In concert with the EIS, the Army will prepare studies, analyses, and permit applications to meet other Federal requirements, such as Section 7 of the Endangered Species Act, Sections 401 and 404 of the Clean Water Act, and Section 106 of the National Historic Preservation Act. Mitigation through avoidance and low-impact design would be used to avoid adverse impacts to sensitive environmental resources to the maximum extent practicable.

The EIS will analyze the No Action Alternative and three distinct location alternatives on Fort Benning. The following alternatives proposed for analysis have been initially determined to be feasible and to meet the purpose of and need for the Proposed Action. Some alternatives are larger than the minimum 2,400 acres to ensure they include enough contiguous areas suitable for heavy off-road mounted maneuver training.

Northern Mounted Maneuver Training Area (NMMTA) Alternative: This alternative includes approximately 4,723 acres and is located adjacent to and east of the current Northern Maneuver Training Area (NMTA) and west of the nearby Digital Multi-Purpose Range Complex (DMPRC).

Red Diamond Alternative: This alternative includes approximately 3,743 acres and is located south of the Southern Maneuver Training Area (SMTA) on the Installation's southern boundary.

Eastern Boundary Alternative: This alternative includes approximately 2,405 acres and is located between the Kilo dudded impact area and the Installation's eastern boundary.

Resource areas that will be analyzed in the EIS include: Land use, aesthetics, air quality, noise, geology and soils, water resources, biological resources, cultural resources, socioeconomics and environmental justice, traffic and transportation, utilities, and hazardous and toxic materials/waste. The EIS will also analyze potential cumulative environmental effects. Based on initial review by the Army, potentially significant adverse impacts to water, biological, and/or cultural resources could occur if no mitigation were included. Mitigation measures will be presented in the EIS to reduce potential adverse effects.

The public is invited to participate in the scoping process. The scoping process begins with the publication of this Notice of Intent in the **Federal Register** and will last for 30 days. The scoping process will include a public scoping meeting, which is an

opportunity for the public to receive information about the Proposed Action and assist the Army in identifying issues related to the Proposed Action. This meeting will be held near Fort Benning; the specific details of the meeting will be announced in local media. The public will also be invited to review and comment on the Draft EIS when it is available for review. Comments from the public will be considered before any decision is made regarding implementation of the Proposed Action.

Brenda S. Bowen,

Army Federal Register Liaison Officer.

[FR Doc. 2019–01839 Filed 2–8–19; 8:45 am]

BILLING CODE 5001–03–P

DEPARTMENT OF DEFENSE

Office of the Secretary

[Docket ID DOD–2019–OS–0008]

Proposed Collection; Comment Request

AGENCY: Office of the Under Secretary of Defense for Acquisition and Sustainment, DoD.

ACTION: Information collection notice.

SUMMARY: In compliance with the *Paperwork Reduction Act of 1995,* the Defense Logistics Agency announces a proposed public information collection and seeks public comment on the provisions thereof. Comments are invited on: Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; the accuracy of the agency's estimate of the burden of the proposed information collection; ways to enhance the quality, utility, and clarity of the information to be collected; and ways to minimize the burden of the information collection on respondents, including through the use of automated collection techniques or other forms of information technology.

DATES: Consideration will be given to all comments received by April 12, 2019.

ADDRESSES: You may submit comments, identified by docket number and title, by any of the following methods:

Federal eRulemaking Portal: http://www.regulations.gov. Follow the instructions for submitting comments.

Mail: Department of Defense, Office of the Chief Management Officer, Directorate for Oversight and Compliance, 4800 Mark Center Drive, Mailbox #24 Suite 08D09, Alexandria, VA 22350–1700.

Instructions: All submissions received must include the agency name, docket number and title for this **Federal Register** document. The general policy for comments and other submissions from members of the public is to make these submissions available for public viewing on the internet at *http://www.regulations.gov* as they are received without change, including any personal identifiers or contact information.

FOR FURTHER INFORMATION CONTACT: To request more information on this proposed information collection or to obtain a copy of the proposal and associated collection instruments, please write to the Defense Logistics Agency, U.S./Canada Joint Certification Office, DLA Logistics Information Service-BFC, Attn: Christopher Nozicka, Federal Center, 74 Washington Ave. N., Battle Creek, MI 49017–3084; or call (269) 961–7056.

SUPPLEMENTARY INFORMATION:

Title; Associated Form; and OMB Number: Militarily Critical Technical Data Agreement; DD Form 2345; OMB Control Number 0704–0207.

Needs and Uses: The information collection requirement is necessary as a basis for certifying enterprises or individuals to have access to DoD export-controlled militarily critical technical data subject to the provisions of 32 CFR 250. Enterprises and individuals that need access to unclassified DoD-controlled militarily critical technical data must certify on DD Form 2345, Militarily Critical Technical Data Agreement, that data will be used only in ways that will inhibit unauthorized access and maintain the protection afforded by U.S. export control laws. The information collected is disclosed only to the extent consistent with prudent business practices, current regulations, and statutory requirements and is so indicated on the Privacy Act Statement of DD Form 2345.

Affected Public: Individuals and households; businesses or other for-profit; not-for-profit institutions.

Annual Burden Hours: 2,666.

Number of Respondents: 8,000.

Responses per Respondent: 1.

Annual Responses: 8,000.

Average Burden per Response: 20 minutes.

Frequency: On Occasion.

Use of DD Form 2345 permits U.S. and Canada defense contractors to certify their eligibility to obtain certain unclassified technical data with military and space applications. Non-availability of this information prevents defense contractors from accessing certain restricted databases and obstructs conference attendance where restricted data will be discussed. The form is available on the Defense Technical Information Center (DTIC) web page and DLA Logistics Information Services web page.

Dated: February 6, 2019.

Shelly E. Finke,

Alternate OSD Federal Register, Liaison Officer, Department of Defense.

[FR Doc. 2019–01804 Filed 2–8–19; 8:45 am]

BILLING CODE 5001–06–P

DEPARTMENT OF DEFENSE

Office of the Secretary

[Docket ID DOD–2018–OS–0087]

Submission for OMB Review; Comment Request

AGENCY: Office of the Under Secretary of Defense for Personnel and Readiness, DoD.

ACTION: 30-Day information collection notice.

SUMMARY: The Department of Defense has submitted to OMB for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act.

DATES: Consideration will be given to all comments received by March 13, 2019.

ADDRESSES: Comments and recommendations on the proposed information collection should be emailed to Ms. Jasmeet Seehra, DoD Desk Officer, at *oira_submission@omb.eop.gov.* Please identify the proposed information collection by DoD Desk Officer, Docket ID number, and title of the information collection.

FOR FURTHER INFORMATION CONTACT: Fred Licari, 571–372–0493, or *whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil.*

SUPPLEMENTARY INFORMATION:

Title; Associated Form; and OMB Number: Community Member Application for Innovative Readiness Training; OMB Control Number 0704–XXXX.

Type of Request: New collection.

Number of Respondents: 100.

Responses per Respondent: 1.

Annual Responses: 100.

Average Burden per Response: 3 hours.

Annual Burden Hours: 300.

Needs and Uses: This information collection is necessary to support the Department of Defense's Innovative Readiness Training (IRT) program. Each year the military collects voluntary applications from communities to

participate in IRT missions. Communities respond to the collection because they will have a chance to receive incidental support and services from the DoD during a conduct of an IRT mission and training. Currently the majority of missions are in the form of civil engineering projects or medical care. IRT however, is not limited to this only and any application is considered for its potential training value and incidental community benefit.

Affected Public: State, local, or tribal government; not-for-profit institutions.

Frequency: As required.

Respondent's Obligation: Voluntary.

OMB Desk Officer: Ms. Jasmeet Seehra.

You may also submit comments and recommendations, identified by Docket ID number and title, by the following method:

• *Federal eRulemaking Portal: http://www.regulations.gov.* Follow the instructions for submitting comments.

Instructions: All submissions received must include the agency name, Docket ID number, and title for this **Federal Register** document. The general policy for comments and other submissions from members of the public is to make these submissions available for public viewing on the internet at *http://www.regulations.gov* as they are received without change, including any personal identifiers or contact information.

DOD Clearance Officer: Mr. Frederick Licari.

Requests for copies of the information collection proposal should be sent to Mr. Licari at *whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil.*

Dated: February 6, 2019.

Shelly E. Finke,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. 2019–01803 Filed 2–8–19; 8:45 am]

BILLING CODE 5001–06–P

DEPARTMENT OF DEFENSE

Office of the Secretary

[Docket ID DOD–2013–OS–0199]

Submission for OMB Review; Comment Request

AGENCY: Office of the Under Secretary of Defense for Acquisition and Sustainment, DoD.

ACTION: 30-Day information collection notice.

SUMMARY: The Department of Defense has submitted to OMB for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act.

DATES: Consideration will be given to all comments received by March 13, 2019.

ADDRESSES: Comments and recommendations on the proposed information collection should be emailed to Ms. Jasmeet Seehra, DoD Desk Officer, at *oira_submission@omb.eop.gov.* Please identify the proposed information collection by DoD Desk Officer, Docket ID number, and title of the information collection.

FOR FURTHER INFORMATION CONTACT: Fred Licari, 571–372–0493, or *whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil.*

SUPPLEMENTARY INFORMATION:

Title; Associated Form; and OMB Number: Project Time Record System; OMB Control Number 0704–0452.

Type of Request: Reinstatement without change.

Number of Respondents: 1,200.

Responses per Respondent: 52.

Annual Responses: 62,400.

Average Burden per Response: 15 minutes.

Annual Burden Hours: 15,600.

Needs and Uses: This collection of information is for the purpose of tracking Defense Logistics Agency (DLA) contractor workload/project activity, time and attendance, and labor distribution and data for analysis and reporting, management, and planning purposes. Additionally, the data allows government supervisors to maintain management records associated with the operations of contracts and to evaluate and monitor contractor performance and other matters concerning contracts. Government supervisors are able to monitor all aspects of a contract and resolve any discrepancy in hours billed to DLA. Records devoid of personal identifiers are used for extraction or compilation of data and reports for management studies and statistical analyses for use internally as required by the Department of Defense (DoD).

Affected Public: Individuals or households.

Frequency: Weekly.

Respondent's Obligation: Voluntary.

OMB Desk Officer: Ms. Jasmeet Seehra.

You may also submit comments and recommendations, identified by Docket ID number and title, by the following method:

• *Federal eRulemaking Portal: http://www.regulations.gov.* Follow the instructions for submitting comments.

Instructions: All submissions received must include the agency name, Docket ID number, and title for this **Federal Register** document. The general policy for comments and other submissions from members of the public is to make these submissions available for public viewing on the internet at *http://www.regulations.gov* as they are received without change, including any personal identifiers or contact information.

DOD Clearance Officer: Mr. Frederick Licari.

Requests for copies of the information collection proposal should be sent to Mr. Licari at *whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil.*

Dated: February 6, 2019.

Shelly E. Finke,

Alternate OSD Federal Register, Liaison Officer, Department of Defense.

[FR Doc. 2019–01806 Filed 2–8–19; 8:45 am]

BILLING CODE 5001–06–P

DEPARTMENT OF DEFENSE

Office of the Secretary

Defense Advisory Committee on Women in the Services; Notice of Federal Advisory Committee Meeting

AGENCY: Under Secretary of Defense for Personnel and Readiness, Defense Advisory Committee on Women in the Services, Department of Defense

ACTION: Notice of federal advisory committee meeting.

SUMMARY: The Department of Defense (DoD) is publishing this notice to announce that the following Federal Advisory Committee meeting of the Defense Advisory Committee on Women in the Services will take place.

DATES: Tuesday, March 19, 2019 from 8:00 a.m. to 12:30 p.m.

ADDRESSES: The address of the open meeting is the Marriott Residence Inn—Pentagon City, 550 Army Navy Drive, Arlington, VA 22202.

FOR FURTHER INFORMATION CONTACT: Colonel Toya J. Davis, U.S. Army, (703) 697–2122 (Voice), 703–614–6233 (Facsimile), toya.j.davis.mil@mail.mil (Email). Mailing address is 4800 Mark Center Drive, Suite 04J25–01, Alexandria, VA 22350. Website: *http://dacowits.defense.gov.* The most up-to-date changes to the meeting agenda can be found on the website.

SUPPLEMENTARY INFORMATION: This meeting is being held under the provisions of the Federal Advisory Committee Act (FACA) of 1972 (5 U.S.C., Appendix, as amended), the Government in the Sunshine Act of 1976 (5 U.S.C. 552b, as amended), and 41 CFR 102–3.140 and 102–3.150.

Purpose of the Meeting: The purpose of the meeting is for the DACOWITS to

receive briefings and updates relating to their current work.

Agenda: Tuesday, March 19, 2019, from 8:00 a.m. to 12:30 p.m.—Welcome, Introductions, and Announcements; Request for Information Status Update; Briefings and DACOWITS discussion on: Physics Fitness Training Programs; Women on Ships update; Domestic Violence Affecting Servicewomen; Marine Corps Recruit Training update; and a Public Comment period.

Meeting Accessibility: Pursuant to 5 U.S.C. 552b, as amended, and 41 CFR 102–3.140 through 102–3.165, this meeting is open to the public, subject to the availability of space.

Written Statements: Pursuant to 41 CFR 102–3.140, and section 10(a)(3) of the FACA, interested persons may submit a written statement to the DACOWITS. Individuals submitting a written statement must submit their statement no later than 5:00 p.m., Monday, March 11, 2019 to Mr. Robert Bowling (703) 697–2122 (Voice), 703–614–6233 (Facsimile), *osd.pentagon.ousd-p-r.mbx.dacowits@mail.mil (Email).* Mailing address is 4800 Mark Center Drive, Suite 04J25–01, Alexandria, VA 22350. If members of the public are interested in making an oral statement, a written statement should be submitted. If a statement is not received by Monday, March 11, 2019, prior to the meeting, which is the subject of this notice, then it may not be provided to or considered by the DACOWITS during this quarterly business meeting. After reviewing the written statements, the Chair and the DFO will determine if the requesting persons are permitted to make an oral presentation of their issue during an open portion of this meeting or at a future meeting. The DFO will review all timely submissions with the DACOWITS Chair and ensure they are provided to the members of the Committee.

Dated: February 6, 2019.

Shelly E. Finke,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. 2019–01911 Filed 2–8–19; 8:45 am]

BILLING CODE 5001–06–P

DEPARTMENT OF DEFENSE

Office of the Secretary

[Docket ID DOD–2019–OS–0009]

Proposed Collection; Comment Request

AGENCY: Defense Security Service (DSS) DoD.

ACTION: Information collection notice.

SUMMARY: In compliance with the *Paperwork Reduction Act of 1995,* the Defense Security Service (DSS) announces a proposed public information collection and seeks public comment on the provisions thereof. Comments are invited on: Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; the accuracy of the agency's estimate of the burden of the proposed information collection; ways to enhance the quality, utility, and clarity of the information to be collected; and ways to minimize the burden of the information collection on respondents, including through the use of automated collection techniques or other forms of information technology.

DATES: Consideration will be given to all comments received by April 12, 2019.

ADDRESSES: You may submit comments, identified by docket number and title, by any of the following methods:

Federal eRulemaking Portal: http://www.regulations.gov. Follow the instructions for submitting comments.

Mail: Department of Defense, Office of the Chief Management Officer, Directorate for Oversight and Compliance, 4800 Mark Center Drive, Mailbox #24 Suite 08D09, Alexandria, VA 22350–1700.

Instructions: All submissions received must include the agency name, docket number and title for this **Federal Register** document. The general policy for comments and other submissions from members of the public is to make these submissions available for public viewing on the internet at *http://www.regulations.gov* as they are received without change, including any personal identifiers or contact information.

FOR FURTHER INFORMATION CONTACT: To request more information on this proposed information collection or to obtain a copy of the proposal and associated collection instruments, please write to Defense Security Service (DSS), Industrial Security Integration and Application, Business Analysis and Mitigation Strategy Division, ATTN: Matthew Kitzman, 27130 Telegraph Rd., Quantico, VA 22134, or email at *matthew.t.kitzman.civ@mail.mil.*

SUPPLEMENTARY INFORMATION:

Title; Associated Form; and OMB Number: Outside Director/Proxy Holder for Private Contractors; (1) Outside Director/Proxy Holder Nominee Package, (2) Nominating Official Package, (3) Self-Assessment Form, (4) Peer Evaluation Form, (5) Group Assessment Form, (6) OD/PH Continuous Training Certificate; 0704–XXXX.

Needs and Uses: This information collection is necessary so that DSS can provide proper monitoring and oversight of companies with Foreign Ownership, Control, or Influence (FOCI), while those companies provide services on a U.S. government contract. In order to mitigate conflict of interest risks, DSS will designate Outside Director/Proxy Holder(s) (OD/PH) for the specified company. The OD/PH will be a cleared U.S. citizen who can ensure that the foreign owner is effectively insulated from the company in classified matters of the U.S. government. The overall intent of this collection is to prevent foreign interests from influencing the company's performance of classified contracts in matters of U.S. national security.

(1) Outside Director/Proxy Holder Nominee Package—This form is completed by the prospective OD/PH after being nominated to the position by the company board of directors. This form will provide DSS with the information necessary to assess whether the possible OD/PH possesses the qualifications and clearance level necessary to fulfill their role. This form consists of eight questions and must include the nominee's resume.

(2) Nominating Official Package—This form is completed by the company shareholder or proxy holder responsible for nominating the prospective OD/PH. It provides DSS with the information necessary to understand the particular reasons why an individual nominee was selected for placement on a FOCI Board. The form consists of five questions.

(3) Self-Assessment Form—This form is completed by OD/PH and Officer/Directors on an annual basis. It enables DSS to evaluate whether OD/PH and Officer/Directors are fulfilling the duties of his or her role effectively in accordance with the National Industrial Security Program. The form consists of six questions.

(4) Peer Evaluation Form—Every OD/PH and security advisor serving on a company's FOCI board completes this form on an annual basis to evaluate his or her peers (there are generally between one and seven personnel on a company's FOCI board). The information will assist DSS in evaluating whether an OD/PH is performing their duties in good faith and in a manner believed to be in the U.S. national interest and in the best interests of the company and company's shareholders. The form consists of six questions.

(5) Group Assessment Form—This form is completed by the company's Board of Directors and the Government Security Committee. It provides DSS with the information necessary to evaluate whether the collective group is acting in a manner consistent with a functioning corporate governance body, which is essential for the proper functioning and execution of corporate security controls and oversight. The form consists of three questions.

(6) OD/PH Continuous Training Certificate—provides DSS with information necessary to annually determine whether OD/PH have completed the necessary professional development units for continued approval to serve as an OD/PH.

Affected Public: Individuals or Households.

Annual Burden Hours: 4,050.

Number of Respondents: 1,800.

Responses per Respondent: 3.

Annual Responses: 5,400.

Average Burden per Response: 45 minutes.

Frequency: On occasion.

Dated: February 6, 2019.

Shelly E. Finke,

Alternate OSD Federal Register, Liaison Officer, Department of Defense.

[FR Doc. 2019–01805 Filed 2–8–19; 8:45 am]

BILLING CODE 5001–06–P

DEPARTMENT OF DEFENSE

Office of the Secretary

Defense Advisory Committee on Investigation, Prosecution, and Defense of Sexual Assault in the Armed Forces; Notice of Federal Advisory Committee Meeting

AGENCY: General Counsel of the Department of Defense, Department of Defense.

ACTION: Notice of Federal Advisory Committee meeting.

SUMMARY: The Department of Defense (DoD) is publishing this notice to announce that the following Federal Advisory Committee meeting of the Defense Advisory Committee on Investigation, Prosecution, and Defense of Sexual Assault in the Armed Forces will take place.

DATES: Open to the public, Friday, February 22, 2019 from 11:00 a.m. to 2:15 p.m.

ADDRESSES: One Liberty Center, 875 N Randolph Street, Suite 150, Arlington, Virginia 22203.

FOR FURTHER INFORMATION CONTACT: Dwight Sullivan, 703–695–1055 (Voice), *dwight.h.sullivan.civ@mail.mil* (Email). Mailing address is DACIPAD, One Liberty Center, 875 N Randolph Street, Suite 150, Arlington, Virginia 22203. Website: *http://dacipad.whs.mil/*. The most up-to-date changes to the meeting agenda can be found on the website.

SUPPLEMENTARY INFORMATION: Due to circumstances beyond the control of the Department of Defense (DoD) and the Designated Federal Officer, the Defense Advisory Committee on Investigation, Prosecution, and Defense of Sexual Assault in the Armed Forces was unable to provide public notification required by 41 CFR 102–3.150(a) concerning the meeting on February 22, 2019 of the Defense Advisory Committee on Investigation, Prosecution, and Defense of Sexual Assault in the Armed Forces. Accordingly, the Advisory Committee Management Officer for the Department of Defense, pursuant to 41 CFR 102–3.150(b), waives the 15-calendar day notification requirement.

This meeting is being held under the provisions of the Federal Advisory Committee Act (FACA) of 1972 (5 U.S.C., Appendix, as amended), the Government in the Sunshine Act of 1976 (5 U.S.C. 552b, as amended), and 41 CFR 102–3.140 and 102–3.150.

Purpose of the Meeting: In section 546 of the National Defense Authorization Act for Fiscal Year 2015 (Pub. L. 113–291), as modified by section 537 of the National Defense Authorization Act for Fiscal Year 2016 (Pub. L. 114–92), Congress tasked the DAC–IPAD to advise the Secretary of Defense on the investigation, prosecution, and defense of allegations of rape, forcible sodomy, sexual assault, and other sexual misconduct involving members of the Armed Forces. This will be the twelfth public meeting held by the DAC–IPAD. The purpose of the meeting is to gather information for the Committee to advise the Secretary of Defense on issues related to military sexual misconduct and the military justice process. For this meeting the Committee will conduct deliberations on its March 2019 Annual Report.

Agenda: 11:00 a.m.–11:10 a.m. Public Meeting Begins—Welcome and Introduction; 11:10 a.m.–2:00 p.m. Committee Deliberations on the DAC–IPAD March 2019 Draft Annual Report; 2:00 p.m.–2:15 p.m. Public Comment; 2:15 p.m. Public Meeting Adjourn.

Meeting Accessibility: Pursuant to 5 U.S.C. 552b and 41 CFR 102–3.140 through 102–3.165, and the availability of space, this meeting is open to the public. Seating is limited and is on a first-come basis. Visitors are required to sign in at the One Liberty Center security desk and must leave government-issued photo identification on file and wear a visitor badge while in the building. Department of Defense Common Access Card (CAC) holders who do not have authorized access to One Liberty Center must provide an alternate form of government-issued photo identification to leave on file with security while in the building. All visitors must pass through a metal detection security screening. Individuals requiring special accommodations to access the public meeting should contact the DAC–IPAD at *whs.pentagon.em.mbx.dacipad@mail.mil* at least five (5) business days prior to the meeting so that appropriate arrangements can be made. In the event the Office of Personnel Management closes the government due to inclement weather or for any other reason, please consult the website for any changes to the public meeting date or time.

Written Statements: Pursuant to 41 CFR 102–3.140 and section 10(a)(3) of the Federal Advisory Committee Act of 1972, the public or interested organizations may submit written comments to the Committee about its mission and topics pertaining to this public session. Written comments must be received by the DAC–IPAD at least five (5) business days prior to the meeting date so that they may be made available to the Committee members for their consideration prior to the meeting. Written comments should be submitted via email to the DAC–IPAD at *whs.pentagon.em.mbx.dacipad@mail.mil* in the following formats: Adobe Acrobat or Microsoft Word. Please note that since the DAC–IPAD operates under the provisions of the Federal Advisory Committee Act, as amended, all written comments will be treated as public documents and will be made available for public inspection. Oral statements from the public will be permitted, though the number and length of such oral statements may be limited based on the time available and the number of such requests. Oral presentations by members of the public will be permitted from 2:00 p.m. to 2:15 p.m. on February 22, 2019, in front of those Committee members physically present and telephonically to those Committee members participating remotely.

Dated: February 6, 2019.

Aaron T. Siegel,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. 2019–01797 Filed 2–8–19; 8:45 am]

BILLING CODE 5001–06–P

DEPARTMENT OF DEFENSE

Department of the Navy

Notice of Availability of Government-Owned Inventions; Available for Licensing

AGENCY: Department of the Navy, DoD

ACTION: Notice.

SUMMARY: The Department of the Navy (DoN) announces the availability of the inventions listed below, assigned to the United States Government, as represented by the Secretary of the Navy, for domestic and foreign licensing by the DoN.

ADDRESSES: Requests for copies of the patents cited should be directed to Naval Surface Warfare Center, Crane Div, Code 00L, Bldg. 2, 300 Highway 361, Crane, IN 47522–5001.

FOR FURTHER INFORMATION CONTACT: Mr. Christopher Monsey, Naval Surface Warfare Center, Crane Div, Code 00L, Bldg. 2, 300 Highway 361, Crane, IN 47522–5001, Email *Christopher.Monsey@navy.mil,* 812–854–2777.

SUPPLEMENTARY INFORMATION: The following patents are available for licensing: Patent No. 10,189,117 (Navy Case No. 103030): ADHESION IMPROVEMENT VIA MATERIAL NANOSTRUCTURING OR TEXTURIZING// Patent No. 10,178,792 (Navy Case No. 200426): ONE–PERSON PORTABLE COMMAND AND CONTROL DATA CENTER// and Patent No. 10,173,784 (Navy Case No. 200328): MOBILE MULTI–MODE POWER GENERATION SYSTEM WITH MODE BASED ADJUSTABLE DRAG CONFIGURATION.

Authority: 35 U.S.C. 207, 37 CFR part 404.

Dated: February 5, 2019.

M.S. Werner,

Commander, Judge Advocate General's Corps, U.S. Navy, Federal Register Liaison Officer.

[FR Doc. 2019–01763 Filed 2–8–19; 8:45 am]

BILLING CODE 3810–FF–P

ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OECA–2012–0668; FRL–9987–87–OEI]

Information Collection Request Submitted to OMB for Review and Approval; Comment Request; NESHAP for Flexible Polyurethane Foam Product (Renewal)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Environmental Protection Agency (EPA) has submitted an information collection request (ICR), NESHAP for Flexible Polyurethane Foam Product (EPA ICR No. 1783.09, OMB Control No. 2060–0357), to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act. This is a proposed extension of the ICR, which is currently approved. Public comments were previously requested, via the **Federal Register**, on June 29, 2017 during a 60-day comment period. This notice allows for an additional 30 days for public comments. A fuller description of the ICR is given below, including its estimated burden and cost to the public. An agency may neither conduct nor sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

DATES: Additional comments may be submitted on or before March 13, 2019.

ADDRESSES: Submit your comments, referencing Docket ID Number EPA–HQ–OECA–2012–0668, to: (1) EPA online using *www.regulations.gov* (our preferred method), or by email to *docket.oeca@epa.gov,* or by mail to: EPA Docket Center, Environmental Protection Agency, Mail Code 28221T, 1200 Pennsylvania Ave. NW, Washington, DC 20460; and (2) OMB via email to *oira_submission@omb.eop.gov.* Address comments to OMB Desk Officer for EPA.

EPA's policy is that all comments received will be included in the public docket without change including any personal information provided, unless the comment includes profanity, threats, information claimed to be Confidential Business Information (CBI), or other information whose disclosure is restricted by statute.

FOR FURTHER INFORMATION CONTACT: Patrick Yellin, Monitoring, Assistance, and Media Programs Division, Office of Compliance, Mail Code 2227A, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460; telephone number: (202) 564–2970; fax number: (202) 564–0050; email address: *yellin.patrick@epa.gov.*

SUPPLEMENTARY INFORMATION: Supporting documents, which explain in detail the information that the EPA will be collecting, are available in the public docket for this ICR. The docket can be viewed online at *www.regulations.gov* or in person at the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The telephone number for the Docket Center is 202–566–1744. For additional information about EPA's public docket, visit: *http://www.epa.gov/dockets.*

Abstract: The National Emission Standards for Hazardous Air Pollutants (NESHAP) for Flexible Polyurethane Foam Product (40 CFR part 63, subpart III) apply to owners or operators of both new and existing facilities that engage in the manufacture of flexible polyurethane foam products which emit hazardous air pollutants (HAPs). This includes facilities making slabstock flexible polyurethane foam (slabstock foam), rebond flexible polyurethane foam (rebond foam), and/or molded flexible polyurethane foam (molded foam). In general, all NESHAP standards require initial notifications, performance tests, and periodic reports by the owners/operators of the affected facilities. Owners or operators of flexible polyurethane foam production facilities to which this rule is applicable must choose one of the compliance options described in these standards or reduce HAP emissions to below the compliance level. Specifically, the rule requirements for slabstock foam producers include an initial notification, notification of compliance status, semiannual reports and annual compliance certifications. The rule requirements for molded and rebond foam producers include a notification of compliance status report and an annual compliance certification. These notifications, reports, and records are essential in determining compliance with 40 CFR part 63, subpart III.

Form Numbers: None.

Respondents/affected entities: Manufacturers of flexible polyurethane foam products.

Respondent's obligation to respond: Mandatory (40 CFR part 63, subpart III).

Estimated number of respondents: 12 (total).

Frequency of response: Initially, annually, and semiannually.

Total estimated burden: 869 hours (per year). Burden is defined at 5 CFR 1320.3(b).

Total estimated cost: $94,700 (per year), includes which $0 for annualized capital/startup and/or operation & maintenance costs.

Changes in the Estimates: There is an adjustment decrease in the total estimated burden as currently identified in the OMB Inventory of Approved Burdens. The decrease is not due to any program changes. The change in burden hours and number of responses is a result of removing burden for reconstructed sources as no

reconstructed sources are expected to occur during this ICR renewal period.

Courtney Kerwin,

Director, Regulatory Support Division.

[FR Doc. 2019–01846 Filed 2–8–19; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OECA–2012–0532; FRL–9988–06–OEI]

Information Collection Request Submitted to OMB for Review and Approval; Comment Request; NSPS for Beverage Can Surface Coating (Renewal)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Environmental Protection Agency (EPA) has submitted an information collection request (ICR), NSPS for Beverage Can Surface Coating (EPA ICR No. 0663.13, OMB Control No. 2060–0001), to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act. This is a proposed extension of the ICR, which is currently approved through March 31, 2019. Public comments were previously requested, via the **Federal Register**, on June 29, 2017 during a 60-day comment period. This notice allows for an additional 30 days for public comments. A fuller description of the ICR is given below, including its estimated burden and cost to the public. An agency may neither conduct nor sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

DATES: Additional comments may be submitted on or before March 13, 2019.

ADDRESSES: Submit your comments, referencing Docket ID Number EPA–HQ–OECA–2012–0532, to: (1) EPA online using *www.regulations.gov* (our preferred method), or by email to *docket.oeca@epa.gov,* or by mail to: EPA Docket Center, Environmental Protection Agency, Mail Code 28221T, 1200 Pennsylvania Ave. NW, Washington, DC 20460; and (2) OMB via email to *oira_submission@omb.eop.gov.* Address comments to OMB Desk Officer for EPA.

EPA's policy is that all comments received will be included in the public docket without change, including any personal information provided, unless the comment includes profanity, threats, information claimed to be Confidential Business Information (CBI), or other information whose disclosure is restricted by statute.

FOR FURTHER INFORMATION CONTACT: Patrick Yellin, Monitoring, Assistance, and Media Programs Division, Office of Compliance, Mail Code 2227A, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460; telephone number: (202) 564–2970; fax number: (202) 564–0050; email address: *yellin.patrick@epa.gov.*

SUPPLEMENTARY INFORMATION: Supporting documents, which explain in detail the information that the EPA will be collecting, are available in the public docket for this ICR. The docket can be viewed online at *www.regulations.gov* or in person at the EPA Docket Center, WJC West, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The telephone number for the Docket Center is 202–566–1744. For additional information about EPA's public docket, visit: *http://www.epa.gov/dockets.*

Abstract: The New Source Performance Standards (NSPS) for Beverage Can Surface Coating (40 CFR part 60, subpart WW) apply to each operation of the following surface coating lines in the Beverage Can Surface Coating industry: (1) Exterior base; (2) over-varnished; and (3) inside spray. New facilities include those that commenced construction, modification, or reconstruction after the date of proposal. In general, all NSPS standards require initial notifications, performance tests, and periodic reports by the owners/operators of the affected facilities. They are also required to maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility, or any period during which the monitoring system is inoperative. These notifications, reports, and records are essential in determining compliance with 40 CFR part 60, subpart WW.

Form Numbers: None.

Respondents/Affected Entities: Beverage can surface coating facilities.

Respondent's Obligation to Respond: Mandatory (40 CFR part 60, subpart WW).

Estimated Number of Respondents: 48 (total).

Frequency of Response: Initially, occasionally, and semiannually.

Total Estimated Burden: 5,190 hours (per year). Burden is defined at 5 CFR 1320.3(b).

Total Estimated Cost: $669,000 (per year), which includes $101,000 in annualized capital/startup and/or operation & maintenance costs.

Changes in the Estimates: There is no change in the labor hours in this ICR compared to the previous ICR. This is due to two considerations: (1) The regulations have not changed over the past three years and are not anticipated to change over the next three years; and (2) the growth rate for the industry is very low, negative or non-existent, so there is no significant change in the overall burden.

Courtney Kerwin,

Director, Regulatory Support Division.

[FR Doc. 2019–01843 Filed 2–8–19; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OECA–2012–0530; FRL–9989–14–OEI]

Information Collection Request Submitted to OMB for Review and Approval; Comment Request; NSPS for Metal Furniture Coating (Renewal)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Environmental Protection Agency (EPA) has submitted an information collection request (ICR), NSPS for Metal Furniture Coating (EPA ICR Number 0649.13, OMB Control Number 2060–0106), to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act. This is a proposed extension of the ICR, which is currently approved through March 31, 2019. Public comments were previously requested, via the **Federal Register**, on June 29, 2017 during a 60-day comment period. This notice allows for an additional 30 days for public comments. A fuller description of the ICR is given below, including its estimated burden and cost to the public. An agency may neither conduct or sponsor, and a person is not required to respond to a collection of information, unless it displays a currently-valid OMB control number.

DATES: Additional comments may be submitted on or before March 13, 2019.

ADDRESSES: Submit your comments, referencing Docket ID Number EPA–HQ–OECA–2012–0530, to: (1) EPA online using *www.regulations.gov* (our preferred method), or by email to *docket.oeca@epa.gov,* or by mail to: EPA Docket Center, Environmental Protection Agency, Mail Code 28221T, 1200 Pennsylvania Ave. NW, Washington, DC 20460; and (2) OMB via email to *oira_submission@omb.eop.gov.*

Address comments to OMB Desk Officer for EPA.

The EPA's policy is that all comments received will be included in the public docket without change including any personal information provided, unless the comment includes profanity, threats, information claimed to be Confidential Business Information (CBI), or other information whose disclosure is restricted by statute.

FOR FURTHER INFORMATION CONTACT: Patrick Yellin, Monitoring, Assistance, and Media Programs Division, Office of Compliance, Mail Code 2227A, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460; telephone number: (202) 564–2970; fax number: (202) 564–0050; email address: *yellin.patrick@epa.gov.*

SUPPLEMENTARY INFORMATION: Supporting documents, which explain in detail the information that the EPA will be collecting, are available in the public docket for this ICR. The docket can be viewed online at *www.regulations.gov,* or in person at the EPA Docket Center, WJC West, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The telephone number for the Docket Center is 202–566–1744. For additional information about EPA's public docket, visit: *http://www.epa.gov/dockets.*

Abstract: The New Source Performance Standards (NSPS) for Metal Furniture Coating apply to each metal furniture surface coating operation in which organic coatings are applied (greater than 3,842 liters of coating per year), commencing construction, modification or reconstruction after November 28, 1980. In general, all NSPS standards require initial notifications, performance tests, and periodic reports by the owners/operators of the affected facilities. They are also required to maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility, or any period during which the monitoring system is inoperative. These notifications, reports, and records are essential in determining compliance with 40 CFR part 60, subpart EE.

Form Numbers: None.

Respondents/affected entities: Metal furniture surface coating facilities.

Respondent's obligation to respond: Mandatory (40 CFR part 60, subpart EE).

Estimated number of respondents: 400 (total).

Frequency of response: Initially, occasionally, quarterly, and semiannually.

Total estimated burden: 56,500 hours (per year). Burden is defined at 5 CFR 1320.3(b).

Total estimated cost: $7,280,000 (per year), which includes $840,000 in annualized capital/startup and/or operation & maintenance costs.

Changes in the Estimates: There is no change in the burden in this ICR compared to the previous ICR. This is due to two considerations: (1) The regulations have not changed over the past three years and are not anticipated to change over the next three years; and (2) the growth rate for the industry is very low, negative or non-existent, so there is no significant change in the overall burden.

Courtney Kerwin,

Director, Regulatory Support Division.

[FR Doc. 2019–01874 Filed 2–8–19; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OECA–2009–0422; FRL–9988–45–OEI]

Information Collection Request Submitted to OMB for Review and Approval; Comment Request; NESHAP for Chromium Emissions From Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks (Renewal)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Environmental Protection Agency (EPA) has submitted an information collection request (ICR), NESHAP for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks (EPA ICR No. 1611.12, OMB Control No. 2060–0327), to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act. This is a proposed extension of the ICR, which is currently approved through March 31, 2019. Public comments were previously requested, via the **Federal Register**, on June 29, 2017 during a 60-day comment period. This notice allows for an additional 30 days for public comments. A fuller description of the ICR is given below, including its estimated burden and cost to the public. An agency may neither conduct nor sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

DATES: Additional comments may be submitted on or before March 13, 2019.

ADDRESSES: Submit your comments, referencing Docket ID Number EPA–HQ–OECA–2009–0422, to: (1) EPA online using *www.regulations.gov* (our preferred method), or by email to *docket.oeca@epa.gov,* or by mail to: EPA Docket Center, Environmental Protection Agency, Mail Code 28221T, 1200 Pennsylvania Ave. NW, Washington, DC 20460; and (2) OMB via email to *oira_submission@omb.eop.gov.* Address comments to OMB Desk Officer for EPA.

EPA's policy is that all comments received will be included in the public docket without change, including any personal information provided, unless the comment includes profanity, threats, information claimed to be Confidential Business Information (CBI), or other information whose disclosure is restricted by statute.

FOR FURTHER INFORMATION CONTACT: Patrick Yellin, Monitoring, Assistance, and Media Programs Division, Office of Compliance, Mail Code 2227A, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460; telephone number: (202) 564–2970; fax number: (202) 564–0050; email address: *yellin.patrick@epa.gov.*

SUPPLEMENTARY INFORMATION: Supporting documents, which explain in detail the information that the EPA will be collecting, are available in the public docket for this ICR. The docket can be viewed online at *www.regulations.gov,* or in person at the EPA Docket Center, WJC West, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The telephone number for the Docket Center is 202–566–1744. For additional information about EPA's public docket, visit: *http://www.epa.gov/dockets.*

Abstract: The National Emission Standards for Hazardous Air Pollutants (NESHAP) for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks (40 CFR part 63, subpart N) apply to both existing facilities and new facilities. In general, all NESHAP standards require initial notifications, performance tests, and periodic reports by the owners/operators of the affected facilities. They are also required to maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility, or any period during which the monitoring system is inoperative. These notifications, reports, and records are essential in determining compliance with 40 CFR part 63, subpart N.

Form Numbers: None.

Respondents/affected entities: Hard chromium electroplating, decorative chromium electroplating, and chromium anodizing facilities.

Respondent's obligation to respond: Mandatory (40 CFR part 63, subpart N).

Estimated number of respondents: 1,343 (total).

Frequency of response: Initially, annually, semiannually and quarterly.

Total estimated burden: 242,000 hours (per year). Burden is defined at 5 CFR 1320.3(b).

Total estimated cost: $46,900,000 (per year), which includes $20,400,000 in annualized capital/startup and/or operation & maintenance costs.

Changes in the Estimates: There was no change in the labor hours in this ICR compared to the previous ICR for several reasons. First, the regulations have not changed over the past three years and are not anticipated to change over the next three years, plus there was no change in the capital or O&M costs.

Courtney Kerwin,

Director, Regulatory Support Division.

[FR Doc. 2019–01879 Filed 2–8–19; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OECA–2014–0092; FRL–9985–88–OEI]

Information Collection Request Submitted to OMB for Review and Approval; Comment Request; NESHAP for Printing, Coating and Dyeing of Fabrics and Other Textiles (Renewal)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Environmental Protection Agency (EPA) has submitted an information collection request (ICR), NESHAP for Printing, Coating and Dyeing of Fabrics and Other Textiles (EPA ICR No. 2071.07, OMB Control No. 2060–0522), to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act. This is a proposed extension of the ICR, which is currently approved through March 31, 2019. Public comments were previously requested, via the **Federal Register** on May 30, 2018, during a 60-day comment period. This notice allows for an additional 30 days for public comments. A fuller description of the ICR is given below, including its estimated burden and cost to the public. An agency may neither conduct nor sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

DATES: Additional comments may be submitted on or before March 13, 2019.

ADDRESSES: Submit your comments, referencing Docket ID Number EPA–HQ–OECA–2014–0092, to: (1) EPA online using *www.regulations.gov* (our preferred method), or by email to *docket.oeca@epa.gov,* or by mail to: EPA Docket Center, Environmental Protection Agency, Mail Code 28221T, 1200 Pennsylvania Ave. NW, Washington, DC 20460; and (2) OMB via email to *oira_submission@omb.eop.gov.* Address all comments to OMB Desk Officer for EPA.

EPA's policy is that all comments received will be included in the public docket without change, including any personal information provided, unless the comment includes profanity, threats, information claimed to be Confidential Business Information (CBI), or other information whose disclosure is restricted by statute.

FOR FURTHER INFORMATION CONTACT: Patrick Yellin, Monitoring, Assistance, and Media Programs Division, Office of Compliance, Mail Code 2227A, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460; telephone number: (202) 564–2970; fax number: (202) 564–0050; email address: *yellin.patrick@epa.gov.*

SUPPLEMENTARY INFORMATION: Supporting documents, which explain in detail the information that the EPA will be collecting, are available in the public docket for this ICR. The docket can be viewed online at *www.regulations.gov* or in person at the EPA Docket Center, WJC West, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The telephone number for the Docket Center is 202–566–1744. For additional information about EPA's public docket, visit: *http://www.epa.gov/dockets.*

Abstract: The National Emission Standards for Hazardous Air Pollutants (NESHAP) for Printing, Coating and Dyeing of Fabrics and Other Textiles apply to each existing, new, or reconstructed source involved in printing, coating, slashing, dyeing or finishing of fabric and other textiles. In general, all NESHAP standards require initial notifications, performance tests, and periodic reports by the owners/operators of the affected facilities. They are also required to maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility, or any period during which the monitoring system is inoperative. These notifications, reports, and records are essential in determining compliance, with 40 CFR part 63, subpart OOOO.

Form Numbers: None.

Respondents/Affected Entities: Facilities involved in the printing, coating, slashing, dyeing or finishing of fabric and other textiles.

Respondent's Obligation to Respond: Mandatory (40 CFR part 63, subpart OOOO).

Estimated Number of Respondents: 43 (total).

Frequency of Response: Initially and semiannually.

Total Estimated Burden: 6,700 hours (per year). Burden is defined at 5 CFR 1320.3(b).

Total Estimated Cost: $760,000 (per year), which includes $1,120 in annualized capital/startup and/or operation & maintenance costs.

Changes in the Estimates: The decrease in burden from the most-recently approved ICR is due to an adjustment that has more accurate estimates in the number of sources. There is a significant decrease in the number of respondents from the previously-approved ICR, as based on current Agency analyses. This decrease also results in a reduced number of responses. The decrease in the capital/startup vs. operation and maintenance (O&M) costs as calculated in section 6(b)(iii) is due to the decrease in the number of respondents and there being no additional sources projected over the next 3 years. The overall result is a decrease in burden hours and costs.

Courtney Kerwin,

Director, Regulatory Support Division.

[FR Doc. 2019–01844 Filed 2–8–19; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[FRL–9989–19–Region 1]

Proposed CERCLA Administrative Cost Recovery Settlement: Fletchers Paint Works Site, Milford, New Hampshire

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of proposed settlement; request for public comments.

SUMMARY: Notice is hereby given of a proposed administrative cost settlement for recovery of response costs concerning the Fletchers Paint Works Site, located in Milford, New Hampshire, with the Settling Party, the General Electric Company. The proposed settlement requires the

Settling Party pay the Environmental Protection Agency (EPA) $3,214,000 to settle EPA's past response costs, which amount to approximately $4,047,398. In exchange, EPA will provide the Settling Party with a covenant not to sue for past costs. The settlement has been approved by the Environmental and Natural Resources Division of the United States Department of Justice. For 30 days following the date of publication of this notice, the Agency will receive written comments relating to the settlement for recovery of response costs. The Agency will consider all comments received and may modify or withdraw its consent to this cost recovery settlement if comments received disclose facts or considerations which indicate that the settlement is inappropriate, improper, or inadequate. The Agency's response to any comments received will be available for public inspection at the Environmental Protection Agency—Region I, 5 Post Office Square, Suite 100, Boston, MA 02109–3912.

DATES: Comments must be submitted by March 13, 2019.

ADDRESSES: Comments should be addressed to RuthAnn Sherman, Senior Enforcement Counsel, U.S. Environmental Protection Agency, 5 Post Office Square, Suite 100 (OES04–2), Boston, MA 02109–3912 (Telephone No. 617–918–1886) and should reference the Fletchers Paint Works Site, U.S. EPA Docket No: CERCLA 01–2019–0003.

FOR FURTHER INFORMATION CONTACT: A copy of the proposed settlement may be obtained from RuthAnn Sherman, U.S. Environmental Protection Agency, Region I, 5 Post Office Square, Suite 100 (OES04–2), Boston, MA 02109–3912, (617) 918–1886; *sherman.ruthann@epa.gov.* Technical questions can also be directed to Jim Brown, U.S. Environmental Protection Agency, Region I, 5 Post Office Square, Suite 100 (OSRR07–1), Boston, MA 02109–3912, (617) 918–1308; *brown.jim@epa.gov.* For legal questions, RuthAnn Sherman, Office of Environmental Stewardship, U.S. Environmental Protection Agency, Region I, 5 Post Office Square, Suite 100 (OES04–2), Boston, MA 02109–3912, (617) 918–1886; *sherman.ruthann@epa.gov.*

SUPPLEMENTARY INFORMATION: This proposed administrative settlement for recovery of past response costs concerning the Fletchers Paint Works Site, located in Milford, New Hampshire, is made in accordance with Section 122(h)(l) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA). EPA covenants not to sue or take administrative action against the Settling Party, the General Electric Company, pursuant to Section 107(a) of CERCLA, 42 U.S.C. 9607(a), for Past Response Costs. In exchange, the Settling Party agrees to pay EPA $3,214,000. Payment of such amount shall be due within 30 days after the Effective Date. If payment is not paid as stipulated, interest shall accrue and continue to accrue on any unpaid amount until the total amount due has been received. For 30 days following the date of publication of this notice, the Agency will receive written comments relating to the settlement for recovery of response costs. The Effective Date of the Agreement is the date upon which EPA notifies the General Electric Company that the public comment period has closed and that such comments, if any, do not require that EPA modify or withdraw from the Agreement.

Dated: December 12, 2018.

Bryan Olson,

Director, Office of Site Remediation and Restoration.

[FR Doc. 2019–01904 Filed 2–8–19; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[FRL–9989–25–Region 6]

Notice of Proposed Administrative Settlement Agreement and Order on Consent for Share of Reimbursement for Removal Action for the CES Environmental Services, Inc. Site, Houston, Texas

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of proposed settlement; request for public comment.

SUMMARY: In accordance with the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended (''CERCLA''), notice is hereby given that the Environmental Protection Agency (''EPA''), has entered into a proposed settlement, embodied in an Administrative Settlement Agreement and Order on Consent for Removal Action (''Settlement Agreement''), with 144 separate parties (see list below). Under the Settlement Agreement, the settling parties will pay EPA $4,577,099.64. The settling parties are paying their share of the costs incurred for a removal action and cleanup involving the removal of waste tanks, containers, totes, etc. and associated chemicals and contaminated soil from an abandoned chemical facility located in Houston, Texas. Total costs of the removal action were approximately $4.6 million.

For thirty (30) days beginning from the date of publication of this notice, the Agency will receive written comments relating to this notice and will receive written comments relating to the settlement. The Agency will consider all comments received and may modify or withdraw its consent to the settlement if comments received disclose facts or considerations which indicate that the settlement is inappropriate, improper or inadequate. The Agency's response to any comments received will be available for public inspection at 1445 Ross Avenue, Dallas, Texas 75202–2733.

DATES: Comments must be submitted on or before March 13, 2019.

ADDRESSES: The Settlement Agreement is available for public inspection at 1445 Ross Avenue, Dallas, Texas 75202–2733 or by calling 214–665–6529. Comments should reference the CES Environmental Services, Inc. Superfund Site, located in the city of Houston, Harris County, Texas and be addressed to David Eppler, Enforcement Officer, Superfund Division (6SF–TE), U.S. Environmental Protection Agency, 1445 Ross Avenue, Dallas, Texas 75202–2733; or Email: *eppler.david@epa.gov;* and should reference EPA CERCLA Docket Number 06–03–18. EPA's response to any comments received will be available for public inspection at the same address.

FOR FURTHER INFORMATION CONTACT: Amy Salinas, Assistant Regional Counsel, 1445 Ross Avenue, Dallas, Texas 75202–2733; or call (214) 665–8063.

Dated: December 20, 2018.

Anne L. Idsal,

Regional Administrator (6RA).

[FR Doc. 2019–01917 Filed 2–8–19; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OECA–2014–0046; FRL–9988–49–OEI]

Information Collection Request Submitted to OMB for Review and Approval; Comment Request; NESHAP for Benzene Waste Operations (Renewal)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Environmental Protection Agency (EPA) has submitted an information collection request (ICR), NESHAP for Benzene Waste Operations

(EPA ICR No. 1541.12, OMB Control No. 2060–0183), to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act. This is a proposed extension of the ICR, which is currently approved through March 31, 2019. Public comments were previously requested, via the **Federal Register**, on June 29, 2017 during a 60-day comment period. This notice allows for an additional 30 days for public comments. A fuller description of the ICR is given below, including its estimated burden and cost to the public. An agency may neither conduct nor sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

DATES: Additional comments may be submitted on or before March 13, 2019.

ADDRESSES: Submit your comments, referencing Docket ID Number EPA–HQ–OECA–2014–0046, to: (1) EPA online using *www.regulations.gov* (our preferred method), or by email to *docket.oeca@epa.gov,* or by mail to: EPA Docket Center, Environmental Protection Agency, Mail Code 28221T, 1200 Pennsylvania Ave. NW, Washington, DC 20460; and (2) OMB via email to *oira_submission@omb.eop.gov.* Address comments to OMB Desk Officer for EPA.

EPA's policy is that all comments received will be included in the public docket without change, including any personal information provided, unless the comment includes profanity, threats, information claimed to be Confidential Business Information (CBI), or other information whose disclosure is restricted by statute.

FOR FURTHER INFORMATION CONTACT: Patrick Yellin, Monitoring, Assistance, and Media Programs Division, Office of Compliance, Mail Code 2227A, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460; telephone number: (202) 564–2970; fax number: (202) 564–0050; email address: *yellin.patrick@epa.gov.*

SUPPLEMENTARY INFORMATION: Supporting documents, which explain in detail the information that the EPA will be collecting, are available in the public docket for this ICR. The docket can be viewed online at *www.regulations.gov,* or in person at the EPA Docket Center, WJC West, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The telephone number for the Docket Center is 202–566–1744. For additional information about EPA's public docket, visit: *http://www.epa.gov/dockets.*

Abstract: The National Emission Standards for Hazardous Air Pollutants (NESHAP) for Benzene Waste Operations (40 CFR part 61, subpart FF) apply to existing facilities and new facilities that generate waste containing benzene, such as chemical manufacturing plants, coke by-product recovery plants, petroleum refineries, and those owners and operators of hazardous waste treatment, storage, and disposal facilities (TSDF) that receive wastes from the above facilities. In general, all NESHAP standards require initial notifications, performance tests, and periodic reports by the owners/operators of the affected facilities. They are also required to maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility, or any period during which the monitoring system is inoperative. These notifications, reports, and records are essential in determining compliance with 40 CFR part 61, subpart FF.

Form Numbers: None.

Respondents/affected entities: Owners and operators of benzene waste facilities.

Respondent's obligation to respond: Mandatory (40 CFR part 61, subpart FF).

Estimated number of respondents: 270 (total).

Frequency of response: Quarterly and annually.

Total estimated burden: 19,500 hours (per year). Burden is defined at 5 CFR 1320.3(b).

Total estimated cost: $2,130,000 (per year), which includes $0 in annualized capital/startup and/or operation & maintenance costs.

Changes in the Estimates: There is an adjustment increase in the total estimated burden as currently identified in the OMB Inventory of Approved Burdens. This increase is not due to any program changes, but reflects the addition of burden hours to account for the time spent by existing facilities to re-familiarize themselves annually with the rule requirements.

Courtney Kerwin,

Director, Regulatory Support Division.

[FR Doc. 2019–01877 Filed 2–8–19; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[FRL–9989–26—Region 9]

Clean Air Act Prevention of Significant Deterioration Permit Issued to Tucson Electric Power for the Irvington Generating Station Project

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of final action.

SUMMARY: This notice announces that the Pima County Department of Environmental Quality (PDEQ) issued a final permit decision to Tucson Electric Power for a Clean Air Act Prevention of Significant Deterioration (PSD) permit (Permit No. 1052) for the Irvington Generating Station Project (Project). The PDEQ is authorized to issue PSD permit decisions pursuant to a delegation agreement with the Environmental Protection Agency (EPA), Region IX (EPA Region IX), in which the PDEQ ''stands in the shoes'' of the EPA when administering certain elements of the PSD permitting program. The PDEQ's final permit decision is a federally-issued PSD permit decision and serves as a final agency action by the EPA.

DATES: The final PSD permit decision for the Project was issued and became effective on December 3, 2018. Pursuant to section 307(b)(1) of the Clean Air Act, 42 U.S.C. 7607(b)(1), judicial review of this final permit decision, to the extent it is available, may be sought by filing a petition for review in the United States Court of Appeals for the Ninth Circuit within 60 days of April 12, 2019.

ADDRESSES: The PDEQ established a web page for this action at *http://webcms.pima.gov/cms/One.aspx?portalId=169&pageId=363558,* where documents associated with this action, including the final PSD permit, is available. Please contact the PDEQ contact identified in the **FOR FURTHER INFORMATION CONTACT** section for additional information about accessing materials for this action. Additionally, anyone who wishes to review the EPA's Environmental Appeal Board's (EAB) decision described below or documents in the EAB's electronic docket for its decision can obtain them at *http://www.epa.gov/eab.*

FOR FURTHER INFORMATION CONTACT: Rupesh Patel, Air Quality Program Manager, PDEQ, (520) 724–7341, *Rupesh.Patel@pima.gov* or Lisa Beckham, Air Permits Office, EPA Region IX, (415) 972–3811, *beckham.lisa@epa.gov.*

Notice of Final Action And Supplementary Information: On August

8, 2018, the PDEQ issued PSD Permit No. 1052 to Tucson Electric Power under 40 CFR 124.15, authorizing the construction and operation of the Project. EPA regulations at 40 CFR 124.19 provided an opportunity for administrative review by the EPA's EAB of this initial permit decision. The EPA's EAB received one petition for review of the permit. By its own terms, and consistent with 40 CFR 124.15(b), the effective date of the permit was delayed as the result of the filing of a petition for review of the PDEQ's permit decision with the EAB.

On December 3, 2018, the EAB denied review of the permit decision. *See In re Tucson Electric Power,* PSD Appeal No. 18–02 (EAB Dec. 3, 2018) (Order Denying Review). Following the EAB's action, pursuant to 40 CFR 124.19(l)(2), the PDEQ issued a final permit decision on December 3, 2018. All conditions of the PSD permit, as initially issued by the PDEQ on August 8, 2018, were final and effective as of December 3, 2018.

Dated: December 26, 2018.

Elizabeth J. Adams,

Division Director, Region IX.

[FR Doc. 2019–01921 Filed 2–8–19; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OECA–2013–0331; FRL–9988–76–OEI]

Information Collection Request Submitted to OMB for Review and Approval; Comment Request; NSPS for New Residential Wood Heaters (Renewal)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Environmental Protection Agency (EPA) has submitted an information collection request (ICR), NSPS for New Residential Wood Heaters (EPA ICR No. 1176.13, OMB Control No. 2060–0161), to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act. This is a proposed extension of the ICR, which is currently approved through March 31, 2019. Public comments were previously requested, via the **Federal Register**, on June 29, 2017 during a 60-day comment period. This notice allows for an additional 30 days for public comments. A fuller description of the ICR is given below, including its estimated burden and cost to the public. An agency may neither conduct nor sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

DATES: Additional comments may be submitted on or before March 13, 2019.

ADDRESSES: Submit your comments, referencing Docket ID Number EPA–HQ–OECA–2013–0331, to: (1) EPA online using *www.regulations.gov* (our preferred method), or by email to *docket.oeca@epa.gov,* or by mail to: EPA Docket Center, Environmental Protection Agency, Mail Code 28221T, 1200 Pennsylvania Ave. NW, Washington, DC 20460; and (2) OMB via email to *oira_submission@omb.eop.gov.* Address comments to OMB Desk Officer for EPA.

EPA's policy is that all comments received will be included in the public docket without change, including any personal information provided, unless the comment includes profanity, threats, information claimed to be Confidential Business Information (CBI), or other information whose disclosure is restricted by statute.

FOR FURTHER INFORMATION CONTACT: Patrick Yellin, Monitoring, Assistance, and Media Programs Division, Office of Compliance, Mail Code 2227A, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460; telephone number: (202) 564–2970; fax number: (202) 564–0050; email address: *yellin.patrick@epa.gov.*

SUPPLEMENTARY INFORMATION: Supporting documents, which explain in detail the information that the EPA will be collecting, are available in the public docket for this ICR. The docket can be viewed online at *www.regulations.gov,* or in person at the EPA Docket Center, WJC West, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The telephone number for the Docket Center is 202–566–1744. For additional information about EPA's public docket, visit: *http://www.epa.gov/dockets.*

Abstract: The New Source Performance Standards (NSPS) for New Residential Wood Heaters (40 CFR 60, Subpart AAA) apply to existing facilities and new facilities that contain wood heaters. A wood heater is defined as an enclosed, wood burning appliance capable of and intended for residential or space heating and domestic water heating. Unless otherwise specified, these devices include, but are not limited to, adjustable burn rate wood heaters, single burn rate wood heaters and pellet stoves. New facilities include those that commenced construction, modification or reconstruction after the date of proposal.

One feature of the NSPS requires emphasis at the outset, which is that the requirements of subpart AAA establish a certification program instead of the usual NSPS requirements, where each affected facility is required to demonstrate compliance through performance testing. Under the subpart AAA-required certification program, a single wood heater is tested to demonstrate compliance with particulate matter (PM) emission limits for an entire model line, which could consist of thousands of stoves. The use of a certification approach significantly reduces the compliance burden, including information collection, for the manufacturers of wood heating appliances. In order to minimize risks to the environment from intentional or accidental misuse of the certification approach, subpart AAA includes several safeguards, some of which entail reporting and recordkeeping.

Form Numbers: None.

Respondents/affected entities: Owners and operators of facilities that contain new residential wood heaters.

Respondent's obligation to respond: Mandatory (40 CFR part 60, subpart AAA).

Estimated number of respondents: 45 (total).

Frequency of response: Initially, occasionally, and annually.

Total estimated burden: 4,320 hours (per year). Burden is defined at 5 CFR 1320.3(b).

Total estimated cost: $1,210,000 (per year), which includes $740,000 in annualized capital/startup and/or operation & maintenance costs.

Changes in the estimates: There is an increase in the total estimated respondent annual burden as currently identified in the OMB Inventory of Approved Burdens due to an increase in the number of test laboratories and third-party certifiers subject to these standards. The number of sources has been adjusted in this ICR to reflect more current information obtained regarding the number of manufacturers certifying model lines in advance of Subpart AAA's Step 2 p.m. standards, which go into effect in 2020, as well as data that indicates a decline in the number of manufacturers based on ongoing industry consolidation and decreasing market size, and to reflect additional entities obtaining EPA approval as test laboratories or third-party certifiers.

There is a decrease in capital/startup costs as compared to the previous ICR. This change is due to a decrease in the number of manufacturers, and because initial compliance requirements for test laboratories and third-party certifiers within the standard occurred during the

period of the previous ICR. The overall result is a decrease in costs to the industry.

The supporting statement for this information collection was revised to clarify and consolidate the information items requested (including notification, reporting, and recordkeeping requirements) and respondent activities in section 4(b), as well as for agency activities in section 5(a). These requirements were previously listed in Appendix A of the prior ICR and have been relocated in sections 4(b) and 5(a) to help more easily identify the relevant data items and activities that contribute to burden. There are no changes to these requirements from the prior ICR.

Courtney Kerwin,

Director, Regulatory Support Division.

[FR Doc. 2019–01878 Filed 2–8–19; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OECA–2014–0039; FRL–9987–55–OEI]

Information Collection Request Submitted to OMB for Review and Approval; Comment Request; NSPS for Nonmetallic Mineral Processing (Renewal)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Environmental Protection Agency (EPA) has submitted an information collection request (ICR), NSPS for Nonmetallic Mineral Processing (EPA ICR No. 1084.14, OMB Control No. 2060–0050), to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act. This is a proposed extension of the ICR, which is currently approved through March 31, 2019. Public comments were previously requested, via the **Federal Register**, on June 29, 2017 during a 60-day comment period. This notice allows for an additional 30 days for public comments. A fuller description of the ICR is given below, including its estimated burden and cost to the public. An agency may neither conduct nor sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

DATES: Additional comments may be submitted on or before March 13, 2019.

ADDRESSES: Submit your comments, referencing Docket ID Number EPA–HQ–OECA–2014–0039, to: (1) EPA online using *www.regulations.gov* (our preferred method), by email to *docket.oeca@epa.gov,* or by mail to: EPA Docket Center, Environmental Protection Agency, Mail Code 28221T, 1200 Pennsylvania Ave. NW, Washington, DC 20460; and (2) OMB via email to *oira_submission@omb.eop.gov.* Address comments to OMB Desk Officer for EPA.

EPA's policy is that all comments received will be included in the public docket without change, including any personal information provided, unless the comment includes profanity, threats, information claimed to be Confidential Business Information (CBI), or other information whose disclosure is restricted by statute.

FOR FURTHER INFORMATION CONTACT: Patrick Yellin, Monitoring, Assistance, and Media Programs Division, Office of Compliance, Mail Code 2227A, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460; telephone number: (202) 564–2970; fax number: (202) 564–0050; email address: *yellin.patrick@epa.gov.*

SUPPLEMENTARY INFORMATION: Supporting documents, which explain in detail the information that the EPA will be collecting, are available in the public docket for this ICR. The docket can be viewed online at *www.regulations.gov* or in person at the EPA Docket Center, WJC West, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The telephone number for the Docket Center is 202–566–1744. For additional information about EPA's public docket, visit: *http://www.epa.gov/dockets.*

Abstract: The New Source Performance Standards (NSPS) for Nonmetallic Mineral Processing (40 CFR part 60, subpart OOO) apply to the following affected facilities in fixed or portable nonmetallic mineral processing plants: Each crusher, grinding mill, screening operation, bucket elevator, belt conveyor, bagging operation, storage bin, and enclosed truck or railcar loading station, which commenced construction, modification or reconstruction after August 31, 1983. Also, crushers and grinding mills at hot mix asphalt facilities that reduce the size of nonmetallic minerals embedded in recycled asphalt pavement and subsequent affected facilities up to, but not including, the first storage silo or bin are subject to the provisions of the subpart. New facilities include those that commenced construction, modification, or reconstruction after the date of proposal. In general, all NSPS standards require initial notifications, performance tests, and periodic reports by the owners/operators of the affected facilities. They are also required to maintain records of the occurrence and duration of any startup, shutdown, or malfunction in the operation of an affected facility, or any period during which the monitoring system is inoperative. These notifications, reports, and records are essential in determining compliance with 40 CFR part 60, subpart OOO.

Form Numbers: None.

Respondents/Affected Entities: Nonmetallic mineral processing facilities.

Respondent's Obligation to Respond: Mandatory (40 CFR part 60, subpart OOO).

Estimated Number of Respondents: 5,095 (total).

Frequency of Response: Initially and occasionally.

Total Estimated Burden: 20,200 hours (per year). Burden is defined at 5 CFR 1320.3(b).

Total Estimated Cost: $2,450,000 (per year), which includes $228,000 in annualized capital/setup and/or operation & maintenance costs.

Changes in the Estimates: The increase in burden for respondents from the most recently approved ICR is due to two adjustments. The first adjustment increase in burden is an increase in the number of new or modified sources. The second adjustment increase in burden from the most recently approved ICR is the addition of burden hours to account for the time spent by existing facilities to re-familiarize themselves annually with the rule requirements.

Courtney Kerwin,

Director, Regulatory Support Division.

[FR Doc. 2019–01845 Filed 2–8–19; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[CERCLA–04–2018–3762; FRL–9989–20—Region 4]

Koppers Co., Inc. (Charleston Plant) Superfund Site Charleston, South Carolina; Notice of Settlement

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of settlement.

SUMMARY: Under 122(h) of the Comprehensive Environmental Response, Compensation andLiability Act (CERCLA), the United States Environmental Protection Agency (EPA) has entered into a settlement agreement with HR Charleston VII, LLC (Prospective Purchaser) to perform work

at the Koppers Co., Inc. Superfund Site located in Charleston, South Carolina. The work being performed will Support future residential land use.

DATES: The Agency will consider public comments on the settlement until March 13, 2019. The Agency will consider all comments received and may modify or withdraw its consent to the proposed settlement if comments received disclose facts or considerations which indicate that the proposed settlement is inappropriate, improper, or inadequate.

ADDRESSES: Copies of the settlement are available from the Agency by contacting Ms. Paula V. Painter, Program Analyst, using the contact information provided in this notice. Comments may also be submitted by referencing the Site's name through one of the following methods:

Internet: https://www.epa.gov/aboutepa/about-epa-region-4-southeast#r4-public-notices.

- *U.S. Mail:* U.S. Environmental Protection Agency, Superfund Division, Attn: Paula V. Painter, 61 Forsyth Street SW, Atlanta, Georgia 30303.
- *Email: Painter.Paula@epa.gov.*

FOR FURTHER INFORMATION CONTACT: Paula V. Painter at 404/562–8887.

Dated: December 10, 2018.

Maurice L. Horsey, IV,

Chief, Enforcement and Community Engagement Branch, Superfund Division.

[FR Doc. 2019–01916 Filed 2–8–19; 8:45 am]

BILLING CODE 6560–50–P

ENVIRONMENTAL PROTECTION AGENCY

[EPA–HQ–OECA–2018–0248; FRL–9986–58–OEI]

Information Collection Request Submitted to OMB for Review and Approval; Comment Request; Air Stationary Source Compliance and Enforcement Information Reporting (Renewal)

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: The Environmental Protection Agency (EPA) has submitted an information collection request (ICR), Air Stationary Source Compliance and Enforcement Information Reporting (EPA ICR Number 0107.12, OMB Control Number 2060–0096) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act. This is a proposed extension of the ICR, which is currently approved through January 31, 2019. Public comments were previously requested via the **Federal Register** on June 8, 2018 during a 60-day comment period. This notice allows for an additional 30 days for public comments. A fuller description of the ICR is given below, including its estimated burden and cost to the public. An agency may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number.

DATES: Additional comments may be submitted on or before March 13, 2019.

ADDRESSES: Submit your comments, referencing Docket ID Number EPA–HQ–OECA–2018–0248, to (1) EPA online using *www.regulations.gov* (our preferred method), by email to *docket.oeca@epa.gov,* or by mail to: EPA Docket Center, Environmental Protection Agency, Mail Code 28221T, 1200 Pennsylvania Ave. NW, Washington, DC 20460, and (2) OMB via email to *oira_submission@omb.eop.gov.* Address comments to OMB Desk Officer for EPA.

EPA's policy is that all comments received will be included in the public docket without change including any personal information provided, unless the comment includes profanity, threats, information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

FOR FURTHER INFORMATION CONTACT: David A. Meredith, Enforcement Targeting and Data Division, Office of Compliance, Mail Code 2222A, Environmental Protection Agency, 1200 Pennsylvania Ave. NW, Washington, DC 20460; telephone number: (202) 564–4152; email address: *meredith.david@epa.gov.*

SUPPLEMENTARY INFORMATION: Supporting documents which explain in detail the information that the EPA will be collecting are available in the public docket for this ICR. The docket can be viewed online at *www.regulations.gov* or in person at the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave. NW, Washington, DC. The telephone number for the Docket Center is 202–566–1744. For additional information about EPA's public docket, visit *http://www.epa.gov/dockets.*

Abstract: Air Stationary Source Compliance and Enforcement Information Reporting is an activity whereby State, Local, Native American, Territorial, and Commonwealth governments (hereafter referred to as either ''states/locals'' or ''state and local agencies'') make air stationary source compliance and enforcement information available to the U.S. Environmental Protection Agency (EPA or the Agency) on a cyclic basis via input to the Air component of the Integrated Compliance Information System (ICIS-Air).

ICIS-Air supports EPA and state and local agency efforts to ensure compliance with the nation's environmental laws pertaining to air, via the collection and management of important Clean Air Act (CAA or the ''Act'') compliance and enforcement information. ICIS-Air is a sub-component of ICIS, which provides compliance and enforcement information on thousands of facilities regulated under numerous federal statutes. The information provided to EPA via ICIS-Air includes source information, compliance monitoring activities, violation determinations, and enforcement activities. EPA will use this information to assess the health of the compliance and enforcement program established under the CAA, and to protect and maintain air quality, public health, and the environment. Agencies receive delegation of the CAA through regulated grant authorities, and report compliance/enforcement activities undertaken at stationary sources pursuant to the Minimum Data Requirements (MDRs) as outlined in this ICR. The provisions of Section 114(a)(1) of the Clean Air Act, 42 U.S. C Section 7414(a)(1) provide the broad authority for the reporting of compliance monitoring and enforcement information, along with Subpart Q-Reports in 40 CFR 51: Sections 51.324(a) and (b), and 51.327. This renewal requires the continuation of reporting of previously established MDRs via either direct, on-line entry or electronic data transfer (EDT) to ICIS-Air.

Form Numbers: None.

Respondents/affected entities: State, Local, Territorial, Indian Nations, and Commonwealth governments.

Respondent's obligation to respond: Mandatory, see Section 114(a)(1) of the Clean Air Act, 42 U.S. C Section 7414(a)(1).

Estimated number of respondents: 99 (total).

Frequency of response: Every 60 days.

Total estimated burden: 26,100 hours (per year). Burden is defined at 5 CFR 1320.3(b).

Total estimated cost: $1,280,000 (per year). There are no annualized capital or operation & maintenance costs.

Changes in the Estimates: There is a decrease of 25,313 hours compared to the currently approved ICR. The currently approved ICR includes burden for the use of ICIS-Air as well as the transition from the AFS to the ICIS-Air

system. Additionally, the prior renewal relied on a time-study and limited consultations for burden. In this renewal, there is no change in the number of respondents or the number of responses from the prior ICR. The decrease in respondent burden occurred as a result of adjustments to the burden required for the gathering, review, quality assurance, and upload or submittal of data to ICIS-Air and any additional trainings, calls, or upkeep activities. This ICR includes no burden associated with AFS or the transition to ICIS-Air.

Courtney Kerwin,

Director, Regulatory Support Division.

[FR Doc. 2019–01873 Filed 2–8–19; 8:45 am]

BILLING CODE 6560–50–P

FARM CREDIT ADMINISTRATION

Sunshine Act Meeting; Farm Credit Administration Board

AGENCY: Farm Credit Administration.

ACTION: Notice; regular meeting.

SUMMARY: Notice is hereby given, pursuant to the Government in the Sunshine Act, of the regular meeting of the Farm Credit Administration Board (Board).

DATES: The regular meeting of the Board will be held at the offices of the Farm Credit Administration in McLean, Virginia, on February 14, 2019, from 9:00 a.m. until such time as the Board concludes its business.

ADDRESSES: Farm Credit Administration, 1501 Farm Credit Drive, McLean, Virginia 22102–5090. Submit attendance requests via email to *VisitorRequest@FCA.gov.* See **SUPPLEMENTARY INFORMATION** for further information about attendance requests.

FOR FURTHER INFORMATION CONTACT: Dale Aultman, Secretary to the Farm Credit Administration Board, (703) 883–4009, TTY (703) 883–4056.

SUPPLEMENTARY INFORMATION: This meeting of the Board will be open to the public (limited space available), and parts will be closed to the public. Please send an email to *VisitorRequest@FCA.gov* at least 24 hours before the meeting. In your email include: Name, postal address, entity you are representing (if applicable), and telephone number. You will receive an email confirmation from us. Please be prepared to show a photo identification when you arrive. If you need assistance for accessibility reasons, or if you have any questions, contact Dale Aultman, Secretary to the Farm Credit Administration Board, at (703) 883–4009. The matters to be considered at the meeting are:

Open Session

A. Approval of Minutes

- January 10, 2019

B. New Business

- Proposed Rule—Criteria to Reinstate Non-Accrual Loans
- Advanced Notice of Proposed Rulemaking—Young, Beginning, and Small Farmers and Ranchers

Closed Session

- OSMO Periodic Report [1]

Dated: February 7, 2019.

Dale Aultman,

Secretary, Farm Credit Administration Board.

[FR Doc. 2019–02105 Filed 2–7–19; 4:15 pm]

BILLING CODE 6705–01–P

FEDERAL COMMUNICATIONS COMMISSION

Privacy Act of 1974; System of Records.

AGENCY: Federal Communications Commission.

ACTION: Notice of a modified system of records.

SUMMARY: The Federal Communications Commission (FCC, Commission, or Agency) has modified an existing system of records, FCC/OWD–1, Reasonable Accommodation Requests, subject to the *Privacy Act of 1974,* as amended. This action is necessary to meet the requirements of the Privacy Act to publish in the **Federal Register** notice of the existence and character of records maintained by the agency. The FCC's Office of Workforce Diversity (OWD) uses this system to provide a method by which the FCC can identify Commission employees who have requested ''reasonable accommodations'' in their office, work stations, use other FCC facilities, and/or to access other benefits and privileges of employment. Information on the disposition of each request is also maintained in this system.

DATES: This action will become effective on February 11, 2019. Written comments on the system's routine uses are due by March 13, 2019. The routine uses in this action will become effective on March 13, 2019 unless written comments are received that require a contrary determination.

ADDRESSES: Send comments to Leslie F. Smith, Privacy Manager, Information Technology (IT), Room 1–C216, Federal Communications Commission, 445 12th Street SW, Washington, DC 20554, or to *Leslie.Smith@fcc.gov.*

FOR FURTHER INFORMATION CONTACT: Leslie F. Smith, (202) 418–0217, or *Leslie.Smith@fcc.gov* (and to obtain a copy of the Narrative Statement and the Supplementary Document, which includes details of the proposed modifications to this system of records).

SUPPLEMENTARY INFORMATION: This notice serves to update and modify FCC/OWD–1 as a result of the various necessary changes and updates, including an increased use of information technology. The substantive changes and modifications to the previously published version of the FCC/OWD–1 system of records include:

1. Updating the language in the Security Classification to follow OMB guidance.

2. Adding information to the Purposes to note that the ''request for reasonable accommodation'' also includes access to other benefits and privileges of employment.

3. Minor changes to the language in the Categories of Individuals to be consistent with the language and phrasing now used in the FCC's SORNs.

4. Adding the new or revised information that OWD will obtain from FCC Forms 5626 and 5627 as well as minor changes to the language in the Categories of Records to be consistent with the language and phrasing now used in the FCC's SORNs.

5. Updating and/or revising language in five routine uses: (1) Adjudication and Litigation; (2) Law Enforcement and Investigation; (3) Congressional Inquiries; (4) Government-wide Program Management and Oversight; and (5) Labor Relations.

6. Adding three new routine uses: (6) Breach Notification to address the Commission's real or suspected data breach situations; (7) Assistance to Federal Agencies and Entities for assistance with other Federal agencies' data breach situations; and (8) For Non-Federal Personnel to allow contractors performing or working on a contract for the Federal Government access to information. Routine Uses (6) and (7) are required by OMB Memorandum m–17–12.

7. Adding two new sections: (a) Reporting to a Consumer Reporting Agency to address valid and overdue debts owed by individuals to the FCC under the *Debt Collection Act,* as recommended by OMB; and (b) History to reference the previous publication of this SORN in the **Federal Register**.

[1] Session Closed-Exempt pursuant to 5 U.S.C. Section 552b(c)(8)and(9).

The system of records is also updated to reflect various administrative changes related to the system managers and system addresses; policy and practices for storage and retrieval of the information; administrative, technical, and physical safeguards; and updated notification, records access, and contesting records procedures.

SYSTEM NAME AND NUMBER

FCC/OWD–1, Reasonable Accommodation Requests.

SECURITY CLASSIFICATION:

Unclassified.

SYSTEM LOCATION:

Office of Workplace Diversity (OWD), 445 12th Street SW, Federal Communications Commission (FCC), Washington, DC 20554.

SYSTEM MANAGER(S):

Office of Workplace Diversity (OWD), 445 12th Street SW, Federal Communications Commission (FCC), Washington, DC 20554; and/or Security Operations Center, Federal Communications Commission (FCC), 445 12th Street SW, Washington, DC 20554.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Executive Order (E.O.) 13164, *Establishing Procedures to Facilitate the Provision of Reasonable Accommodation;* EEOC, *Enforcement Guidance on Reasonable Accommodation and Undue Hardship Under the Americans with Disabilities Act,* 29 CFR part 1615; *Rehabilitation Act of 1973,* 29 U.S.C. 12101 *et seq.;* 29 CFR 1630.

PURPOSE(S) OF THE SYSTEM:

This system provides a method by which the FCC can identify Commission employees who have requested ''reasonable accommodations'' in their office, work stations, other FCC facilities, and/or to access other benefits and privileges of employment. Information on the disposition of each request is also maintained in this system.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

The categories of records in this system are FCC employees (including, but not limited to full-time and part-time Commission employees, temporary hires, interns, and co-op students.) who have requested reasonable accommodations in their office or workstation or other FCC facility.

CATEGORIES OF RECORDS IN THE SYSTEM:

The categories of records in this system include but are not limited to the information that FCC employees (including, but not limited to full time, part time, temporary hires, interns, and co-op students) must provide by submitting FCC Forms 5626 and 5627.

(a) FCC Form 5626, ''Request for Reasonable Accommodations,'' includes but is not limited to:

1. Applicant/employee's name, phone number, email address; employee's office, supervisor's name and phone number; and date of request;

2. Type of accommodation(s) requested;

3. Reason for request;

4. Specific information regarding condition, including but not limited to the characteristics of impairment, job function difficulties, current limitation(s), past accommodation(s), specific accommodation(s), permanent or temporary condition(s); and signatures of applicant and receiving official; and

5. FCC–ACC Number (reasonable accommodations number).

(b) FCC Form 5627, ''Medical Consent Form,'' includes, but is not limited to the applicant's name, address, phone, signature, and date.

(c) Supporting documentation and related materials that substantiate an applicant's request for ''reasonable accommodations.''

RECORD SOURCE CATEGORIES:

The sources for the information in this system include, but are not limited to FCC employees and applicants (including, but not limited to full-time and part-time Commission employees, temporary hires, interns, and co-op students), who have submitted FCC Forms 5626 and 5627 to request ''reasonable accommodations'' in their office, workstation, other FCC facilities, and/or to access other benefits and privileges of employment.

ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND PURPOSES OF SUCH USES:

In addition to those disclosures generally permitted under 5 U.S.C. 552a(b) of the Privacy Act, all or a portion of the records or information contained in this system may be disclosed to authorized entities, as is determined to be relevant and necessary, outside the FCC as a routine use pursuant to 5 U.S.C. 552a(b)(3) as follows.

1. Adjudication and Litigation—To disclose information to the Department of Justice (DOJ), or other administrative bodies before which the FCC is authorized to appear, when: (a) The FCC or any component thereof; or (b) any employee of the FCC in his or her official capacity; or (c) any employee of the FCC in his or her individual capacity where DOJ or the FCC has agreed to represent the employee; or (d) the United States is a party to litigation or has an interest in such litigation, and the use of such records by DOJ or the FCC is deemed by the FCC to be relevant and necessary to the litigation.

2. Law enforcement and Investigation—To disclose pertinent information to the appropriate Federal, State, or local agency responsible for investigating, prosecuting, enforcing, or implementing a statute, rule, regulation, or order, where the FCC becomes aware of an indication of a violation or potential violation of civil or criminal law or regulation.

3. Congressional Inquiries—To provide information to a Congressional office from the record of an individual in response to an inquiry from the Congressional office made at the request of that individual.

4. Government-wide Program Management and Oversight—To disclose information to the National Archives and Records Administration (NARA) for use in its records management inspections; to the Government Accountability Office (GAO) for oversight purposes; to the Department of Justice (DOJ) to obtain that department's advice regarding disclosure obligations under the *Freedom of Information Act* (FOIA); or to the Office of Management and Budget (OMB)to obtain that office's advice regarding obligations under the Privacy Act.

5. Labor Relations—To officials of labor organizations recognized under 5 U.S.C. Chapter 71 upon receipt of a formal request and in accord with the conditions of 5 U.S.C. 7114 when relevant and necessary to their duties of exclusive representation concerning personnel policies, practices, and matters affecting working conditions.

6. Breach Notification—To appropriate agencies, entities, and persons when (a) the Commission suspects or has confirmed that there has been a breach of the system of records; (b) the Commission has determined that as a result of the suspected or confirmed compromise there is a risk of harm to individuals, the Commission (including its information systems, programs, and operations), the Federal Government, or national security; and (c) the disclosure made to such agencies, entities, and persons is reasonably necessary to assist in connection with the Commission's efforts to respond to the suspected or confirmed breach or to prevent, minimize, or remedy such harm.

7. Assistance to Federal Agencies and Entities—To another Federal agency or Federal entity, when the Commission determines that information from this system is reasonably necessary to assist the recipient agency or entity in: (a) Responding to a suspected or confirmed breach or (b) preventing, minimizing, or remedying the risk of harm to individuals, the recipient agency or entity (including its information systems, program, and operations), the Federal Government, or national security, resulting from a suspected or confirmed breach.

8. For Non-Federal Personnel—To disclose information to contractors performing or working on a contract that provides IT services for the Federal Government.

REPORTING TO A CONSUMER REPORTING AGENCY:

In addition to the routine uses listed above, the Commission may share information from this system of records with a consumer reporting agency regarding an individual who has not paid a valid and overdue debt owed to the Commission, following the procedures set out in the *Debt Collection Act,* 31 U.S.C. 3711(e).

POLICES AND PRACTICES FOR STORAGE OF RECORDS:

Information in this system is maintained as follows:

1. Paper documents and files include, but are not limited to the EEOC Form 557, FCC Form 5626 and 5627 and all accompanying materials including, but not limited to, attachments, documentation substantiating an applicant's request for ''reasonable accommodations,'' paper copies of email correspondence, notes, and other related records, which are stored in the file cabinets in the OWD office suite; and

2. The electronic file versions (copies of the information obtained from these paper documents and files) of EEOC Form 557, FCC ''Reasonable Accommodation Request Questionnaire,'' and FCC Forms 5626 and 5627 with attachments, all other accompanying documentation used to substantiate an applicant's request for ''reasonable accommodations,'' email correspondence, the ''Status of EEO Complaints and Accommodations'' monthly report charts, and other documents and records, that are stored in the FCC's computer network databases.

POLICIES AND PRACTICES FOR RETRIEVAL OF RECORDS:

1. Information in the Reasonable Accommodation Request information system's paper document files and records is retrieved by searching by the individual's last name or the (corresponding) accommodation identification number.

2. Information in the electronic records and files is retrieved by the individual's last name, accommodation identification number, office/workstation address, bureau/office, and reasonable accommodations request date.

POLICIES AND PRACTICES FOR RETENTION AND DISPOSAL OF RECORDS:

The OWD staff maintains the information in the Reasonable Accommodation Request system in accordance with the National Archives and Records Administration (NARA) General Records Schedule (GRS–2.3) 2.3, items 20 and 21, as follows:

1. The information in the general files is destroyed for three years after being superseded, but longer retention is authorized if required for business use.

2. Employee case files are destroyed three years after employee's separation from the agency or all appeals are concluded, or whichever is later, but longer retention is authorized if required for business use.

Records, files, and data created, received, or maintained for purposes of tracking agency compliance are deleted/destroyed three years after the compliance report is filed or when no longer needed for reference.

Paper document disposition is by shredding, and electronic records and data are destroyed by physical destruction (electronic storage media) or by electronic erasure.

ADMINISTRATIVE, TECHNICAL, AND PHYSICAL SAFEGUARDS:

1. The electronic records, data, and files are maintained in the FCC computer network databases, which are protected by the FCC's IT privacy safeguards, a comprehensive and dynamic set of IT safety and security protocols and features that are designed to meet all Federal IT privacy standards, including those required by the National Institute of Standard and Technology (NIST) and the *Federal Information Security Modernization Act of 2014* (FISMA). The protocols cover all electronic records, files, and data, including those that are housed in the FCC's computer network databases, and those information system databases that are housed at the FCC's authorized contractor(s).

2. The paper documents, files, and related materials are stored in approved security containers, which are locked when not in use and/or at the end of the business day. These paper documents are stored in locked file cabinets in the OWD office suite, when not in use and/or at the end of day. These paper documents are destroyed by shredding when no longer needed.

3. Access to the electronic records and files and paper documents is restricted to OWD employees and IT staff and contractors who maintain the FCC's computer network. Other FCC employees and contractors may be granted access to this information, as required, for specific purposes.

RECORD ACCESS PROCEDURES:

Individuals wishing to request access to and/or amendment of records about them should follow the Notification Procedure above.

CONTESTING RECORD PROCEDURES:

Individuals wishing to request an amendment of records about them should follow the Notification Procedure above.

NOTIFICATION PROCEDURES:

Individuals wishing to determine whether this system of records contains information about them may do so by writing to Leslie F. Smith, Privacy Manager, Information Technology, Federal Communications Commission, 445 12th Street SW, Washington, DC 20554, or email *Leslie.Smith@fcc.gov.*

Individuals must furnish reasonable identification by showing any two of the following: Social security card; driver's license; employee identification card; Medicare card; birth certificate; bank credit card; or other positive means of identification, or by signing an identity statement stipulating that knowingly or willfully seeking or obtaining access to records about another person under false pretenses is punishable by a fine of up to $5,000.

Individuals requesting access must also comply with the FCC's Privacy Act regulations regarding verification of identity and access to records (47 CFR part 0, subpart E).

EXEMPTIONS PROMULGATED FOR THE SYSTEM:

None.

HISTORY:

The FCC previously gave notice of this system of records, FCC/OWD–1, Reasonable Accommodation Requests, by publication in the **Federal Register** on April 5, 2006 (71 FR 17234, 17268).

Federal Communications Commission.

Marlene Dortch,

Secretary.

[FR Doc. 2019–01800 Filed 2–8–19; 8:45 am]

BILLING CODE 6712–01–P

FEDERAL COMMUNICATIONS COMMISSION

[CC Docket No. 92–237; DA 19–38]

Next Meeting of the North American Numbering Council

AGENCY: Federal Communications Commission.

ACTION: Notice.

SUMMARY: In this document, the Commission released a public notice announcing that the meeting of the North American Numbering Council (NANC) originally scheduled for Tuesday, February 5, 2019, is cancelled and rescheduled for Thursday, February 14, 2019, from 3:00 p.m. until 5:00 p.m. At this meeting, which will be conducted by conference call, the NANC will consider a report from its Numbering Administration Oversight Working Group on the referral involving the National Suicide Hotline Improvement Act. The NANC meeting is open to the public. The Commission will also provide audio coverage of the meeting. Other reasonable accommodations for people with disabilities are available upon request. Request for such accommodations should be submitted via email to *fcc504@fcc.gov* or by calling the Consumer and Governmental Affairs Bureau @(202) 418–0530 (voice) (202) 418–0432 (TTY). Such requests should include a detailed description of the accommodation needed. In addition, please include a way for the FCC to contact the requester if more information is needed to fill the request. Please allow at least five days advance notice for accommodation requests; last minute requests will be accepted but may not be possible to accommodate.

Members of the public may submit comments to the NANC in the FCC's Electronic Comment Filing System, ECFS, at *www.fcc.gov/ecfs.* Comments to the NANC should be filed in CC Docket No. 92–237.

More information about the NANC is available at *https://www.fcc.gov/about-fcc/advisory-committees/general/north-american-numbering-council.* You may also contact Marilyn Jones, DFO of the NANC, at *Marilyn.jones@fcc.gov,* or (202) 418–2357, Michelle Sclater, Alternate DFO, at *michelle.sclater@fcc.gov,* or (202) 418- 0388; or Carmell Weathers, Special Assistant to the DFO, at *carmell.weathers@fcc.gov,* or (202) 418–2325.

DATES: Thursday, February 14, 2019, from 3:00 p.m.

ADDRESSES: Requests to make an oral statement or provide written comments to the NANC should be sent to Carmell Weathers, Competition Policy Division, Wireline Competition Bureau, Federal Communications Commission, Portals II, 445 12th Street SW, Room 5–C162, Washington, DC 20554 or emailed to *Carmell.Weathers@fcc.gov.*

FOR FURTHER INFORMATION CONTACT: Carmell Weathers at (202) 418–2325 or *Carmell.Weathers@fcc.gov.* The fax number is: (202) 418–1413. The TTY number is: (202) 418–0484.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's document in CC Docket No. 92–237, DA 19–38 released February 1, 2019. The complete text in this document is available for public inspection and copying during normal business hours in the FCC Reference Information Center, Portals II, 445 12th Street SW, Room CY–A257, Washington, DC 20554. The document may also be purchased from the Commission's duplicating contractor, Best Copy and Printing, Inc., 445 12th Street SW, Room CY–B402, Washington, DC 20554, telephone (800) 378–3160 or (202) 863–2893, facsimile (202) 863–2898, or via the internet at *http://www.bcpiweb.com.* It is available on the Commission's website at *http://www.fcc.gov.*

This notice is being published less than 15 calendar days before the meeting for good cause and due to exigent circumstances. Specifically, this committee meeting was previously scheduled for February 5, 2019 but that meeting had to be cancelled due to uncertainty about when the Government shutdown would end. There is important committee business that needs to be completed expeditiously, and rescheduling the meeting for February 14 will ensure that the meeting is held during the period in which the agency will have appropriated funding.

*The Agenda may be modified at the discretion of the NANC Chairman with the approval of the Designated Federal Officer (DFO).

Federal Communications Commission.

Marilyn Jones,

Senior Counsel for Number Administration, Wireline Competition Bureau.

[FR Doc. 2019–01725 Filed 2–8–19; 8:45 am]

BILLING CODE 6712–01–P

FEDERAL COMMUNICATIONS COMMISSION

[OMB 3060–0856]

Information Collection Being Reviewed by the Federal Communications Commission

AGENCY: Federal Communications Commission.

ACTION: Notice and request for comments.

SUMMARY: As part of its continuing effort to reduce paperwork burdens, and as required by the Paperwork Reduction Act of 1995 (PRA), the Federal Communications Commission (FCC or Commission) invites the general public and other Federal agencies to take this opportunity to comment on the following information collections. Comments are requested concerning: Whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; the accuracy of the Commission's burden estimate; ways to enhance the quality, utility, and clarity of the information collected; ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology; and ways to further reduce the information collection burden on small business concerns with fewer than 25 employees.

The FCC may not conduct or sponsor a collection of information unless it displays a currently valid Office of Management and Budget (OMB) control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the PRA that does not display a valid OMB control number.

DATES: Written PRA comments should be submitted on or before April 12, 2019. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

ADDRESSES: Direct all PRA comments to Nicole Ongele, FCC, via email *PRA@fcc.gov* and to *Nicole.ongele@fcc.gov.*

FOR FURTHER INFORMATION CONTACT: For additional information about the information collection, contact Nicole Ongele, (202) 418–2991.

SUPPLEMENTARY INFORMATION:

OMB Control Number: 3060–0856.

Title: Universal Service—Schools and Libraries Universal Service Support Program Reimbursement Forms.

Form Numbers: FCC Forms 472, 473, and 474.

Type of Review: Extension of a currently approved collection.

Respondents: Businesses or other for-profit institutions, Not-for-profit institutions, and State, Local or Tribal government.

Number of Respondents and Responses: 22,000 respondents; 158,000 responses.

Estimated Time per Response: 1 hour per form.

Frequency of Response: On occasion and annual reporting requirements and third-party disclosure requirement.

Obligation to Respond: Required to obtain or retain benefits. The Commission's statutory authority to collect this information is derived from 47 U.S.C. Section 254.

Total Annual Burden: 158,000 hours.

Total Annual Cost: No cost.

Privacy Act Impact Assessment: No impact(s).

Nature and Extent of Confidentiality: If the Commission requests applicants to submit information that the respondents believe is confidential, respondents may request confidential treatment of such information under section 47 CFR 0.459 of the Commission's rules.

Needs and Uses: The Commission will submit this information collection to OMB, which is an extension of a currently approved collection, to obtain a full three-year clearance from OMB. *FCC Forms 472, 473, and 474 have no revisions.* The hourly burden will decrease by 165 hours for FCC Forms 472, 473, and 474. The public burden for the collection contained herein will decrease to 158,000 burden hours.

The FCC Form 472 is used by an eligible entity to seek reimbursement from the service provider for the discounts on services paid in full. After receiving an invoice from the service provider, together with an FCC Form 472, USAC is able to verify the eligible service and approved amounts that should be reimbursed and can make the appropriate payment to the service provider. The FCC Form 472 is also used to ensure that each service provider has provided discounted services within the current funding year for which it submits an invoice to USAC and that invoices submitted from service providers for the costs of discounted eligible services do not exceed the amount that has been approved.

The FCC Form 473 is used to verify that the service provider is eligible to participate in the schools and libraries universal service support program (E-Rate program) and to confirm that the invoice forms submitted by the service provider are in compliance with the Federal Communications Commission's E-Rate program rules. The FCC Form 473 is also used by USAC to assure that the dollars paid out by the universal service fund go to eligible providers.

The FCC Form 474 is used by an eligible service provider to seek payment for the discounted costs of services it provided to billed entities for eligible services. After receiving an invoice from the service provider, together with an FCC Form 474, USAC is able to verify that the eligible and approved amounts can be paid. The FCC Form 474 is also used to ensure that each service provider has provided discounted services within the current funding year for which it submits an invoice to USAC and that invoices submitted from service providers for the costs of discounted eligible services do not exceed the amount that has been approved.

All of the requirements contained in this information collection are necessary to implement the Congressional mandate for the E-Rate program and reimbursement process.

Federal Communications Commission.

Katura Jackson,

Federal Register Liaison Officer, Office of the Secretary.

[FR Doc. 2019–01724 Filed 2–8–19; 8:45 am]

BILLING CODE 6712–01–P

FEDERAL COMMUNICATIONS COMMISSION

[OMB 3060–0537]

Information Collection Being Reviewed by the Federal Communications Commission

AGENCY: Federal Communications Commission.

ACTION: Notice and request for comments.

SUMMARY: As part of its continuing effort to reduce paperwork burdens, and as required by the Paperwork Reduction Act (PRA) of 1995, the Federal Communications Commission (FCC or Commission) invites the general public and other Federal agencies to take this opportunity to comment on the following information collections. Comments are requested concerning: Whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; the accuracy of the Commission's burden estimate; ways to enhance the quality, utility, and clarity of the information collected; ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology; and ways to further reduce the information collection burden on small business concerns with fewer than 25 employees.

The FCC may not conduct or sponsor a collection of information unless it displays a currently valid OMB control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the PRA that does not display a valid OMB control number.

DATES: Written PRA comments should be submitted on or before April 12, 2019. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

ADDRESSES: Direct all PRA comments to Cathy Williams, FCC, via email *PRA@fcc.gov* and to *Cathy.Williams@fcc.gov.*

FOR FURTHER INFORMATION CONTACT: For additional information about the information collection, contact Cathy Williams at (202) 418–2918.

SUPPLEMENTARY INFORMATION:

OMB Control Number: 3060–0537.

Title: Sections 13.9(c), 13.13(c), 13.17(b), 13.211(e) and 13.217, Commercial Operator License Examination Managers (COLEM) Records.

Form Number: N/A.

Type of Review: Extension of a currently approved collection.

Respondents: Business or other for-profit entities.

Number of Respondents: 659 respondents; 659 responses.

Estimated Time per Response: .44 hours to 30 hours.

Frequency of Response: Recordkeeping requirement and on occasion reporting requirement.

Obligation to Respond: Required to obtain or retain benefits. Statutory authority for this information collection is contained in 47 U.S.C. 154 and 303 of the Communications Act of 1934.

Total Annual Burden: 14,796 hours.

Total Annual Cost: No cost.

Privacy Impact Assessment: No impact(s).

Nature and Extent of Confidentiality: There is no need for confidentiality with this collection of information.

Needs and Uses: The Commission will submit this expiring information

collection after this comment period to obtain the full, three year clearance from the Office of Management and Budget (OMB). The Commission is requesting approval for a three year extension. The rule sections approved under this collections are 47 CFR 13.9, 13.13, 13.17 13.211 and 13.217. If the information collection requirements were not kept or fulfilled it is conceivable that examinees could be overcharged and that fraud and deceit could be used for unjust enrichment of the examiners.

Federal Communications Commission.

Katura Jackson,

Federal Register Liaison Officer, Office of the Secretary.

[FR Doc. 2019–01722 Filed 2–8–19; 8:45 am]

BILLING CODE 6712–01–P

FEDERAL COMMUNICATIONS COMMISSION

[OMB 3060–1185]

Information Collection Requirement Being Reviewed by the Federal Communications Commission

AGENCY: Federal Communications Commission.

ACTION: Notice and request for comments.

SUMMARY: As part of its continuing effort to reduce paperwork burdens, and as required by the Paperwork Reduction Act (PRA) of 1995, the Federal Communications Commission (FCC or the Commission) invites the general public and other Federal agencies to take this opportunity to comment on the following information collection. Comments are requested concerning: Whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; the accuracy of the Commission's burden estimate; ways to enhance the quality, utility, and clarity of the information collected; ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology; and ways to further reduce the information collection burden on small business concerns with fewer than 25 employees.

The FCC may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the PRA that does not display a valid Office of Management and Budget (OMB) control number.

DATES: Written PRA comments should be submitted on or before April 12, 2019. If you anticipate that you will be submitting comments but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

ADDRESSES: Direct all PRA comments to Cathy Williams, FCC, via email *PRA@fcc.gov* and to *Cathy.Williams@fcc.gov.* Include in the comments the Title as shown in the **SUPPLEMENTARY INFORMATION** section below.

FOR FURTHER INFORMATION CONTACT: For additional information about the information collection, contact Cathy Williams at (202) 418–2918.

SUPPLEMENTARY INFORMATION:

OMB Control Number: 3060–1185.

Title: Annual Report for Mobility Fund Phase I Support, FCC Form 690 and Record Retention Requirements.

Form Number: FCC Form 690.

Type of Review: Extension of a currently approved collection.

Respondents: Business or other for-profit entities, not-for-profit institutions, and state, local or tribal governments.

Number of Respondents and Responses: 34 respondents and 880 responses.

Time per Response: 1–18 hours.

Frequency of Response: Annual and on occasion reporting requirement; recordkeeping requirement.

Obligation to Respond: Required to obtain or retain benefits. Statutory authority for this information collection 47 U.S.C. 154, 254 and 303(r) of the Communications Act of 1934, as amended.

Estimated Total Annual Burden: 15,874 hours.

Total Annual Costs: No Cost.

Nature and Extent of Confidentiality: There is no need for confidentiality. The information collected on FCC Form 690 will be made available for public inspection. To the extent that an applicant seeks to have information collected on FCC Form 690 withheld from public inspection, the applicant may request confidential treatment pursuant to 47 CFR 0.459.

Privacy Act Impact Assessment: No impact(s).

Needs and Uses: A request for extension of this information collection (no change in requirements) will be submitted to the Office of Management and Budget (OMB) after this 60-day comment period in order to obtain the full three year clearance from OMB. The Commission uses the information contained in this collection to ensure that each winning bidder is meeting its obligations for receiving Mobility Fund Phase I (MF–I) support. In its November 2011 *USF/ICC Transformation Order* (FCC 11–161), the Commission comprehensively reformed and modernized the high-cost program within the universal service fund and, among other things, established the Mobility Fund. The Commission adopted rules in the *USF/ICC Transformation Order* for MF–I, which provided up to $300 million in one-time universal service support payments to immediately accelerate deployment of mobile broadband services in unserved areas, including annual reporting and record retention requirements for MF–I support recipients. The Commission also established a separate and complementary one-time Tribal Mobility Fund Phase I (TMF–I) to award up to $50 million in additional universal service funding to Tribal Areas, including Alaska, to accelerate mobile broadband availability in these remote and underserved areas. In its May 2012 *Third Order on Reconsideration* (FCC 12–52), the Commission revised certain rules adopted in the *USF/ICC Transformation Order,* including the deadline by which MF–I and TMF–I support recipients must file their annual reports pursuant to 47 CFR 54.1009(a). The information being collected under this information collection will be used by the Commission to ensure that each MF–I support recipient is meeting the public interest obligations associated with receiving such support.

Federal Communications Commission.

Katura Jackson,

Federal Register Liaison Officer, Office of the Secretary.

[FR Doc. 2019–01723 Filed 2–8–19; 8:45 am]

BILLING CODE 6712–01–P

FEDERAL RESERVE SYSTEM

Change in Bank Control Notices; Acquisitions of Shares of a Bank or Bank Holding Company

The notificants listed below have applied under the Change in Bank Control Act (''Act'') (12 U.S.C. 1817(j)) and § 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire shares of a bank or bank holding company. The factors that are considered in acting on the notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. The notices also will be available for inspection at

the offices of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank indicated for that notice or to the offices of the Board of Governors. Comments must be received not later than February 27, 2019.

A. Federal Reserve Bank of Chicago (Colette A. Fried, Assistant Vice President) 230 South LaSalle Street, Chicago, Illinois 60690–1414:

1. *Richard Molepske, as trustee of Richard S. Molepske Trust, Belleair, Florida, together with Michael B. Molepske and Amy H. Molepske, as trustees of the Michael B. Molepske and Amy H. Molepske Trust and Michael B. Molepske, as trustee of the Nicholas JA Molespke Gift Trust, all of Manitowoc, Wisconsin; Kim Burke Molepske of Belleair, Florida: Kay F. Schroeder of Manitowoc, Wisconsin; Mark R. Molespke, as trustee of the Mark R. Molespke Trust, Chicago, Illinois; Amy E. Molepske, as trustee of the Amy E. Molepske Trust, Chicago, Illinois; Scott J. and Sarah J. Molepske, as trustee of the Scott J. and Sarah J. Molepske trust, Cedarburg, Wisconsin, as a group acting in concert;* to acquire voting shares of Bank First National Corporation and thereby indirectly acquire Bank First National Association, both of Manitowoc, Wisconsin.

B. Federal Reserve Bank of Minneapolis (Mark A. Rauzi, Vice President), 90 Hennepin Avenue, Minneapolis, Minnesota 55480–0291:

1. *Mark A. Manion; the 2016 Mark A. Manion and Shelly M Manion Joint Revocable Trust—Bank Stock (and its trustees Mark A. Manion and Shelly M. Manion); John Manion; Mary Jon Manion; and Gerald J. Manion; all of Superior, Wisconsin;* to retain voting shares of NATCOM Bancshares, Inc., Superior, Wisconsin (NATCOM), and thereby indirectly retain shares of National Bank of Commerce, Superior, Wisconsin, and Republic Bancshares, Inc. Duluth, Minnesota, and it subsidiary bank, Republic Bank, Duluth, Minnesota.

C. Federal Reserve Bank of Kansas City (Dennis Denney, Assistant Vice President) 1 Memorial Drive, Kansas City, Missouri 64198–0001:

1. *Carroll D. Esry, Sarasota, Florida, The Nancy Marie Esry Irrevocable Trust, Independence, Missouri, The William C. Esry Family Trust and William C. Esry, Independence, Missouri, individually and as trustee, The David Reich Esry Family Trust and David R. Esry, Lee's Summit, Missouri, individually, as custodian, and as trustee, Marcie Esry Johnson, Sarasota, Florida, The Carolyn Marcile Weir Irrevocable Trust, Independence, Missouri, Weir Farm LLC, Independence, Missouri, Robert K. Weir, Independence, Missouri, William N. Weir, Blue Springs, Missouri, Susan Weir Carter, Bay Village, Ohio, and Geoffrey D. Carter, Bay Village, Ohio;* to become members of the Reich Family Group, and thereby retain shares of Blue Ridge Bancshares and its subsidiary, Bank and Trust Co., both of Independence, Missouri.

Board of Governors of the Federal Reserve System, February 6, 2019.

Yao-Chin Chao,

Assistant Secretary of the Board.

[FR Doc. 2019–01842 Filed 2–8–19; 8:45 am]

BILLING CODE 6210–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Medicare & Medicaid Services

[CMS–2417–N]

RIN 0938–ZB50

Medicaid Program; Final FY 2017 and Preliminary FY 2019 Disproportionate Share Hospital Allotments, and Final FY 2017 and Preliminary FY 2019 Institutions for Mental Diseases Disproportionate Share Hospital Limits

AGENCY: Centers for Medicare & Medicaid Services (CMS), HHS.

ACTION: Notice.

SUMMARY: This notice announces the final federal share disproportionate share hospital (DSH) allotments for federal fiscal year (FY) 2017 and the preliminary federal share DSH allotments for FY 2019. This notice also announces the final FY 2017 and the preliminary FY 2019 limitations on aggregate DSH payments that states may make to institutions for mental disease and other mental health facilities. In addition, this notice includes background information describing the methodology for determining the amounts of states' FY DSH allotments.

DATES: This notice is effective March 13, 2019. The final allotments and limitations set forth in this notice are applicable for the fiscal years specified.

FOR FURTHER INFORMATION CONTACT: Stuart Goldstein, (410) 786–0694 and Richard Cuno, (410) 786–1111.

SUPPLEMENTARY INFORMATION:

I. Background

A. Fiscal Year DSH Allotments

A state's federal fiscal year (FY) disproportionate share hospital (DSH) allotment represents the aggregate limit on the federal share amount of the state's DSH payments to DSH hospitals in the state for the FY. The amount of such allotment is determined in accordance with the provisions of section 1923(f)(3) of the Social Security Act (the Act), with some state-specific exceptions as specified in section 1923(f) of the Act. Under such provisions, in general a state's FY DSH allotment is calculated by increasing the amount of its DSH allotment for the preceding FY by the percentage change in the Consumer Price Index for all Urban Consumers (CPI–U) for the previous FY.

The Patient Protection and Affordable Care Act of 2010 (Pub. L. 111–148), as amended by the Health Care and Education Reconciliation Act of 2010 (Pub. L. 111–152) (collectively, the Affordable Care Act), amended Medicaid DSH provisions, adding section 1923(f)(7) of the Act. Section 1923(f)(7) would have required reductions to states' FY DSH allotments from FY 2014 through FY 2020, the calculation of which was described in the Disproportionate Share Hospital Payment Reduction final rule published in the September 18, 2013 **Federal Register** (78 FR 57293). Subsequent legislation, most recently by the Bipartisan Budget Act of 2018 (Pub. L. 115–123, enacted February 9, 2018), delayed the start of these reductions until FY 2020. A proposed rule delineating a revised methodology for the calculation of DSH allotment reductions previously scheduled to begin in FY 2018 was published in the July 28, 2017 **Federal Register** (82 FR 35155).

Because there are no reductions to DSH allotments for FY 2017 and FY 2019 under section 1923(f)(7) of the Act, as amended, this notice contains only the state-specific final FY 2017 DSH allotments and preliminary FY 2019 DSH allotments, as calculated under the statute without application of the reductions that would have been imposed under the Affordable Care Act provisions beginning with FY 2014. This notice also provides information on the calculation of such FY DSH allotments, the calculation of the states' institutions for mental diseases (IMDs) DSH limits, and the amounts of states' final FY 2017 IMD DSH limits and preliminary FY 2019 IMD DSH limits.

B. Determination of Fiscal Year DSH Allotments

Generally, in accordance with the methodology specified under section 1923(f)(3) of the Act, a state's FY DSH allotment is calculated by increasing the amount of its DSH allotment for the preceding FY by the percentage change

in the CPI–U for the previous FY. Also in accordance with section 1923(f)(3) of the Act, a state's DSH allotment for a FY is subject to the limitation that an increase to a state's DSH allotment for a FY cannot result in the DSH allotment exceeding the greater of the state's DSH allotment for the previous FY or 12 percent of the state's total medical assistance expenditures for the allotment year (this is referred to as the 12 percent limit).

Furthermore, under section 1923(h) of the Act, federal financial participation (FFP) for DSH payments to IMDs and other mental health facilities is limited to state-specific aggregate amounts. Under this provision, the aggregate limit for DSH payments to IMDs and other mental health facilities is the lesser of a state's FY 1995 total computable (state and federal share) IMD and other mental health facility DSH expenditures applicable to the state's FY 1995 DSH allotment (as reported on the Form CMS–64 as of January 1, 1997), or the amount equal to the product of the state's current year total computable DSH allotment and the applicable percentage specified in section 1923(h) of the Act.

In general, we determine states' DSH allotments for a FY and the IMD DSH limits for the same FY using the most recent available estimates of or actual medical assistance expenditures, including DSH expenditures in their Medicaid programs and the most recent available change in the CPI–U used for the FY in accordance with the methodology prescribed in the statute. The indicated estimated or actual expenditures are obtained from states for each relevant FY from the most recent available quarterly Medicaid budget reports (Form CMS–37) or quarterly Medicaid expenditure reports (Form CMS–64), respectively, submitted by the states. For example, as part of the initial determination of a state's FY DSH allotment (referred to as the preliminary DSH allotments) that is determined before the beginning of the FY for which the DSH allotments and IMD DSH limits are being determined, we use estimated expenditures for the FY obtained from the August submission of the CMS–37 submitted by states prior to the beginning of the FY; such estimated expenditures are subject to update and revision during the FY before such actual expenditure data become available. We also use the most recent available estimated CPI–U percentage change that is available before the beginning of the FY for determining the states' preliminary FY DSH allotments; such estimated CPI–U percentage change is subject to update and revision during the FY before the actual CPI–U percentage change becomes available. In determining the final DSH allotments and IMD DSH limits for a FY we use the actual expenditures for the FY and actual CPI–U percentage change for the previous FY.

II. Provisions of the Notice

A. Calculation of the Final FY 2017 Federal Share State DSH Allotments, and the Preliminary FY 2019 Federal Share State DSH Allotments

1. Final FY 2017 Federal Share State DSH Allotments

Addendum 1 to this notice provides the states' final FY 2017 DSH allotments determined in accordance with section 1923(f)(3) of the Act. As described in the background section, in general, the DSH allotment for a FY is calculated by increasing the FY DSH allotment for the preceding FY by the CPI–U increase for the previous fiscal year. For purposes of calculating the states' final FY 2017 DSH allotments, the preceding final fiscal year DSH allotments (for FY 2016) were published in the July 6, 2018 **Federal Register** (83 FR 31536). For purposes of calculating the states' final FY 2017 DSH allotments we are using the actual Medicaid expenditures for FY 2017. Finally, for purposes of calculating the states' final FY 2017 DSH allotments, the applicable historical percentage change in the CPI–U for the previous FY (FY 2016) was 0.9 percent; we note that this is the same as the estimated 0.9 percentage change in the CPI–U for FY 2016 that was available and used in the calculation of the preliminary FY 2017 DSH allotments which were published in the November 3, 2017 **Federal Register** (82 FR 51259).

2. Calculation of the Preliminary FY 2019 Federal Share State DSH Allotments

Addendum 2 to this notice provides the preliminary FY 2019 DSH allotments determined in accordance with section 1923(f)(3) of the Act. The preliminary FY 2019 DSH allotments contained in this notice were determined based on the most recent available estimates from states of their FY 2019 total computable Medicaid expenditures. Also, the preliminary FY 2019 allotments contained in this notice were determined by increasing the preliminary FY 2018 DSH allotments. The estimated percentage increase in the CPI–U for FY 2018 was 2.4 percent (CMS originally published the preliminary FY 2018 DSH allotments in the July 6, 2018 **Federal Register** (83 FR 31536)).

We will publish states' final FY 2019 DSH allotments in a future notice based on the states' four quarterly Medicaid expenditure reports (Form CMS–64) for FY 2019 available following the end of FY 2019 utilizing the actual change in the CPI–U for FY 2018.

B. Calculation of the Final FY 2017 and Preliminary FY 2019 IMD DSH Limits

Section 1923(h) of the Act specifies the methodology to be used to establish the limits on the amount of DSH payments that a state can make to IMDs and other mental health facilities. FFP is not available for DSH payments to IMDs or other mental health facilities that exceed the IMD DSH limits. In this notice, we are publishing the final FY 2017 and the preliminary FY 2019 IMD DSH limits determined in accordance with the provisions discussed above.

Addendums 3 and 4 to this notice detail each state's final FY 2017 and preliminary FY 2019 IMD DSH limit, respectively, determined in accordance with section 1923(h) of the Act.

III. Collection of Information Requirements

As it relates to the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*), this notice does not impose any new or revised collection of information requirements or burden. While discussed in section I.B. and in Addendums 3 and 4 of this notice, the requirements and burden associated with Form CMS–37 and Form CMS–64 are unaffected by this notice. Both forms are approved by the Office of Management and Budget (OMB) under control number 0938–1265. Since this notice will not impose any new or revised requirements/burden, we are not making any changes under that control number.

IV. Regulatory Impact Analysis

We have examined the impact of this notice as required by Executive Order 12866 on Regulatory Planning and Review (September 1993), the Regulatory Flexibility Act (RFA) (September 19, 1980, Pub. L. 96–354), section 1102(b) of the Act, section 202 of the Unfunded Mandates Reform Act of 1995 (Pub. L. 104–4; enacted on March 22, 1995) (UMRA '95), Executive Order 13132 on Federalism (August 4, 1999) and the Congressional Review Act (5 U.S.C. 804(2)), and Executive Order 13771 on Reducing Regulation and Controlling Regulatory Costs (January 30, 2017).

Executive Order 12866 directs agencies to assess all costs and benefits of available regulatory alternatives and, if regulation is necessary, to select

regulatory approaches that maximize net benefits (including potential economic, environmental, public health and safety effects, distributive impacts, and equity). A regulatory impact analysis (RIA) must be prepared for major rules with economically significant effects ($100 million or more in any 1 year). This notice reaches the $100 million economic threshold and thus is considered a major rule under the Congressional Review Act.

The final FY 2017 DSH allotments being published in this notice are equal to the preliminary FY 2017 DSH allotments published in the November 3, 2017 **Federal Register** (82 FR 51259). This is due to the actual percentage change in the CPI–U for FY 2016 used in the calculation of the final FY 2017 allotments (0.9 percent) being equal to the estimated percentage change in the CPI–U for FY 2016 used in the calculation of the preliminary FY 2017 allotments (0.9 percent). The final FY 2017 IMD DSH limits being published in this notice are also equal to the preliminary FY 2017 IMD DSH limits published in the November 3, 2017 **Federal Register** (82 FR 51259). Since the final FY 2017 DSH allotments were equal to the preliminary FY 2017 DSH allotments, the associated FY 2017 IMD DSH limits also remained the same.

The preliminary FY 2019 DSH allotments being published in this notice have been increased by approximately $295 million more than the preliminary FY 2018 DSH allotments published in the July 6, 2018 **Federal Register** (83 FR 31536). The increase in the DSH allotments is due to the application of the statutory formula for calculating DSH allotments under which the prior fiscal year allotments are increased by the percentage increase in the CPI–U for the prior fiscal year. The preliminary FY 2019 IMD DSH limits being published in this notice are approximately $24 million more than the preliminary FY 2018 IMD DSH limits published in the July 6, 2018 **Federal Register** (83 FR 31536). The increases in the IMD DSH limits are because the DSH allotment for a FY is a factor in the determination of the IMD DSH limit for the FY. Since the preliminary FY 2019 DSH allotments are greater than the preliminary FY 2018 DSH allotments, the associated preliminary FY 2019 IMD DSH limits for some states also increased.

The RFA requires agencies to analyze options for regulatory relief of small businesses, if a rule has a significant impact on a substantial number of small entities. For purposes of the RFA, small entities include small businesses, nonprofit organizations, and small governmental jurisdictions. Most hospitals and most other providers and suppliers are small entities, either by nonprofit status or by having revenues of less than $7.5 million to $38.5 million in any one year. Individuals and states are not included in the definition of a small entity. We are not preparing an analysis for the RFA because the Secretary has determined that this notice will not have significant economic impact on a substantial number of small entities. Specifically, any impact on providers is due to the effect of the various controlling statutes; providers are not impacted as a result of the independent regulatory action in publishing this notice. The purpose of the notice is to announce the latest DSH allotments and IMD DSH limits, as required by the statute.

In addition, section 1102(b) of the Act requires us to prepare a regulatory impact analysis if a rule may have a significant impact on the operations of a substantial number of small rural hospitals. This analysis must conform to the provisions of section 604 of the RFA. For purposes of section 1102(b) of the Act, we define a small rural hospital as a hospital that is located outside of a Core-Based Statistical Area for Medicaid payment regulations and has fewer than 100 beds. We are not preparing analysis for section 1102(b) of the Act because the Secretary has determined that this notice will not have a significant impact on the operations of a substantial number of small rural hospitals.

The Medicaid statute specifies the methodology for determining the amounts of states' DSH allotments and IMD DSH limits; and as described previously, the application of the methodology specified in statute results in the decreases or increases in states' DSH allotments and IMD DSH limits for the applicable FYs. The statute applicable to these allotments and limits does not apply to the determination of the amounts of DSH payments made to specific DSH hospitals; rather, these allotments and limits represent an overall limit on the total of such DSH payments. For this reason, we do not believe that this notice will have a significant economic impact on a substantial number of small entities.

Section 202 of the Unfunded Mandates Reform Act of 1995 also requires that agencies assess anticipated costs and benefits before issuing any rule whose mandates require spending in any 1 year of $100 million in 1995 dollars, updated annually for inflation. In 2018, that threshold is approximately $150 million. This notice will have no consequential effect on spending by state, local, or tribal governments, in the aggregate, or on the private sector.

Executive Order 13132 establishes certain requirements that an agency must meet when it promulgates a proposed rule (and subsequent final rule) that imposes substantial direct requirement costs on state and local governments, preempts state law, or otherwise has Federalism implications. Since this notice does not impose any costs on state or local governments or otherwise have Federalism implications, the requirements of E.O. 13132 are not applicable.

Executive Order 13771, titled ''Reducing Regulation and Controlling Regulatory Costs,'' was issued on January 30, 2017. It has been determined that this notice is a transfer rule and is not a regulatory action for the purposes of Executive Order 13771.

A. Alternatives Considered

The methodologies for determining the states' fiscal year DSH allotments and IMD DSH limits, as reflected in this notice, were established in accordance with the methodologies and formula for determining states' allotments and limits as specified in statute. This notice does not put forward any further discretionary administrative policies for determining such allotments and limits, or otherwise.

B. Accounting Statement

As required by OMB Circular A–4 (available at *http://www.whitehouse.gov/omb/circulars/a004/a-4.pdf*), in Table 1, we have prepared an accounting statement showing the classification of the estimated expenditures associated with the provisions of this notice. Table 1 provides our best estimate of the change (decrease) in the federal share of states' Medicaid DSH payments resulting from the application of the provisions of the Medicaid statute relating to the calculation of states' FY DSH allotments and the increase in the FY DSH allotments from FY 2018 to FY 2019.

TABLE 1—ACCOUNTING STATEMENT: CLASSIFICATION OF ESTIMATED EXPENDITURES, FROM THE FY 2018 TO FY 2019

[in Millions]

Category	Transfers
Annualized Monetized Transfers.	$295.
From Whom To Whom?	Federal Government to States.

C. Congressional Review Act

This proposed regulation is subject to the Congressional Review Act provisions of the Small Business Regulatory Enforcement Fairness Act of 1996 (5 U.S.C. 801 *et seq.*) and has been transmitted to the Congress and the Comptroller General for review.

In accordance with the provisions of Executive Order 12866, this notice was reviewed by the Office of Management and Budget.

Dated: January 9, 2019.

Seema Verma,

Administrator, Centers for Medicare & Medicaid Services.

Dated: January 18, 2019.

Alex M. Azar II,

Secretary, Department of Health and Human Services.

KEY TO ADDENDUM 1—FINAL DSH ALLOTMENTS FOR FY 2017

[The Final FY 2017 DSH Allotments for the NON-Low DSH States are presented in the top section of this addendum, and the Final FY 2017 DSH Allotments for the Low-DSH States are presented in the bottom section of this addendum.]

Column	Description
Column A	State.
Column B	FY 2017 FMAPs. This column contains the States' FY 2017 Federal Medical Assistance Percentages.
Column C	Prior FY (2016) DSH Allotments. This column contains the States' prior FY 2016 DSH Allotments.
Column D	Prior FY (2016) DSH Allotments (Col C) × (100 percent + Percentage Increase in CPIU): 100.9 percent. This column contains the amount in Column C increased by 1 plus the percentage increase in the CPI–U for the prior FY (100.9 percent).
Column E	FY 2017 TC MAP Exp. Including DSH. This column contains the amount of the States' FY 2017 total computable (TC) medical assistance expenditures including DSH expenditures.
Column F	FY 2017 TC DSH Expenditures. This column contains the amount of the States' FY 2017 total computable DSH expenditures.
Column G	FY 2017 TC MAP Exp. Net of DSH. This column contains the amount of the States' FY 2017 total computable medical assistance expenditures net of DSH expenditures, calculated as the amount in Column E minus the amount in Column F.
Column H	12 percent Amount. This column contains the amount of the ''12 percent limit'' in Federal share, determined in accordance with the provisions of section 1923(f)(3) of the Act.
Column I	Greater of FY 2016 Allotment or 12 percent Limit. This column contains the greater of the State's prior FY (FY 2016) DSH allotment or the amount of the 12 percent Limit, determined as the greater of the amount in Column C or Column H.
Column J	FY 2017 DSH Allotment. This column contains the States' final FY 2017 DSH allotments, determined as the lesser of the amount in Column I or Column D. For states with ''na'' in Columns I or D, refer to the footnotes in the addendum.

ADDENDUM 1: FINAL DSH ALLOTMENTS FOR FISCAL YEAR: 2017

A	B	C	D	E	F	G	H	I	J
STATE	FY 2017 FMAPs	Prior FY 2016 DSH Allotments	Prior FY 2016 DSH Allotment (Col C) x 100% + Pct Increase in CPIU: 100.9%	FY 2017 TC MAP Exp. Including DSH	FY 2017 TC DSH Expenditures	FY 2017 TC MAP EXP. Net Of DSH Col E - F	"12% Amount" =Col G x .12/(1-.12/Col B)* (In FS)	Greater of Col H Or Col C (12% Limit, 2016 Allotment)	FY 2017 Allotment MIN Col I, Col D
ALABAMA	70.16%	$334,515,508	$337,526,148	$5,562,217,922	$480,408,569	$5,081,809,353	$735,639,087	$735,639,087	**$337,526,148**
ARIZONA	69.24%	$110,145,351	$111,136,659	$11,823,748,029	$164,081,775	$11,659,666,254	$1,692,484,888	$1,692,484,888	**$111,136,659**
CALIFORNIA	50.00%	$1,192,561,384	$1,203,294,436	$82,384,159,833	-$886,530,175	$83,270,690,008	$13,148,003,685	$13,148,003,685	**$1,203,294,436**
COLORADO	50.02%	$100,626,616	$101,532,256	$7,805,267,931	$207,925,056	$7,597,342,875	$1,199,429,008	$1,199,429,008	**$101,532,256**
CONNECTICUT	50.00%	$217,571,062	$219,529,202	$7,401,263,576	$132,567,167	$7,268,696,409	$1,147,688,907	$1,147,688,907	**$219,529,202**
DISTRICT OF COLUMBIA	70.00%	$66,631,138	$67,230,818	$2,783,205,645	$49,184,071	$2,734,021,574	$395,961,745	$395,961,745	**$67,230,818**
FLORIDA	61.10%	$217,571,062	$219,529,202	$23,169,178,008	$356,602,255	$22,812,575,753	$3,406,554,082	$3,406,554,082	**$219,529,202**
GEORGIA	67.89%	$292,361,115	$294,992,365	$10,105,996,059	$434,087,521	$9,671,908,538	$1,409,824,736	$1,409,824,736	**$294,992,365**
ILLINOIS	51.30%	$233,888,892	$235,993,892	$15,054,073,075	$431,810,683	$14,622,262,392	$2,290,449,040	$2,290,449,040	**$235,993,892**
INDIANA	66.74%	$232,529,074	$234,621,836	$11,106,189,855	$496,410,518	$10,609,779,337	$1,552,276,229	$1,552,276,229	**$234,621,836**
KANSAS	56.21%	$44,874,031	$45,277,897	$3,214,420,673	$66,201,160	$3,148,219,513	$480,329,569	$480,329,569	**$45,277,897**
KENTUCKY	70.46%	$157,739,021	$159,158,672	$9,527,255,650	$217,299,749	$9,309,955,901	$1,346,519,657	$1,346,519,657	**$159,158,672**
LOUISIANA	62.28%	$745,902,374	$752,615,495	$10,913,541,197	$1,151,159,009	$9,762,382,188	$1,451,076,761	$1,451,076,761	**$752,615,495**
MAINE	64.38%	$114,224,807	$115,252,830	$2,565,081,585	$42,099,548	$2,522,982,037	$372,118,175	$372,118,175	**$115,252,830**
MARYLAND	50.00%	$82,948,968	$83,695,509	$11,161,406,671	$144,378,107	$11,017,028,564	$1,739,530,826	$1,739,530,826	**$83,695,509**
MASSACHUSETTS	50.00%	$331,795,869	$334,782,032	$17,120,855,005	$0	$17,120,855,005	$2,703,292,896	$2,703,292,896	**$334,782,032**
MICHIGAN	65.15%	$288,281,658	$290,876,193	$16,711,203,272	$268,324,716	$16,442,878,556	$2,418,634,516	$2,418,634,516	**$290,876,193**
MISSISSIPPI	74.63%	$165,897,935	$167,391,016	$5,462,308,168	$224,073,780	$5,238,234,388	$749,026,535	$749,026,535	**$167,391,016**
MISSOURI	63.21%	$515,371,453	$520,009,796	$10,095,843,109	$667,708,187	$9,428,134,922	$1,396,490,705	$1,396,490,705	**$520,009,796**
NEVADA	64.67%	$50,313,307	$50,766,127	$3,530,342,184	$58,894,271	$3,471,447,913	$511,483,281	$511,483,281	**$50,766,127**
NEW HAMPSHIRE	50.00%	$174,164,027	$175,731,503	$2,055,479,922	$252,267,168	$1,803,212,754	$284,717,803	$284,717,803	**$175,731,503**
NEW JERSEY	50.00%	$700,306,857	$706,609,619	$14,743,851,829	$801,494,014	$13,942,357,815	$2,201,424,918	$2,201,424,918	**$706,609,619**
NEW YORK	50.00%	$1,747,367,593	$1,763,093,901	$76,398,082,879	$2,953,053,712	$73,445,029,167	$11,596,583,553	$11,596,583,553	**$1,763,093,901**
NORTH CAROLINA	66.88%	$320,917,316	$323,805,572	$13,336,810,348	$512,847,227	$12,823,963,121	$1,875,364,403	$1,875,364,403	**$323,805,572**
OHIO	62.32%	$441,941,221	$445,918,692	$23,055,842,742	$1,328,804,378	$21,727,038,364	$3,229,004,048	$3,229,004,048	**$445,918,692**
PENNSYLVANIA	51.78%	$610,558,793	$616,053,822	$28,081,163,760	$873,072,746	$27,208,091,014	$4,249,879,194	$4,249,879,194	**$616,053,822**
RHODE ISLAND	51.02%	$70,710,595	$71,346,990	$2,623,111,291	$139,686,367	$2,483,424,924	$389,659,681	$389,659,681	**$71,346,990**
SOUTH CAROLINA	71.30%	$356,272,614	$359,479,068	$5,963,952,005	$495,775,952	$5,468,176,053	$788,966,514	$788,966,514	**$359,479,068**
TENNESSEE/1	Na	na	na	na	na	na	na	na	**$53,100,000**
TEXAS	56.18%	$1,040,261,642	$1,049,623,997	$35,644,874,349	$1,806,598,650	$33,838,275,699	$5,163,515,606	$5,163,515,606	**$1,049,623,997**
VERMONT	54.46%	$24,476,746	$24,697,037	$1,600,236,799	$37,448,780	$1,562,788,019	$240,535,381	$240,535,381	**$24,697,037**
VIRGINIA	50.00%	$95,304,365	$96,162,104	$8,987,642,645	$53,082,085	$8,934,560,560	$1,410,720,088	$1,410,720,088	**$96,162,104**
WASHINGTON	50.00%	$201,253,233	$203,064,512	$11,892,840,575	$388,819,411	$11,504,021,164	$1,816,424,394	$1,816,424,394	**$203,064,512**
WEST VIRGINIA	71.80%	$73,430,234	$74,091,106	$4,000,838,793	$72,482,635	$3,928,356,158	$565,998,606	$565,998,606	**$74,091,106**
TOTAL	**0.00%**	**$11,405,815,861**	**$11,454,890,304**	**$495,882,285,384**	**$14,422,119,092**	**$481,460,166,292**	**$73,959,608,516**	**$73,959,608,516**	$11,507,990,304
LOW DSH STATES									
ALASKA	50.00%	**$22,159,278**	**$22,358,712**	$1,961,572,200	$19,537,769	$1,942,034,431	$306,637,015.42	$306,637,015	**$22,358,712**
ARKANSAS	69.69%	**$46,927,667**	**$47,350,016**	$6,363,923,522	$67,027,876	$6,296,895,646	$912,804,280	$912,804,280	**$47,350,016**
DELAWARE	54.20%	**$9,848,568**	**$9,937,205**	$2,133,796,292	$27,886,500	$2,105,909,792	$324,569,604	$324,569,604	**$9,937,205**
HAWAII	54.93%	**$10,602,012**	**$10,697,430**	$2,338,436,723	$26,393,201	$2,312,043,522	$354,998,045.18	$354,998,045	**$10,697,430**
IDAHO	71.51%	**$17,881,623**	**$18,042,558**	$1,822,302,321	$26,501,457	$1,795,800,864	$258,950,199.53	$258,950,200	**$18,042,558**
IOWA	56.74%	**$42,840,981**	**$43,226,550**	$4,065,931,964	$54,578,184	$4,011,353,780	$610,471,739	$610,471,739	**$43,226,550**
MINNESOTA	50.00%	**$81,250,689**	**$81,981,945**	$11,351,993,115	$85,897,820	$11,266,095,295	$1,778,857,152	$1,778,857,152	**$81,981,945**
MONTANA	65.56%	**$12,348,001**	**$12,459,133**	$1,772,437,233	$18,950,608	$1,753,486,625	$257,562,173	$257,562,173	**$12,459,133**

A	B	C	D	E	F	G	H	I	J
STATE	FY 2017 FMAPs	Prior FY 2016 DSH Allotments	Prior FY 2016 DSH Allotment (Col C) x 100% + Pct Increase in CPIU: 100.9%	FY 2017 TC MAP Exp. Including DSH	FY 2017 TC DSH Expenditures	FY 2017 TC MAP EXP. Net Of DSH Col E - F	"12% Amount" =Col G x .12/(1-.12/Col B)* (In FS)	Greater of Col H Or Col C (12% Limit, 2016 Allotment)	FY 2017 Allotment MIN Col I, Col D
NEBRASKA	51.85%	$30,784,371	$31,061,430	$2,041,523,592	$38,354,568	$2,003,169,024	$312,765,813	$312,765,813	$31,061,430
NEW MEXICO	71.13%	$22,159,278	$22,358,712	$4,804,465,265	$55,163,626	$4,749,301,639	$685,576,511	$685,576,511	$22,358,712
NORTH DAKOTA	50.00%	$10,391,173	$10,484,694	$1,216,183,814	$2,213,328	$1,213,970,486	$191,679,550	$191,679,550	$10,484,694
OKLAHOMA	59.94%	$39,394,271	$39,748,819	$4,630,014,393	$43,968,854	$4,586,045,539	$688,079,023	$688,079,023	$39,748,819
OREGON	64.47%	$49,242,842	$49,686,028	$8,312,733,407	$97,183,420	$8,215,549,987	$1,211,335,638	$1,211,335,638	$49,686,028
SOUTH DAKOTA	54.94%	$12,014,978	$12,123,113	$851,154,180	$1,546,242	$849,607,938	$130,444,695	$130,444,695	$12,123,113
UTAH	69.90%	$21,341,528	$21,533,602	$2,451,642,619	$30,737,366	$2,420,905,253	$350,717,673	$350,717,673	$21,533,602
WISCONSIN	58.51%	$102,838,032	$103,763,574	$8,049,889,736	$45,572,881	$8,004,316,855	$1,208,340,346	$1,208,340,346	$103,763,574
WYOMING	50.00%	$246,214	$248,430	$591,622,270	$532,945	$591,089,325	$93,329,893	$93,329,893	$248,430
TOTAL LOW DSH STATES	0.00%	$532,271,506	$537,061,950	$64,759,622,646	$642,046,645	$64,117,576,001	$9,677,119,351	$9,677,119,351	$537,061,951
TOTAL	0.00%	$11,938,087,367	$11,991,952,253	$560,641,908,030	$15,064,165,737	$545,577,742,293	$83,636,727,867	$83,636,727,867	$12,045,052,255
FOOTNOTES: /1 Tennessee's DSH allotment for FY 2017, determined under section 1923(f)(6)(A) of the Social Security Act, is $53,100,000.									

KEY TO ADDENDUM 2—PRELIMINARY DSH ALLOTMENTS FOR FY 2019

[The Preliminary FY 2019 DSH Allotments for the NON-Low DSH States are presented in the top section of this addendum, and the Preliminary FY 2019 DSH Allotments for the Low-DSH States are presented in the bottom section of this addendum.]

Column	Description
Column A	State.
Column B	FY 2019 FMAPs. This column contains the States' FY 2019 Federal Medical Assistance Percentages.
Column C	Prior FY (2018) DSH Allotments. This column contains the States' prior preliminary FY 2018 DSH Allotments.
Column D	Prior FY (2018) DSH Allotments (Col C) × (100 percent + Percentage Increase in CPIU): 102.4 percent. This column contains the amount in Column C increased by 1 plus the estimated percentage increase in the CPI–U for the prior FY (102.4 percent).
Column E	FY 2019 TC MAP Exp. Including DSH. This column contains the amount of the States' projected FY 2019 total computable (TC) medical assistance expenditures including DSH expenditures.
Column F	FY 2019 TC DSH Expenditures. This column contains the amount of the States' projected FY 2019 total computable DSH expenditures.
Column G	FY 2019 TC MAP Exp. Net of DSH. This column contains the amount of the States' projected FY 2019 total computable medical assistance expenditures net of DSH expenditures, calculated as the amount in Column E minus the amount in Column F.
Column H	12 percent Amount. This column contains the amount of the ''12 percent limit'' in Federal share, determined in accordance with the provisions of section 1923(f)(3) of the Act.
Column I	Greater of FY 2018 Allotment or 12 percent Limit. This column contains the greater of the State's preliminary prior FY (FY 2018) DSH allotment or the amount of the 12 percent Limit, determined as the greater of the amount in Column C or Column H.
Column J	FY 2019 DSH Allotment. This column contains the States' preliminary FY 2018 DSH allotments, determined as the lesser of the amount in Column I or Column D. For states with ''na'' in Columns I or D, refer to the footnotes in the addendum.

ADDENDUM 2: PRELIMINARY DSH ALLOTMENTS FOR FISCAL YEAR: 2019

A	B	C	D	E	F	G	H	I	J
STATE	FY 2019 FMAPs	Prior FY (2018) DSH Allotments	Prior FY (2018) DSH Allotment (Col C) x 100% + Pct Increase in CPIU: 102.4%	FY 2019 TC MAP Exp. Including DSH	FY 2019 TC DSH Expenditures	FY 2019 TC MAP EXP. Net of DSH Col E – F	"12% Amount" =Col G x .12(1-.12/Col B)* (In FS)	Greater of Col H or Col C (12% Limit, FY 2018 Allotment)	FY 2019 DSH Allotment MIN Col I, Col D
ALABAMA	71.88%	$345,626,776	$353,921,819	$6,280,192,000	$480,000,000	$5,800,192,000	$835,506,615	$835,506,615	**$353,921,819**
ARIZONA	69.81%	$113,803,939	$116,535,234	$13,428,163,000	$140,010,000	$13,288,153,000	$1,925,575,425	$1,925,575,425	**$116,535,234**
CALIFORNIA	50.00%	$1,232,173,502	$1,261,745,666	$104,583,960,000	$0	$104,583,960,000	$16,513,256,842	$16,513,256,842	**$1,261,745,666**
COLORADO	50.00%	$103,969,030	$106,464,287	$9,145,108,000	$202,687,000	$8,942,421,000	$1,411,961,211	$1,411,961,211	**$106,464,287**
CONNECTICUT	50.00%	$224,797,903	$230,193,053	$8,330,063,000	$136,286,000	$8,193,777,000	$1,293,754,263	$1,293,754,263	**$230,193,053**
DISTRICT OF COLUMBIA	70.00%	$68,844,358	$70,496,623	$3,012,234,000	$40,891,000	$2,971,343,000	$430,332,434	$430,332,434	**$70,496,623**
FLORIDA	60.87%	$224,797,903	$230,193,053	$25,053,776,000	$369,308,000	$24,684,468,000	$3,689,486,967	$3,689,486,967	**$230,193,053**
GEORGIA	67.62%	$302,072,182	$309,321,914	$11,526,583,000	$440,981,000	$11,085,602,000	$1,617,278,117	$1,617,278,117	**$309,321,914**
ILLINOIS	50.31%	$241,657,745	$247,457,531	$19,952,428,000	$442,416,000	$19,510,012,000	$3,074,545,666	$3,074,545,666	**$247,457,531**
INDIANA	65.96%	$240,252,760	$246,018,826	$12,453,054,000	$170,025,000	$12,283,029,000	$1,801,753,728	$1,801,753,728	**$246,018,826**
KANSAS	57.10%	$46,364,567	$47,477,317	$3,840,852,000	$70,945,000	$3,769,907,000	$572,758,376	$572,758,376	**$47,477,317**
KENTUCKY	71.67%	$162,978,480	$166,889,964	$10,874,150,000	$244,000,000	$10,630,150,000	$1,532,152,540	$1,532,152,540	**$166,889,964**
LOUISIANA	65.00%	$770,678,267	$789,174,545	$13,129,744,000	$1,087,219,000	$12,042,525,000	$1,772,296,132	$1,772,296,132	**$789,174,545**
MAINE	64.52%	$118,018,898	$120,851,352	$2,726,913,000	$40,799,000	$2,686,114,000	$395,981,893	$395,981,893	**$120,851,352**
MARYLAND	50.00%	$85,704,201	$87,761,102	$11,934,197,000	$106,746,000	$11,827,451,000	$1,867,492,263	$1,867,492,263	**$87,761,102**
MASSACHUSETTS	50.00%	$342,816,801	$351,044,404	$19,818,664,000	$0	$19,818,664,000	$3,129,262,737	$3,129,262,737	**$351,044,404**
MICHIGAN	64.45%	$297,857,222	$305,005,795	$17,538,605,000	$357,207,000	$17,181,398,000	$2,533,478,210	$2,533,478,210	**$305,005,795**
MISSISSIPPI	76.39%	$171,408,400	$175,522,202	$5,921,982,000	$235,007,000	$5,686,975,000	$809,618,923	$809,618,923	**$175,522,202**
MISSOURI	65.40%	$532,490,031	$545,269,792	$11,298,434,000	$758,762,000	$10,539,672,000	$1,548,976,514	$1,548,976,514	**$545,269,792**
NEVADA	64.87%	$51,984,514	$53,232,142	$4,040,258,000	$74,138,000	$3,966,120,000	$583,958,096	$583,958,096	**$53,232,142**
NEW HAMPSHIRE	50.00%	$179,949,059	$184,267,836	$2,499,517,000	$255,248,000	$2,244,269,000	$354,358,263	$354,358,263	**$184,267,836**
NEW JERSEY	50.00%	$723,568,250	$740,933,888	$16,527,927,000	$805,473,000	$15,722,454,000	$2,482,492,737	$2,482,492,737	**$740,933,888**
NEW YORK	50.00%	$1,805,408,155	$1,848,737,951	$80,839,319,000	$7,102,017,000	$73,737,302,000	$11,642,731,895	$11,642,731,895	**$1,848,737,951**
NORTH CAROLINA	67.16%	$331,576,906	$339,534,752	$14,215,223,000	$575,038,000	$13,640,185,000	$1,992,911,149	$1,992,911,149	**$339,534,752**
OHIO	63.09%	$456,620,741	$467,579,639	$24,926,290,000	$0	$24,926,290,000	$3,693,716,115	$3,693,716,115	**$467,579,639**
PENNSYLVANIA	52.25%	$630,839,114	$645,979,253	$32,670,599,000	$943,669,000	$31,726,930,000	$4,942,306,860	$4,942,306,860	**$645,979,253**
RHODE ISLAND	52.57%	$73,059,318	$74,812,742	$2,963,205,000	$144,840,000	$2,818,365,000	$438,239,432	$438,239,432	**$74,812,742**
SOUTH CAROLINA	71.22%	$368,106,566	$376,941,124	$6,215,440,000	$526,257,000	$5,689,183,000	$821,040,756	$821,040,756	**$376,941,124**
TENNESSEE /1	65.87%	na	na	na	na	na	na	na	**$53,100,000**
TEXAS	58.19%	$1,074,814,973	$1,100,610,532	$42,514,296,000	$1,888,401,000	$40,625,895,000	$6,141,643,204	$6,141,643,204	**$1,100,610,532**
VERMONT	53.89%	$25,289,766	$25,896,720	$1,638,779,000	$22,704,000	$1,616,075,000	$249,482,784	$249,482,784	**$25,896,720**
VIRGINIA	50.00%	$98,469,994	$100,833,274	$9,889,307,000	$209,477,000	$9,679,830,000	$1,528,394,211	$1,528,394,211	**$100,833,274**
WASHINGTON	50.00%	$207,938,060	$212,928,573	$13,418,438,000	$398,846,000	$13,019,592,000	$2,055,725,053	$2,055,725,053	**$212,928,573**
WEST VIRGINIA	74.34%	$75,869,293	$77,690,156	$4,103,344,000	$73,000,000	$4,030,344,000	$576,738,735	$576,738,735	**$77,690,156**
TOTAL		**$11,729,807,674**	**$12,011,323,058**	**$567,311,044,000**	**$18,342,397,000**	**$548,968,647,000**	**$84,259,208,145**	**$84,259,208,145**	$12,064,423,061
LOW DSH STATES									
ALASKA	50.00%	**$22,895,321**	**$23,444,809**	$2,376,470,000	$17,193,000	$2,359,277,000	$372,517,421.05	$372,517,421	**$23,444,809**
ARKANSAS	70.51%	**$48,486,416**	**$49,650,090**	$6,576,660,000	$48,379,000	$6,528,281,000	$944,062,403	$944,062,403	**$49,650,090**
DELAWARE	57.55%	**$10,175,698**	**$10,419,915**	$2,185,750,000	$14,062,000	$2,171,688,000	$329,257,461	$329,257,461	**$10,419,915**
HAWAII	53.92%	**$10,954,168**	**$11,217,068**	$2,247,589,000	$0	$2,247,589,000	$346,917,935.73	$346,917,936	**$11,217,068**
IDAHO	71.13%	**$18,475,579**	**$18,918,993**	$2,218,653,000	$24,812,000	$2,193,841,000	$316,687,793.67	$316,687,794	**$18,918,993**
IOWA	59.93%	**$44,263,987**	**$45,326,323**	$4,919,113,000	$75,692,000	$4,843,421,000	$726,725,359	$726,725,359	**$45,326,323**
MINNESOTA	50.00%	**$83,949,512**	**$85,964,300**	$13,426,006,000	$15,707,000	$13,410,299,000	$2,117,415,632	$2,117,415,632	**$85,964,300**

A	B	C	D	E	F	G	H	I	J
STATE	FY 2019 FMAPs	Prior FY (2018) DSH Allotments	Prior FY (2018) DSH Allotment (Col C) x 100% + Pct Increase in CPIU: 102.4%	FY 2019 TC MAP Exp. Including DSH	FY 2019 TC DSH Expenditures	FY 2019 TC MAP EXP. Net of DSH Col E – F	"12% Amount" =Col G x .12(1-.12/Col B)* (In FS)	Greater of Col H or Col C (12% Limit, FY 2018 Allotment)	FY 2019 DSH Allotment MIN Col I, Col D
MONTANA	65.54%	**$12,758,152**	**$13,064,348**	$1,871,462,000	$22,011,000	$1,849,451,000	$271,676,545	$271,676,545	**$13,064,348**
NEBRASKA	52.58%	**$31,806,904**	**$32,570,270**	$2,246,370,000	$41,905,000	$2,204,465,000	$342,762,256	$342,762,256	**$32,570,270**
NEW MEXICO	72.26%	**$22,895,321**	**$23,444,809**	$5,619,479,000	$31,728,000	$5,587,751,000	$804,057,525	$804,057,525	**$23,444,809**
NORTH DAKOTA	50.00%	**$10,736,327**	**$10,993,999**	$1,387,319,000	$1,350,000	$1,385,969,000	$218,837,211	$218,837,211	**$10,993,999**
OKLAHOMA	62.38%	**$40,702,791**	**$41,679,658**	$5,074,194,000	$43,975,000	$5,030,219,000	$747,403,877	$747,403,877	**$41,679,658**
OREGON	62.56%	**$50,878,493**	**$52,099,577**	$10,217,433,000	$59,703,000	$10,157,730,000	$1,508,230,037	$1,508,230,037	**$52,099,577**
SOUTH DAKOTA	56.71%	**$12,414,068**	**$12,712,006**	$973,157,000	$1,704,000	$971,453,000	$147,862,491	$147,862,491	**$12,712,006**
UTAH	69.71%	**$22,050,408**	**$22,579,618**	$2,616,167,000	$30,924,000	$2,585,243,000	$374,737,043	$374,737,043	**$22,579,618**
WISCONSIN	59.37%	**$106,253,900**	**$108,803,994**	$9,166,792,000	$104,142,000	$9,062,650,000	$1,363,013,377	$1,363,013,377	**$108,803,994**
WYOMING	50.00%	**$254,392**	**$260,497**	$625,638,000	$480,000	$625,158,000	$98,709,158	$98,709,158	**$260,497**
TOTAL LOW DSH STATES		**$549,951,437**	**$563,150,271**	**$73,748,252,000**	**$533,767,000**	**$73,214,485,000**	**$11,030,873,524**	**$11,030,873,524**	**$563,150,274**
TOTAL		**$12,279,759,111**	**$12,574,473,330**	**$841,059,296,000**	**$18,876,164,000**	**$622,183,132,000**	**$95,290,081,669**	**$95,290,081,669**	**$12,627,573,335**

FOOTNOTES: /1 Tennessee's DSH allotment for FY 2019, determined under section 1923(f)(6)(A) of the Social Security Act, is $53,100,000.

KEY TO ADDENDUM 3—FINAL IMD DSH LIMITS FOR FY 2017

[The final FY 2017 IMD DSH Limits for the Non-Low DSH States are presented in the top section of this addendum and the preliminary FY 2017 IMD DSH Limits for the Low-DSH States are presented in the bottom section of the addendum.]

Column	Description
Column A	State.
Column B	Inpatient Hospital Services FY 95 DSH Total Computable. This column contains the States' total computable FY 1995 inpatient hospital DSH expenditures as reported on the Form CMS–64 as of January 1, 1997.
Column C	IMD and Mental Health Services FY 95 DSH Total Computable. This column contains the total computable FY 1995 mental health facility DSH expenditures as reported on the Form CMS–64 as of January 1, 1997.
Column D	Total Inpatient Hospital & IMD & Mental Health FY 95 DSH Total Computable, Col. B + C. This column contains the total computation of all inpatient hospital DSH expenditures and mental health facility DSH expenditures for FY 1995 as reported on the Form CMS–64 as of January 1, 1997 (representing the sum of Column B and Column C).
Column E	Applicable Percentage, Col. C/D. This column contains the ''applicable percentage'' representing the total Computable FY 1995 mental health facility DSH expenditures divided by total computable all inpatient hospital and mental health facility DSH expenditures for FY 1995 (the amount in Column C divided by the amount in Column D) Per section 1923(h)(2)(A)(ii)(III) of the Act, for FYs after FY 2002, the applicable percentage can be no greater than 33 percent.
Column F	FY 2017 Federal Share DSH Allotment. This column contains the states' FY 2017 DSH allotments from Addendum 1, Column J.
Column G	FY 2017 FMAP.
Column H	FY 2017 DSH Allotments in Total Computable, Col. F/G. This column contains states' FY 2017 total computable DSH allotment (determined as Column F/Column G).
Column I	Applicable Percentage Applied to FY 2017 Allotments in TC, Col E × Col H. This column contains the applicable percentage of FY 2017 total computable DSH allotment (calculated as the percentage in Column E multiplied by the amount in Column H).
Column J	FY 2017 TC IMD DSH Limit. Lesser of Col. I or C. This column contains the total computable FY 2017 TC IMD DSH Limit equal to the lesser of the amount in Column I or Column C.
Column K	FY 2017 IMD DSH Limit in Federal Share, Col. G × J. This column contains the FY 2017 Federal Share IMD DSH limit determined by converting the total computable FY 2017 IMD DSH Limit from Column J into a federal share amount by multiplying it by the FY 2016 FMAP in Column G.

ADDENDUM 3: FINAL IMD DSH LIMIT FOR FY: 2017

A	B	C	D	E	F	G	H	I	J	K
STATE	Inpatient Hospital Services FY 95 DSH Total Computable	IMD And Mental Health Services FY 95 DSH Total Computable	Total Inpatient & IMD & Mental Health FY 95 DSH Total Computable	Applicable Percent Col C/D	FY 2017 Allotment In FS	FY 2017 FMAPS	FY 2017 Allotments In TC Col F/G	Applicable Percentage Applied to FY 2017 Allotments in TC Col E x Col H	FY 2017 TC IMD Limit (Lesser of Col I or Col C)	FY 2017 IMD Limit In FS Col G x J
ALABAMA	$413,006,229	$4,451,770	$417,457,999	1.07%	$337,526,148	70.16%	$481,080,599	$5,130,241	$4,451,770	**$3,123,362**
ARIZONA	$93,916,100	$28,474,900	$122,391,000	23.27%	$111,136,659	69.24%	$160,509,328	$37,343,327	$28,474,900	**$19,716,021**
CALIFORNIA	$2,189,879,543	$1,555,919	$2,191,435,462	0.07%	$1,203,294,436	50.00%	$2,406,588,872	$1,708,678	$1,555,919	**$777,960**
COLORADO	$173,900,441	$594,776	$174,495,217	0.34%	$101,532,256	50.02%	$202,983,319	$691,879	$594,776	**$297,507**
CONNECTICUT	$303,359,275	$105,573,725	$408,933,000	25.82%	$219,529,202	50.00%	$439,058,404	$113,351,163	$105,573,725	**$52,786,863**
DISTRICT OF COLUMBIA	$39,532,234	$6,545,136	$46,077,370	14.20%	$67,230,818	70.00%	$96,044,026	$13,642,732	$6,545,136	**$4,581,595**
FLORIDA	$184,468,014	$149,714,986	$334,183,000	33.00%	$219,529,202	61.10%	$359,294,930	$118,567,327	$118,567,327	**$72,444,637**
GEORGIA	$407,343,557	$0	$407,343,557	0.00%	$294,992,365	67.89%	$434,515,194	$0	$0	**$0**
ILLINOIS	$315,868,508	$89,408,276	$405,276,784	22.06%	$235,993,892	51.30%	$460,027,080	$101,486,761	$89,408,276	**$45,866,446**
INDIANA	$79,960,783	$153,566,302	$233,527,085	33.00%	$234,621,836	66.74%	$351,546,053	$116,010,198	$116,010,198	**$77,425,206**
KANSAS	$11,587,208	$76,663,508	$88,250,716	33.00%	$45,277,897	56.21%	$80,551,320	$26,581,936	$26,581,936	**$14,941,706**
KENTUCKY	$158,804,908	$37,443,073	$196,247,981	19.08%	$159,158,672	70.46%	$225,885,143	$43,097,686	$37,443,073	**$26,382,389**
LOUISIANA	$1,078,512,169	$132,917,149	$1,211,429,318	10.97%	$752,615,495	62.28%	$1,208,438,496	$132,588,998	$132,588,998	**$82,576,428**
MAINE	$99,957,958	$60,958,342	$160,916,300	33.00%	$115,252,830	64.38%	$179,019,618	$59,076,474	$59,076,474	**$38,033,434**
MARYLAND	$22,226,467	$120,873,531	$143,099,998	33.00%	$83,695,509	50.00%	$167,391,018	$55,239,036	$55,239,036	**$27,619,518**
MASSACHUSETTS	$469,653,946	$105,635,054	$575,289,000	18.36%	$334,782,032	50.00%	$669,564,064	$122,945,921	$105,635,054	**$52,817,527**
MICHIGAN	$133,258,800	$304,765,552	$438,024,352	33.00%	$290,876,193	65.15%	$446,471,517	$147,335,600	$147,335,600	**$95,989,144**
MISSISSIPPI	$182,608,033	$0	$182,608,033	0.00%	$167,391,016	74.63%	$224,294,541	$0	$0	**$0**
MISSOURI	$521,946,524	$207,234,618	$729,181,142	28.42%	$520,009,796	63.21%	$822,670,141	$233,804,363	$207,234,618	**$130,993,002**
NEVADA	$73,560,000	$0	$73,560,000	0.00%	$50,766,127	64.67%	$78,500,274	$0	$0	**$0**
NEW HAMPSHIRE	$92,675,916	$94,753,948	$187,429,864	33.00%	$175,731,503	50.00%	$351,463,006	$115,982,792	$94,753,948	**$47,376,974**
NEW JERSEY	$736,742,539	$357,370,461	$1,094,113,000	32.66%	$706,609,619	50.00%	$1,413,219,238	$461,600,228	$357,370,461	**$178,685,231**
NEW YORK	$2,418,869,368	$605,000,000	$3,023,869,368	20.01%	$1,763,093,901	50.00%	$3,526,187,802	$705,501,250	$605,000,000	**$302,500,000**
NORTH CAROLINA	$193,201,966	$236,072,627	$429,274,593	33.00%	$323,805,572	66.88%	$484,159,049	$159,772,486	$159,772,486	**$106,855,839**
OHIO	$535,731,956	$93,432,758	$629,164,714	14.85%	$445,918,692	62.32%	$715,530,635	$106,258,344	$93,432,758	**$58,227,295**
PENNSYLVANIA	$388,207,319	$579,199,682	$967,407,001	33.00%	$616,053,822	51.78%	$1,189,752,457	$392,618,311	$392,618,311	**$203,297,761**
RHODE ISLAND	$108,503,167	$2,397,833	$110,901,000	2.16%	$71,346,990	51.02%	$139,841,219	$3,023,561	$2,397,833	**$1,223,374**
SOUTH CAROLINA	$366,681,364	$72,076,341	$438,757,705	16.43%	$359,479,068	71.30%	$504,178,216	$82,823,209	$72,076,341	**$51,390,431**
TENNESSEE	$0	$0	$0	0.00%	$53,100,000	64.96%	$81,742,611	$0	$0	**$0**
TEXAS	$1,220,515,401	$292,513,592	$1,513,028,993	19.33%	$1,049,623,997	56.18%	$1,868,323,241	$361,202,558	$292,513,592	**$164,334,136**
VERMONT	$19,979,252	$9,071,297	$29,050,549	31.23%	$24,697,037	54.46%	$45,348,948	$14,160,620	$9,071,297	**$4,940,228**
VIRGINIA	$129,313,480	$7,770,268	$137,083,748	5.67%	$96,162,104	50.00%	$192,324,208	$10,901,443	$7,770,268	**$3,885,134**
WASHINGTON	$171,725,815	$163,836,435	$335,562,250	33.00%	$203,064,512	50.00%	$406,129,024	$134,022,578	$134,022,578	**$67,011,289**
WEST VIRGINIA	$66,962,606	$18,887,045	$85,849,651	22.00%	$74,091,106	71.80%	$103,190,955	$22,702,157	$18,887,045	**$13,560,898**
TOTAL	**$13,402,460,846**	**$4,118,758,904**	**$17,521,219,750**		**$11,507,990,304**		**$20,515,824,545**	**$3,899,171,855**	**$3,482,003,733**	**$1,949,661,335**
LOW DSH STATES										
ALASKA	$2,506,827	$17,611,765	$20,118,592	33.00%	$22,358,712	50.00%	$44,717,424	$14,756,750	$14,756,750	**$7,378,375**
ARKANSAS	$2,422,649	$819,351	$3,242,000	25.27%	$47,350,016	69.69%	$67,943,774	$17,171,437	$819,351	**$571,006**
DELAWARE	$0	$7,069,000	$7,069,000	33.00%	$9,937,205	54.20%	$18,334,327	$6,050,328	$6,050,328	**$3,279,278**
HAWAII	$0	$0	$0	0.00%	$10,697,430	54.93%	$19,474,659	$0	$0	**$0**
IDAHO	$2,081,429	$0	$2,081,429	0.00%	$18,042,558	71.51%	$25,230,818	$0	$0	**$0**
IOWA	$12,011,250	$0	$12,011,250	0.00%	$43,226,550	56.74%	$76,183,557	$0	$0	**$0**

A	B	C	D	E	F	G	H	I	J	K
STATE	Inpatient Hospital Services FY 95 DSH Total Computable	IMD And Mental Health Services FY 95 DSH Total Computable	Total Inpatient & IMD & Mental Health FY 95 DSH Total Computable	Applicable Percent Col C/D	FY 2017 Allotment In FS	FY 2017 FMAPS	FY 2017 Allotments In TC Col F/G	Applicable Percentage Applied to FY 2017 Allotments in TC Col E x Col H	FY 2017 TC IMD Limit (Lesser of Col I or Col C)	FY 2017 IMD Limit In FS Col G x J
MINNESOTA	$24,240,000	$5,257,214	$29,497,214	17.82%	$81,981,945	50.00%	$163,963,890	$29,222,870	$5,257,214	**$2,628,607**
MONTANA	$237,048	$0	$237,048	0.00%	$12,459,133	65.56%	$19,004,169	$0	$0	$0
NEBRASKA	$6,449,102	$1,811,337	$8,260,439	21.93%	$31,061,430	51.85%	$59,906,326	$13,136,172	$1,811,337	**$939,178**
NEW MEXICO	$6,490,015	$254,786	$6,744,801	3.78%	$22,358,712	71.13%	$31,433,589	$1,187,409	$254,786	**$181,229**
NORTH DAKOTA	$214,523	$988,478	$1,203,001	33.00%	$10,484,694	50.00%	$20,969,388	$6,919,898	$988,478	**$494,239**
OKLAHOMA	$20,019,969	$3,273,248	$23,293,217	14.05%	$39,748,819	59.94%	$66,314,346	$9,318,734	$3,273,248	**$1,961,985**
OREGON	$11,437,908	$19,975,092	$31,413,000	33.00%	$49,686,028	64.47%	$77,068,447	$25,432,588	$19,975,092	**$12,877,942**
SOUTH DAKOTA	$321,120	$751,299	$1,072,419	33.00%	$12,123,113	54.94%	$22,066,096	$7,281,812	$751,299	**$412,764**
UTAH	$3,621,116	$934,586	$4,555,702	20.51%	$21,533,602	69.90%	$30,806,298	$6,319,802	$934,586	**$653,276**
WISCONSIN	$6,609,524	$4,492,011	$11,101,535	33.00%	$103,763,574	58.51%	$177,343,316	$58,523,294	$4,492,011	**$2,628,276**
WYOMING	$0	$0	$0	0.00%	$248,430	50.00%	$496,860	$0	$0	$0
TOTAL LOW DSH STATES	$98,662,480	$63,238,167	$161,900,647		$537,061,951		$921,257,282	$195,321,094	$59,364,480	$34,006,155
TOTAL	$13,501,123,326	$4,181,997,071	$17,683,120,397		$12,045,052,255		$21,437,081,826	$4,094,492,949	$3,541,368,213	$1,983,667,490

KEY TO ADDENDUM 4—PRELIMINARY IMD DSH LIMITS FOR FY 2019

[The preliminary FY 2019 IMD DSH Limits for the Non-Low DSH States are presented in the top section of this addendum and the preliminary FY 2019 IMD DSH Limits for the Low-DSH States are presented in the bottom section of the addendum.]

Column	Description
Column A	State.
Column B	Inpatient Hospital Services FY 95 DSH Total Computable. This column contains the States' total computable FY 1995 inpatient hospital DSH expenditures as reported on the Form CMS–64 as of January 1, 1997.
Column C	IMD and Mental Health Services FY 95 DSH Total Computable. This column contains the total computable FY 1995 mental health facility DSH expenditures as reported on the Form CMS–64 as of January 1, 1997.
Column D	Total Inpatient Hospital & IMD & Mental Health FY 95 DSH Total Computable, Col. B + C. This column contains the total computation of all inpatient hospital DSH expenditures and mental health facility DSH expenditures for FY 1995 as reported on the Form CMS–64 as of January 1, 1997 (representing the sum of Column B and Column C).
Column E	Applicable Percentage, Col. C/D. This column contains the ''applicable percentage'' representing the total Computable FY 1995 mental health facility DSH expenditures divided by total computable all inpatient hospital and mental health facility DSH expenditures for FY 1995 (the amount in Column C divided by the amount in Column D) Per section 1923(h)(2)(A)(ii)(III) of the Act, for FYs after FY 2002, the applicable percentage can be no greater than 33 percent.
Column F	FY 2019 Federal Share DSH Allotment. This column contains the states' preliminary FY 2019 DSH allotments from Addendum 1, Column J.
Column G	FY 2019 FMAP.
Column H	FY 2019 DSH Allotments in Total Computable, Col. F/G. This column contains states' FY 2019 total computable DSH allotment (determined as Column F/Column G).
Column I	Applicable Percentage Applied to FY 2019 Allotments in TC, Col E × Col H. This column contains the applicable percentage of FY 2019 total computable DSH allotment (calculated as the percentage in Column E multiplied by the amount in Column H).
Column J	FY 2019 TC IMD DSH Limit. Lesser of Col. I or C. This column contains the total computable FY 2019 TC IMD DSH Limit equal to the lesser of the amount in Column I or Column C.
Column K	FY 2019 IMD DSH Limit in Federal Share, Col. G × J. This column contains the FY 2018 Federal Share IMD DSH limit determined by converting the total computable FY 2019 IMD DSH Limit from Column J into a federal share amount by multiplying it by the FY 2018 FMAP in Column G.

ADDENDUM 4: PRELIMINARY IMD DSH LIMIT FOR FISCAL YEAR: 2019

A	B	C	D	E	F	G	H	I	J	K
STATE	Inpatient Hospital Services FY 95 DSH Total Computable	IMD And Mental Health Services FY 95 DSH Total Computable	Total Inpatient & IMD & Mental Health FY 95 DSH Total Computable Col B + C	Applicable Percent Col C/D	FY 2019 Allotment In FS	FY 2019 FMAPs	FY 2019 Allotments in TC Col F/G	Applicable Percentage Applied to FY 2019 Allotments in TC Col E x Col H	FY 2019 TC IMD Limit (Lesser Of Col I or Col C)	FY 2019 IMD Limit In FS Col G x J
ALABAMA	$413,006,229	$4,451,770	$417,457,999	1.07%	**$353,921,819**	71.88%	$492,378,713	$5,250,724	$4,451,770	**$3,199,932**
ARIZONA	$93,916,100	$28,474,900	$122,391,000	23.27%	**$116,535,234**	69.81%	$166,932,007	$38,837,596	$28,474,900	**$19,878,328**
CALIFORNIA	$2,189,879,543	$1,555,919	$2,191,435,462	0.07%	**$1,261,745,666**	50.00%	$2,523,491,332	$1,791,679	$1,555,919	**$777,960**
COLORADO	$173,900,441	$594,776	$174,495,217	0.34%	**$106,464,287**	50.00%	$212,928,574	$725,778	$594,776	**$297,388**
CONNECTICUT	$303,359,275	$105,573,725	$408,933,000	25.82%	**$230,193,053**	50.00%	$460,386,106	$118,857,310	$105,573,725	**$52,786,863**
DISTRICT OF COLUMBIA	$39,532,234	$6,545,136	$46,077,370	14.20%	**$70,496,623**	70.00%	$100,709,461	$14,305,442	$6,545,136	**$4,581,595**
FLORIDA	$184,468,014	$149,714,986	$334,183,000	33.00%	**$230,193,053**	60.87%	$378,171,600	$124,796,628	$124,796,628	**$75,963,707**
GEORGIA	$407,343,557	$0	$407,343,557	0.00%	**$309,321,914**	67.62%	$457,441,458	$0	$0	**$0**
ILLINOIS	$315,868,508	$89,408,276	$405,276,784	22.06%	**$247,457,531**	50.31%	$491,865,496	$108,510,647	$89,408,276	**$44,981,304**
INDIANA	$79,960,783	$153,566,302	$233,527,085	33.00%	**$246,018,826**	65.96%	$372,981,847	$123,084,009	$123,084,009	**$81,186,213**
KANSAS	$11,587,208	$76,663,508	$88,250,716	33.00%	**$47,477,317**	57.10%	$83,147,665	$27,438,730	$27,438,730	**$15,667,515**
KENTUCKY	$158,804,908	$37,443,073	$196,247,981	19.08%	**$166,889,964**	71.67%	$232,858,887	$44,428,239	$37,443,073	**$26,835,450**
LOUISIANA	$1,078,512,169	$132,917,149	$1,211,429,318	10.97%	**$789,174,545**	65.00%	$1,214,114,685	$133,211,785	$132,917,149	**$86,396,147**
MAINE	$99,957,958	$60,958,342	$160,916,300	33.00%	**$120,851,352**	64.52%	$187,308,357	$61,811,758	$60,958,342	**$39,330,322**
MARYLAND	$22,226,467	$120,873,531	$143,099,998	33.00%	**$87,761,102**	50.00%	$175,522,204	$57,922,327	$57,922,327	**$28,961,164**
MASSACHUSETTS	$469,653,946	$105,635,054	$575,289,000	18.36%	**$351,044,404**	50.00%	$702,088,808	$128,918,142	$105,635,054	**$52,817,527**
MICHIGAN	$133,258,800	$304,765,552	$438,024,352	33.00%	**$305,005,795**	64.45%	$473,244,057	$156,170,539	$156,170,539	**$100,651,912**
MISSISSIPPI	$182,608,033	$0	$182,608,033	0.00%	**$175,522,202**	76.39%	$229,771,177	$0	$0	**$0**
MISSOURI	$521,946,524	$207,234,618	$729,181,142	28.42%	**$545,269,792**	65.40%	$833,745,859	$236,952,102	$207,234,618	**$135,531,440**
NEVADA	$73,560,000	$0	$73,560,000	0.00%	**$53,232,142**	64.87%	$82,059,723	$0	$0	**$0**
NEW HAMPSHIRE	$92,675,916	$94,753,948	$187,429,864	33.00%	**$184,267,836**	50.00%	$368,535,672	$121,616,772	$94,753,948	**$47,376,974**
NEW JERSEY	$736,742,539	$357,370,461	$1,094,113,000	32.66%	**$740,933,888**	50.00%	$1,481,867,776	$484,022,921	$357,370,461	**$178,685,231**
NEW YORK	$2,418,869,368	$605,000,000	$3,023,869,368	20.01%	**$1,848,737,951**	50.00%	$3,697,475,902	$739,771,679	$605,000,000	**$302,500,000**
NORTH CAROLINA	$193,201,966	$236,072,627	$429,274,593	33.00%	**$339,534,752**	67.16%	$505,560,977	$166,835,122	$166,835,122	**$112,046,468**
OHIO	$535,731,956	$93,432,758	$629,164,714	14.85%	**$467,579,639**	63.09%	$741,131,144	$110,060,093	$93,432,758	**$58,946,727**
PENNSYLVANIA	$388,207,319	$579,199,682	$967,407,001	33.00%	**$645,979,253**	52.25%	$1,236,323,929	$407,986,897	$407,986,897	**$213,173,153**
RHODE ISLAND	$108,503,167	$2,397,833	$110,901,000	2.16%	**$74,812,742**	52.57%	$142,310,713	$3,076,954	$2,397,833	**$1,260,541**
SOUTH CAROLINA	$366,681,364	$72,076,341	$438,757,705	16.43%	**$376,941,124**	71.22%	$529,263,022	$86,943,982	$72,076,341	**$51,332,770**
TENNESSEE*	$0	$0	$0	0.00%	**$53,100,000**	65.87%	$80,613,329	$0	$0	**$0**
TEXAS	$1,220,515,401	$292,513,592	$1,513,028,993	19.33%	**$1,100,610,532**	58.19%	$1,891,408,373	$365,665,602	$292,513,592	**$170,213,659**
VERMONT**	$19,979,252	$9,071,297	$29,050,549	31.23%	**$25,896,720**	53.89%	$48,054,778	$15,005,540	$9,071,297	**$4,888,522**
VIRGINIA	$129,313,480	$7,770,268	$137,083,748	5.67%	**$100,833,274**	50.00%	$201,666,548	$11,430,991	$7,770,268	**$3,885,134**
WASHINGTON	$171,725,815	$163,836,435	$335,562,250	33.00%	**$212,928,573**	50.00%	$425,857,146	$140,532,858	$140,532,858	**$70,266,429**
WEST VIRGINIA	$66,962,606	$18,887,045	$85,849,651	22.00%	**$77,690,156**	74.34%	$104,506,532	$22,991,585	$18,887,045	**$14,040,629**
TOTAL	**$13,402,460,846**	**$4,118,758,904**	**$17,521,219,750**		**$12,064,423,061**		**$21,325,723,858**	**$4,058,954,432**	**$3,538,833,391**	**$1,998,461,004**
LOW DSH STATES										
ALASKA	$2,506,827	$17,611,765	$20,118,592	33.00%	**$23,444,809**	50.00%	$46,889,618	$15,473,574	$15,473,574	**$7,736,787**
ARKANSAS	$2,422,649	$819,351	$3,242,000	25.27%	**$49,650,090**	70.51%	$70,415,672	$17,796,160	$819,351	**$577,724**
DELAWARE	$0	$7,069,000	$7,069,000	33.00%	**$10,419,915**	57.55%	$18,105,847	$5,974,930	$5,974,930	**$3,438,572**
HAWAII	$0	$0	$0	0.00%	**$11,217,068**	53.92%	$20,803,168	$0	$0	**$0**
IDAHO	$2,081,429	$0	$2,081,429	0.00%	**$18,918,993**	71.13%	$26,597,769	$0	$0	**$0**
IOWA	$12,011,250	$0	$12,011,250	0.00%	**$45,326,323**	59.93%	$75,632,109	$0	$0	**$0**
MINNESOTA	$24,240,000	$5,257,214	$29,497,214	17.82%	**$85,964,300**	50.00%	$171,928,600	$30,642,400	$5,257,214	**$2,628,607**
MONTANA	$237,048	$0	$237,048	0.00%	**$13,064,348**	65.54%	$19,933,396	$0	$0	**$0**

A	B	C	D	E	F	G	H	I	J	K
STATE	Inpatient Hospital Services FY 95 DSH Total Computable	IMD And Mental Health Services FY 95 DSH Total Computable	Total Inpatient & IMD & Mental Health FY 95 DSH Total Computable Col B + C	Applicable Percent Col C/D	FY 2019 Allotment In FS	FY 2019 FMAPs	FY 2019 Allotments in TC Col F/G	Applicable Percentage Applied to FY 2019 Allotments in TC Col E x Col H	FY 2019 TC IMD Limit (Lesser Of Col I or Col C)	FY 2019 IMD Limit In FS Col G x J
NEBRASKA	$6,449,102	$1,811,337	$8,260,439	21.93%	**$32,570,270**	52.58%	$61,944,218	$13,583,038	$1,811,337	**$952,401**
NEW MEXICO	$6,490,015	$254,786	$6,744,801	3.78%	**$23,444,809**	72.26%	$32,445,072	$1,225,618	$254,786	**$184,108**
NORTH DAKOTA	$214,523	$988,478	$1,203,001	33.00%	**$10,993,999**	50.00%	$21,987,998	$7,256,039	$988,478	**$494,239**
OKLAHOMA	$20,019,969	$3,273,248	$23,293,217	14.05%	**$41,679,658**	62.38%	$66,815,739	$9,389,192	$3,273,248	**$2,041,852**
OREGON	$11,437,908	$19,975,092	$31,413,000	33.00%	**$52,099,577**	62.56%	$83,279,375	$27,482,194	$19,975,092	**$12,496,418**
SOUTH DAKOTA	$321,120	$751,299	$1,072,419	33.00%	**$12,712,006**	56.71%	$22,415,810	$7,397,217	$751,299	**$426,062**
UTAH	$3,621,116	$934,586	$4,555,702	20.51%	**$22,579,618**	69.71%	$32,390,788	$6,644,854	$934,586	**$651,500**
WISCONSIN	$6,609,524	$4,492,011	$11,101,535	33.00%	**$108,803,994**	59.37%	$183,264,265	$60,477,207	$4,492,011	**$2,666,907**
WYOMING	$0	$0	$0	0.00%	**$260,497**	50.00%	$520,994	$0	$0	**$0**
TOTAL LOW DSH STATES	$98,662,480	$63,238,167	$161,900,647		$563,150,274		$955,370,438	$203,342,424	$60,005,905	$34,295,177
TOTAL	$13,501,123,326	$4,181,997,071	$17,683,120,397		$12,627,573,335		$22,281,094,295	$4,262,296,856	$3,598,839,297	$2,032,756,181

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Medicare & Medicaid Services

[CMS–1721–FN]

Medicare Program; Approval of Request for an Exception to the Prohibition on Expansion of Facility Capacity Under the Hospital Ownership and Rural Provider Exceptions to the Physician Self-Referral Prohibition

AGENCY: Centers for Medicare & Medicaid Services (CMS), HHS.

ACTION: Final notice.

SUMMARY: This final notice announces our decision to approve the request of St. James Behavioral Health Hospital Inc for an exception to the prohibition on expansion of facility capacity.

APPLICABLE DATES: This notice is effective on February 11, 2019.

FOR FURTHER INFORMATION CONTACT: *POH-ExceptionRequests@cms.hhs.gov.*

SUPPLEMENTARY INFORMATION:

I. Background

Section 1877 of the Social Security Act (the Act), also known as the physician self-referral law—(1) prohibits a physician from making referrals for certain ''designated health services'' (DHS) payable by Medicare to an entity with which he or she (or an immediate family member) has a financial relationship (ownership or compensation), unless the requirements of an applicable exception are satisfied; and (2) prohibits the entity from filing claims with Medicare (or billing another individual, entity, or third party payer) for those DHS furnished as a result of a prohibited referral.

Section 1877(d)(2) of the Act provides an exception, known as the rural provider exception, for physician ownership or investment interests in rural providers. In order for an entity to qualify for the rural provider exception, the DHS must be furnished in a rural area (as defined in section 1886(d)(2)(D) of the Act) and substantially all the DHS furnished by the entity must be furnished to individuals residing in a rural area.

Section 1877(d)(3) of the Act provides an exception, known as the hospital ownership exception, for physician ownership or investment interests held in a hospital located outside of Puerto Rico, provided that the referring physician is authorized to perform services at the hospital and the ownership or investment interest is in the hospital itself (and not merely in a subdivision of the hospital).

Section 6001(a)(3) of the Patient Protection and Affordable Care Act (Pub. L. 111–148) as amended by the Health Care and Education Reconciliation Act of 2010 (Pub. L. 111–152) (hereafter referred to together as ''the Affordable Care Act'') amended the rural provider and hospital ownership exceptions to the physician self-referral prohibition to impose additional restrictions on physician ownership and investment in hospitals. Since March 23, 2010, a physician-owned hospital that seeks to avail itself of either exception is prohibited from expanding facility capacity unless it qualifies as an ''applicable hospital'' or ''high Medicaid facility'' (as defined in sections 1877(i)(3)(E), (F) of the Act and our regulations at 42 CFR 411.362(c)(2) and (3)) and has been granted an exception to the facility expansion prohibition by the Secretary of the Department of Health and Human Services (the Secretary). Section 1877(i)(3)(A)(ii) of the Act provides that individuals and entities in the community in which the provider requesting the exception is located must have an opportunity to provide input with respect to the provider's request for the exception. Section 1877(i)(3)(H) of the Act states that the Secretary shall publish in the **Federal Register** the final decision with respect to the request for an exception to the prohibition against facility expansion not later than 60 days after receiving a complete application.

II. Exception Approval Process

On November 30, 2011, we published a final rule in the **Federal Register** (76 FR 74122, 74517–74525) that, among other things, finalized § 411.362(c), which specified the process for submitting, commenting on, and reviewing a request for an exception to the prohibition on expansion of facility capacity. We published a subsequent final rule in the **Federal Register** on November 10, 2014 (79 FR 66770) that made certain revisions. These revisions include, among other things, permitting the use of data from an external data source or data from the Hospital Cost Report Information System (HCRIS) for specific eligibility criteria.

Our regulations at § 411.362(c)(5) require us to solicit community input on the request for an exception by publishing a notice of the request in the **Federal Register**. Individuals and entities in the hospital's community will have 30 days to submit comments on the request. Community input must take the form of written comments and may include documentation demonstrating that the physician-owned hospital requesting the exception does or does not qualify as an applicable hospital or high Medicaid facility, as such terms are defined in § 411.362(c)(2) and (3). In the November 30, 2011 final rule (76 FR 74122), we gave examples of community input, such as documentation demonstrating that the hospital does not satisfy one or more of the data criteria or that the hospital discriminates against beneficiaries of Federal health programs; however, we noted that these were examples only and that we will not restrict the type of community input that may be submitted. If we receive timely comments from the community, we will notify the hospital, and the hospital will have 30 days after such notice to submit a rebuttal statement (§ 411.362(c)(5)(ii)).

A request for an exception to the facility expansion prohibition is considered complete as follows:

- If the request, any written comments, and any rebuttal statement include only HCRIS data: (1) The end of the 30-day comment period if the Centers for Medicare & Medicaid Services (CMS) receives no written comments from the community; or (2) the end of the 30-day rebuttal period if CMS receives written comments from the community, regardless of whether the physician-owned hospital submitting the request submits a rebuttal statement (§ 411.362(c)(5)(i)).
- If the request, any written comments, or any rebuttal statement include data from an external data source, no later than—(1) 180 days after the end of the 30-day comment period if CMS receives no written comments from the community; and (2) 180 days after the end of the 30-day rebuttal period if CMS receives written comments from the community, regardless of whether the physician-owned hospital submitting the request submits a rebuttal statement (§ 411.362(c)(5)(ii)).

If CMS grants the request for an exception to the prohibition on expansion of facility capacity, the expansion may occur only in facilities on the hospital's main campus and may not result in the number of operating rooms, procedure rooms, and beds for which the hospital is licensed to exceed 200 percent of the hospital's baseline number of operating rooms, procedure rooms, and beds (§ 411.362(c)(6)). The CMS decision to grant or deny a hospital's request for an exception to the prohibition on expansion of facility capacity must be published in the

Federal Register in accordance with our regulations at § 411.362(c)(7).

III. Public Response to Notice With Comment Period

On October 24, 2018, we published a notice in the **Federal Register** (83 FR 53634) entitled ''Request for an Exception to the Prohibition on Expansion of Facility Capacity under the Hospital Ownership and Rural Provider Exceptions to the Physician Self-Referral Prohibition''. In the notice, we stated that, as permitted by section 1877(i)(3) of the Act and our regulations at § 411.362(c), the following physician-owned hospital requested an exception to the prohibition on expansion of facility capacity:

Name of Facility: St. James Behavioral Health Hospital Inc.

Address: 3136 S Saint Landry Ave., Gonzales, Louisiana 70737–5801.

County: Ascension Parish.

Basis for Exception Request: High Medicaid Facility.

In the notice, we solicited comments from individuals and entities in the community in which St. James Behavioral Health Hospital Inc is located. During the 30-day public comment period, we received one comment. However, the comment was out of scope because it expressed only general views regarding the expansion exception process and was not community input on St. James Behavioral Health Hospital Inc's exception request.

IV. Decision

This final notice announces our decision to approve St. James Behavioral Health Hospital Inc's request for an exception to the prohibition against expansion of facility capacity. St. James Behavioral Health Hospital Inc submitted the data and certifications necessary to demonstrate that it satisfies the criteria to qualify as a high Medicaid facility as specified in the November 30, 2011 final rule. In accordance with section 1877(i)(3) of the Act, we are granting St. James Behavioral Health Hospital Inc's request for an exception to the expansion of facility capacity prohibition based on the following criteria:

- St. James Behavioral Health Hospital Inc is not the sole hospital in the county in which the hospital is located;
- With respect to each of the 3 most recent 12-month periods for which data are available as of the date the hospital submitted its request, St. James Behavioral Health Hospital Inc had an annual percent of total inpatient admissions under Medicaid that is estimated to be greater than such percent with respect to such admissions for any other hospital located in the county in which the hospital is located; and
- St. James Behavioral Health Hospital Inc certified that it does not discriminate against beneficiaries of Federal health care programs and does not permit physicians practicing at the hospital to discriminate against such beneficiaries.

Our decision grants St. James Behavioral Health Hospital Inc's request to add a total of 28 operating rooms, procedure rooms, and beds. Under § 411.362(c)(6), the expansion may occur only in facilities on the hospital's main campus and may not result in the number of operating rooms, procedure rooms, and beds for which St. James Behavioral Health Hospital Inc is licensed to exceed 200 percent of its baseline number of operating rooms, procedure rooms, and beds. St. James Behavioral Health Hospital Inc certified that its baseline number of operating rooms, procedure rooms, and beds is 28. Accordingly, we find that granting an additional 28 operating rooms, procedure rooms, and beds will not exceed the limitation on a permitted expansion.

V. Collection of Information Requirements

This document does not impose information collection requirements, that is, reporting, recordkeeping or third-party disclosure requirements. Consequently, there is no need for review by the Office of Management and Budget under the authority of the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

Dated: January 31, 2019.

Seema Verma,

Administrator, Centers for Medicare & Medicaid Services.

[FR Doc. 2019–01927 Filed 2–8–19; 8:45 am]

BILLING CODE 4120–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

[Docket Nos. FDA–2017–E–5052 and FDA–2017–E–5054]

Determination of Regulatory Review Period for Purposes of Patent Extension; EXONDYS 51

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA or the Agency) has determined the regulatory review period for EXONDYS 51 and is publishing this notice of that determination as required by law. FDA has made the determination because of the submission of applications to the Director of the U.S. Patent and Trademark Office (USPTO), Department of Commerce, for the extension of a patent which claims that human drug product.

DATES: Anyone with knowledge that any of the dates as published (see **SUPPLEMENTARY INFORMATION**) are incorrect may submit either electronic or written comments and ask for a redetermination by April 12, 2019. Furthermore, any interested person may petition FDA for a determination regarding whether the applicant for extension acted with due diligence during the regulatory review period by August 12, 2019. See ''Petitions'' in the **SUPPLEMENTARY INFORMATION** section for more information.

ADDRESSES: You may submit comments as follows. Please note that late, untimely filed comments will not be considered. Electronic comments must be submitted on or before April 12, 2019. The *https://www.regulations.gov* electronic filing system will accept comments until 11:59 p.m. Eastern Time at the end of April 12, 2019. Comments received by mail/hand delivery/courier (for written/paper submissions) will be considered timely if they are postmarked or the delivery service acceptance receipt is on or before that date.

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 Nos. FDA–2017–E–5052 and FDA–2017–E–5054 for ''Determination of Regulatory Review Period for Purposes of Patent Extension; EXONDYS 51.'' Received comments, those filed in a timely manner (see **ADDRESSES**), 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 § 10.20 (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.

FOR FURTHER INFORMATION CONTACT: Beverly Friedman, Office of Regulatory Policy, Food and Drug Administration, 10903 New Hampshire Ave., Bldg. 51, Rm. 6250, Silver Spring, MD 20993, 301–796–3600.

SUPPLEMENTARY INFORMATION:

I. Background

The Drug Price Competition and Patent Term Restoration Act of 1984 (Pub. L. 98–417) and the Generic Animal Drug and Patent Term Restoration Act (Pub. L. 100–670) generally provide that a patent may be extended for a period of up to 5 years so long as the patented item (human drug product, animal drug product, medical device, food additive, or color additive) was subject to regulatory review by FDA before the item was marketed. Under these acts, a product's regulatory review period forms the basis for determining the amount of extension an applicant may receive.

A regulatory review period consists of two periods of time: A testing phase and an approval phase. For human drug products, the testing phase begins when the exemption to permit the clinical investigations of the drug becomes effective and runs until the approval phase begins. The approval phase starts with the initial submission of an application to market the human drug product and continues until FDA grants permission to market the drug product. Although only a portion of a regulatory review period may count toward the actual amount of extension that the Director of USPTO may award (for example, half the testing phase must be subtracted as well as any time that may have occurred before the patent was issued), FDA's determination of the length of a regulatory review period for a human drug product will include all of the testing phase and approval phase as specified in 35 U.S.C. 156(g)(1)(B).

FDA has approved for marketing the human drug product, EXONDYS 51 (eteplirsen) indicated for treatment of Duchenne muscular dystrophy (DMD) in patients who have a confirmed mutation of the DMD gene that is amenable to exon 51 skipping. This indication is approved under accelerated approval based on an increase in dystrophin in skeletal muscle observed in some patients treated with EXONDYS 51. A clinical benefit of EXONDYS 51 has not been established. Continued approval for this indication may be contingent upon verification of a clinical benefit in confirmatory trials. Subsequent to this approval, the USPTO received patent term restoration applications for EXONDYS 51 (U.S. Patent Nos. 7,807,816 and 9,018,368) from the University of Western Australia and the USPTO requested FDA's assistance in determining the patents' eligibility for patent term restoration. In a letter dated October 16, 2017, FDA advised the USPTO that this human drug product had undergone a regulatory review period and that the approval of EXONDYS 51 represented the first permitted commercial marketing or use of the product. Thereafter, the USPTO requested that FDA determine the product's regulatory review period.

II. Determination of Regulatory Review Period

FDA has determined that the applicable regulatory review period for EXONDYS 51 is 2,280 days. Of this time, 1,828 days occurred during the testing phase of the regulatory review period, while 452 days occurred during the approval phase. These periods of time were derived from the following dates:

1. *The date an exemption under section 505(i) of the Federal Food, Drug, and Cosmetic Act (FD&C Act) (21 U.S.C. 355(i)) became effective:* June 25, 2010. FDA has verified the applicant's claim that the date the investigational new drug application became effective was June 25, 2010.

2. *The date the application was initially submitted with respect to the human drug product under section 505(b) of the FD&C Act:* June 26, 2015. FDA has verified the applicant's claim that the new drug application (NDA) for EXONDYS 51 (NDA 206488) was initially submitted on June 26, 2015.

3. *The date the application was approved:* September 19, 2016. FDA has verified the applicant's claim that NDA 206488 was approved on September 19, 2016.

This determination of the regulatory review period establishes the maximum potential length of a patent extension. However, the USPTO applies several

statutory limitations in its calculations of the actual period for patent extension. In its applications for patent extension, this applicant seeks 1,314 or 481 days of patent term extension.

III. Petitions

Anyone with knowledge that any of the dates as published are incorrect may submit either electronic or written comments and, under 21 CFR 60.24, ask for a redetermination (see **DATES**). Furthermore, as specified in § 60.30 (21 CFR 60.30), any interested person may petition FDA for a determination regarding whether the applicant for extension acted with due diligence during the regulatory review period. To meet its burden, the petition must comply with all the requirements of § 60.30, including but not limited to: must be timely (see **DATES**), must be filed in accordance with § 10.20, must contain sufficient facts to merit an FDA investigation, and must certify that a true and complete copy of the petition has been served upon the patent applicant. (See H. Rept. 857, part 1, 98th Cong., 2d sess., pp. 41–42, 1984.) Petitions should be in the format specified in 21 CFR 10.30.

Submit petitions electronically to *https://www.regulations.gov* at Docket No. FDA–2013–S–0610. Submit written petitions (two copies are required) to the Dockets Management Staff (HFA–305), Food and Drug Administration, 5630 Fishers Lane, Rm. 1061, Rockville, MD 20852.

Dated: February 6, 2019.

Lowell J. Schiller,

Acting Associate Commissioner for Policy.

[FR Doc. 2019–01851 Filed 2–8–19; 8:45 am]

BILLING CODE 4164–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

[Docket No. FDA–2019–N–0075]

Agency Information Collection Activities; Proposed Collection; Comment Request; Experimental Study on Measuring Consumer Comprehension of Displays of Harmful and Potentially Harmful Constituents in Tobacco Products and Tobacco Smoke

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA or Agency) is announcing an opportunity for public comment on the proposed collection of certain information by the Agency. Under the Paperwork Reduction Act of 1995 (PRA), Federal Agencies are required to publish notice in the **Federal Register** concerning each proposed collection of information and to allow 60 days for public comment in response to the notice. This notice solicits comments on an experimental study on measuring consumer comprehension of displays of harmful and potentially harmful constituents (HPHCs) in tobacco products and tobacco smoke.

DATES: Submit either electronic or written comments on the collection of information by April 12, 2019.

ADDRESSES: You may submit comments as follows. Please note that late, untimely filed comments will not be considered. Electronic comments must be submitted on or before April 12, 2019. The *https://www.regulations.gov* electronic filing system will accept comments until midnight Eastern Time at the end of April 12, 2019. Comments received by mail/hand delivery/courier (for written/paper submissions) will be considered timely if they are postmarked or the delivery service acceptance receipt is on or before that date.

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–N–0075 for ''Experimental Study on Measuring Consumer Comprehension of Displays of Harmful and Potentially Harmful Constituent in Tobacco Products and Tobacco Smoke.'' Received comments, those filed in a timely manner (see **ADDRESSES**), 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.

FOR FURTHER INFORMATION CONTACT: Amber Sanford, Office of Operations, Food and Drug Administration, Three White Flint North, 10A–12M, 11601 Landsdown St., North Bethesda, MD 20852, 301–796–8867, *PRAStaff@fda.hhs.gov.*

SUPPLEMENTARY INFORMATION: Under the PRA (44 U.S.C. 3501–3520), Federal Agencies must obtain approval from the Office of Management and Budget (OMB) for each collection of information they conduct or sponsor. ''Collection of information'' is defined in 44 U.S.C. 3502(3) and 5 CFR 1320.3(c) and includes Agency requests or requirements that members of the public submit reports, keep records, or provide information to a third party. Section 3506(c)(2)(A) of the PRA (44 U.S.C. 3506(c)(2)(A)) requires Federal Agencies to provide a 60-day notice in the **Federal Register** concerning each proposed collection of information before submitting the collection to OMB for approval. To comply with this requirement, FDA is publishing notice of the proposed collection of information set forth in this document.

With respect to the following collection of information, FDA invites comments on these topics: (1) Whether the proposed collection of information is necessary for the proper performance of FDA's functions, including whether the information will have practical utility; (2) the accuracy of FDA's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques, when appropriate, and other forms of information technology.

Experimental Study on Measuring Consumer Comprehension of Displays of Harmful and Potentially Harmful Constituents in Tobacco Products and Tobacco Smoke

OMB Control Number 0910—NEW

On June 22, 2009, the Family Smoking Prevention and Tobacco Control Act (Pub. L. 111–31) (Tobacco Control Act) was signed into law. This law amended the Federal Food, Drug, and Cosmetic Act (FD&C Act) and granted FDA the authority to regulate the manufacture, marketing, and distribution of cigarettes, cigarette tobacco, roll-your-own tobacco, and smokeless tobacco products to protect the public health and to reduce tobacco use by minors. The Tobacco Control Act also gave FDA the authority to issue regulations deeming other products that meet the statutory definition of a tobacco product to be subject to chapter IX of the FD&C Act (section 901(b) of the FD&C Act (21 U.S.C. 387a(b))).

In accordance with that authority, on May 10, 2016, FDA issued a final rule deeming all products that meet the statutory definition of tobacco product, except accessories of newly deemed tobacco products, to be subject to FDA's tobacco product authority. The deemed products include electronic nicotine delivery systems, cigars, waterpipe (hookah), pipe tobacco, nicotine gels, dissolvables that were not already subject to the FD&C Act, and other tobacco products that may be developed in the future (final deeming rule) (81 FR 28973).

Among other requirements, section 904(e) of the FD&C Act (21 U.S.C. 387d(e)) requires FDA to establish, and periodically revise as appropriate, a list of HPHCs, including smoke constituents, to health in each tobacco product by brand and by quantity in each brand and subbrand. Section 904(d)(1) of the FD&C Act further requires that this list be published in a format that is understandable and not misleading to a lay person (the Section 904(d) list).

FDA has undertaken a rigorous science-based research approach to ensure that the Section 904(d) list is not misleading to lay persons. As part of this research, FDA is seeking to conduct an experimental/quantitative study (4,500 online surveys), consisting of adult and youth (aged 13–17) participants to evaluate the best way to convey information about HPHCs in tobacco products and tobacco smoke, by brand and by quantity in each brand and subbrand, in a format that is understandable and not misleading to a lay person. Participants will view sample formats and complete an online survey that will include questions regarding their understanding of the HPHC information presented to them. The purpose of the research is to gain insight on consumer comprehension of, and preferences regarding, HPHC presentations that will inform the Agency's efforts in connection with publishing the Section 904(d) list.

FDA estimates the burden of this new information collection as follows:

TABLE 1—ESTIMATED ANNUAL REPORTING BURDEN [1]

Type of respondent	Number of respondents	Number of responses per respondent	Total annual responses	Average burden per response	Total hours
Youth Screener	1,800	1	1,800	0.05	90
Youth Survey	1,500	1	1,500	0.33	500
Total Youth Hours					590
Adult Screener	3,400	1	3,400	0.05	170
Adult Survey	3,000	1	3,000	0.33	1,000
Total Adult Hours					1,170
Total Burden Hours					1,760

[1] There are no capital costs or operating and maintenance costs associated with this collection of information.

For this study, potential participants will be recruited by a market research firm that maintains an internet panel, and information will be collected through self-administered, online screening tests and surveys of youth aged 13–17 and adults aged 18 and older. Approximately 5,200 respondents (1,800 youth and 3,400 adults) will be requested to complete a screening test to determine eligibility for participation in the study, estimated to take

approximately 3 minutes (0.05 hour) per screening test, for a total of 260 hours for screening activities. Respondents who qualify for the study will be directed to the survey. Approximately 4,500 participants (1,500 youth and 3,000 adults) will complete the survey, estimated to take 20 minutes (0.33 hour) per survey, for a total of 1,500 hours for completion of both adult and adolescent samples. The length of time to complete the screening test and survey are based on the research firm's experience that panel members answer approximately 2.5 questions per minute. This data collection will take place one time in 2019. Thus, the total estimated burden is estimated to be 1,760 hours.

Dated: February 5, 2019.

Lowell J. Schiller,

Acting Associate Commissioner for Policy.

[FR Doc. 2019–01819 Filed 2–8–19; 8:45 am]

BILLING CODE 4164–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

[Docket No. FDA–2018–N–4731]

Enhancing the Incorporation of Patient Perspectives on Clinical Trials; Public Workshop; Request for Comments

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice of public workshop; request for comments.

SUMMARY: The Food and Drug Administration (FDA, the Agency, or we) is announcing the following public workshop entitled ''Enhancing the Incorporation of Patient Perspectives on Clinical Trials'' and an opportunity for public comment. The workshop will be convened by the Clinical Trials Transformation Initiative (CTTI). The topic to be discussed is stakeholders' (including patients, caregivers, industry, academic researchers, and expert practitioners) perspectives on challenges and barriers to patients participating in clinical trials and best practices and key considerations for enhancing the incorporation of patient perspectives on clinical trial access, design, conduct, and post-trial followup. The workshop will result in a publicly available report from CTTI on proceedings and recommendations from discussions at the workshop. This workshop is intended to meet an FDA commitment included in the sixth authorization of the Prescription Drug User Fee Amendments of 2017 (PDUFA VI).

DATES: The public workshop will be held on March 18, 2019, from 9 a.m. to 5 p.m. Submit either electronic or written comments on this public workshop by May 20, 2019. See the **SUPPLEMENTARY INFORMATION** section for registration date and information.

ADDRESSES: The public workshop will be held at the Tommy Douglas Conference Center, 10000 New Hampshire Ave., Silver Spring, MD 20903.

You may submit comments as follows. Please note that late, untimely filed comments will not be considered. Electronic comments must be submitted on or before May 20, 2019. The *https://www.regulations.gov* electronic filing system will accept comments until 11:59 p.m. Eastern Time at the end of May 20, 2019. Comments received by mail/hand delivery/courier (for written/paper submissions) will be considered timely if they are postmarked or the delivery service acceptance receipt is on or before that date.

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–2018–N–4731 for ''Patient Engagement on Clinical Trials; Public Workshop; Request for Comments.'' Received comments, those filed in a timely manner (see **ADDRESSES**), 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.

FOR FURTHER INFORMATION CONTACT: Graham Thompson, Center for Drug

Evaluation and Research, Food and Drug Administration, 10903 New Hampshire Ave., Bldg. 51, Rm. 1146, Silver Spring, MD 20993–0002, 301–796–5003, Fax: 301–847–8443, *Graham.Thompson@fda.hhs.gov;* or Stephen Ripley, Center for Biologics Evaluation and Research, Food and Drug Administration, 10903 New Hampshire Ave., Bldg. 71, Rm. 7301, Silver Spring, MD 20993–0002, 240–402–7911.

SUPPLEMENTARY INFORMATION:

I. Background

This public workshop is intended to meet one of the performance goals included in PDUFA VI. This PDUFA reauthorization is part of the FDA Reauthorization Act of 2017 signed by the President on August 18, 2017. The complete set of performance goals and procedures documented in the PDUFA Reauthorization Performance Goals And Procedures Fiscal Years 2018 Through 2022 (Goals Letter) is available at *https://www.fda.gov/downloads/ForIndustry/UserFees/PrescriptionDrugUserFee/UCM511438.pdf.* These goals were developed in consultation with patient and consumer advocates, health care professionals, and other public stakeholders, as part of negotiations with regulated industry. Section I.J.1 of the Goals Letter, ''Enhancing the Incorporation of the Patient's Voice in Drug Development and Decision-Making,'' outlines the requirement for FDA to conduct a public workshop.

II. Topics for Discussion at the Public Workshop

This workshop will provide FDA the opportunity to better understand patients' perspectives on current barriers to participating in clinical trials and will discuss best practices and key considerations for enhancing the incorporation of patient perspectives into clinical trial development. At the workshop, patients (including patients with experience in participating in clinical trials and patients who have not participated in clinical trials but who are interested in doing so), caregivers, and other patient representatives will provide perspectives on several key topics related to clinical trials. These topics will include challenges and barriers patients face with access to trials, trial design, trial conduct, and trial followup. The meeting will also gather input from patients, caregivers, industry experts, academic researchers, and other external stakeholders on approaches and best practices to address these challenges and barriers. For more information on meeting topics and discussion questions, visit *http://events.r20.constantcontact.com/register/event?llr=w8jl4kkab&oeidk=a07efuk61xm39d90653.* FDA will also post the agenda and other workshop materials to this site approximately 5 business days before the workshop.

The format of the meeting will consist of a series of presentations, panel discussions, and audience Q&A. In addition to input generated through this public workshop, FDA is interested in receiving input through written comments, which can be submitted to the public docket (see **ADDRESSES**).

III. Participating in the Public Workshop

Registration: To register for the public workshop, please visit the following website *https://events.r20.constantcontact.com/register/eventReg?oeidk=a07efuk61xm39d90653&oseq=&c=&ch*. Please register by March 11, 2019. Persons without access to the internet can call 919–668–5938 to register. If you are unable to attend the workshop in person, you can register to view a live webcast of the workshop. You will be asked to indicate in your registration if you plan to attend in person or via the webcast. Please provide complete contact information for each attendee, including name, title, affiliation, address, email, and telephone.

Registration is free and based on space availability, with priority given to early registrants. Persons interested in attending this public workshop must register by March 11, 2019, 11:59 p.m. Eastern Time. Early registration is recommended because seating is limited; therefore, FDA may limit the number of participants from each organization. Registrants will receive confirmation once they have been accepted. If time and space permit, onsite registration on the day of the public workshop will be provided beginning at 8 a.m. We will let registrants know if registration closes before the day of the public workshop.

If you need special accommodations due to a disability, please contact Graham Thompson (see **FOR FURTHER INFORMATION CONTACT**) no later than March 11, 2019, 11:59 p.m. Eastern Time.

Streaming Webcast of the Public Workshop: This public workshop will also be webcast. Please register for the webcast by visiting *https://events.r20.constantcontact.com/register/eventReg?oeidk=a07efuk61xm39d90653&oseq=&c=&ch=.*

FDA has verified the website addresses in this document, as of the date this document publishes in the **Federal Register**, but websites are subject to change over time.

If you have never attended a Connect Pro event before, test your connection at *https://collaboration.fda.gov/common/help/en/support/meeting_test.htm.* To get a quick overview of the Connect Pro program, visit *https://www.adobe.com/go/connectpro_overview.*

Transcripts: Please be advised that as soon as a transcript of the public workshop is available, it will be accessible at *https://www.regulations.gov.* It also may be viewed at the Dockets Management Staff (see **ADDRESSES**).

Dated: January 24, 2019.

Leslie Kux,

Associate Commissioner for Policy.

[FR Doc. 2019–01826 Filed 2–8–19; 8:45 am]

BILLING CODE 4164–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

[Docket Nos. FDA–2012–N–0438; FDA–2018–D–1592; FDA–2014–D–2138; FDA–2018–N–0180; FDA–2014–N–1960; FDA–2015–N–1837; and FDA–2016–D–4308]

Agency Information Collection Activities; Announcement of Office of Management and Budget Approvals

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is publishing a list of information collections that have been approved by the Office of Management and Budget (OMB) under the Paperwork Reduction Act of 1995.

FOR FURTHER INFORMATION CONTACT: Ila S. Mizrachi, Office of Operations, Food and Drug Administration, Three White Flint North, 10A–12M, 11601 Landsdown St., North Bethesda, MD 20852, 301–796–7726, *PRAStaff@fda.hhs.gov.*

SUPPLEMENTARY INFORMATION: The following is a list of FDA information collections recently approved by OMB under section 3507 of the Paperwork Reduction Act of 1995 (44 U.S.C. 3507). The OMB control number and expiration date of OMB approval for each information collection are shown in table 1. Copies of the supporting statements for the information collections are available on the internet at *https://www.reginfo.gov/public/do/PRAMain.* An Agency may not conduct or sponsor, and a person is not required to respond to, a collection of

information unless it displays a currently valid OMB control number.

TABLE 1—LIST OF INFORMATION COLLECTIONS APPROVED BY OMB

Title of collection	OMB Control No.	Date approval expires
Recommendations for Early Food Safety Evaluation of New Non-Pesticidal Proteins Produced by New Plant Varieties Intended for Food Use	0910–0583	10/31/2021
Guidance for Industry on Controlled Correspondence Related to Generic Drug Development	0910–0797	10/31/2021
Guidance for Industry on Adverse Event Reporting for Outsourcing Facilities Under Section 503B of the Federal Food, Drug, and Cosmetic Act	0910–0800	10/31/2021
Generic Clearance for the Collection of Quantitative Data on Tobacco Products and Communications	0910–0810	10/31/2021
MedWatch: Adverse Event and Product Experience Reporting System (Paper-Based)	0910–0291	11/30/2021
Electronic User Fee Payment Form Requests	0910–0805	11/30/2021
Labeling of Red Blood Cell Units with Historical Antigen Typing Results	0910–0862	11/30/2021
Postmarketing Adverse Drug Experience Reporting	0910–0230	12/31/2021

Dated: February 5, 2019.

Lowell J. Schiller,

Acting Associate Commissioner for Policy.

[FR Doc. 2019–01812 Filed 2–8–19; 8:45 am]

BILLING CODE 4164–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

[Docket No. FDA–2007–D–0429]

Agency Information Collection Activities; Proposed Collection; Comment Request; Labeling of Nonprescription Human Drug Products Marketed Without an Approved Application as Required by the Dietary Supplement and Nonprescription Drug Consumer Protection Act

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA or Agency) is announcing an opportunity for public comment on the proposed collection of certain information by the Agency. Under the Paperwork Reduction Act of 1995 (PRA), Federal Agencies are required to publish notice in the **Federal Register** concerning each proposed collection of information, including each proposed extension of an existing collection of information, and to allow 60 days for public comment in response to the notice. This notice solicits comments on certain labeling statements for nonprescription human drug products marketed without an approved application.

DATES: Submit either electronic or written comments on the collection of information by April 12, 2019.

ADDRESSES: You may submit comments as follows. Please note that late, untimely filed comments will not be considered. Electronic comments must be submitted on or before April 12, 2019. The *https://www.regulations.gov* electronic filing system will accept comments until 11:59 p.m. Eastern Time at the end of April 12, 2019. Comments received by mail/hand delivery/courier (for written/paper submissions) will be considered timely if they are postmarked or the delivery service acceptance receipt is on or before that date.

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–2007–D–0429 for ''Labeling of Nonprescription Human Drug Products Marketed Without an Approved Application as Required by the Dietary Supplement and Nonprescription Drug Consumer Protection Act.'' Received comments, those filed in a timely manner (see **ADDRESSES**), 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. For a copy of guidance documents, go to *https://www.fda.gov/RegulatoryInformation/Guidances/default.htm*; insert the title of the guidance document in the ''Search'' box and follow prompts.

FOR FURTHER INFORMATION CONTACT: Domini Bean, Office of Operations, Food and Drug Administration, Three White Flint North, 10A–12M, 11601 Landsdown St., North Bethesda, MD 20852, 301–796–5733, *PRAStaff@fda.hhs.gov.*

SUPPLEMENTARY INFORMATION: Under the PRA (44 U.S.C. 3501–3520), Federal Agencies must obtain approval from the Office of Management and Budget (OMB) for each collection of information they conduct or sponsor. ''Collection of information'' is defined in 44 U.S.C. 3502(3) and 5 CFR 1320.3(c) and includes Agency requests or requirements that members of the public submit reports, keep records, or provide information to a third party. Section 3506(c)(2)(A) of the PRA (44 U.S.C. 3506(c)(2)(A)) requires Federal Agencies to provide a 60-day notice in the **Federal Register** concerning each proposed collection of information, including each proposed extension of an existing collection of information, before submitting the collection to OMB for approval. To comply with this requirement, FDA is publishing notice of the proposed collection of information set forth in this document.

With respect to the following collection of information, FDA invites comments on these topics: (1) Whether the proposed collection of information is necessary for the proper performance of FDA's functions, including whether the information will have practical utility; (2) the accuracy of FDA's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques, when appropriate, and other forms of information technology.

Labeling of Nonprescription Human Drug Products Marketed Without an Approved Application as Required by the Dietary Supplement and Nonprescription Drug Consumer Protection Act (OMB Control Number 0910–0641)—Extension

Section 502(x) of the FD&C Act (21 U.S.C. 352(x)), added by the Dietary Supplement and Nonprescription Drug Consumer Protection Act (Pub. L. 109–462), requires the label of a nonprescription drug product marketed without an approved application in the United States to include a domestic address or domestic telephone number through which a manufacturer, packer, and distributor may receive a report of a serious adverse event associated with the product. The guidance document entitled, ''Labeling of Nonprescription Human Drug Products Marketed Without an Approved Application as Required by the Dietary Supplement and Nonprescription Drug Consumer Protection Act: Questions and Answers,'' explains how FDA interprets this requirement. The guidance discusses the meaning of ''domestic address'' for purposes of the labeling requirements of section 502(x) of the FD&C Act; FDA's recommendation for the use of an introductory statement before the domestic address or phone number that is required to appear on the product label under section 502(x) of the FD&C Act; and FDA's intent regarding enforcing the labeling requirements of section 502(x) of the FD&C Act.

Description of Respondents: Respondents to this collection of information are manufacturers, packers, and distributors whose name (under section 502(b)(1) of the FD&C Act) appears on the label of a nonprescription drug product marketed in the United States without an approved application.

As indicated in table 1 of this document, we estimate that 300 manufacturers will revise approximately 900 labels to add a full domestic address or a domestic telephone number, and should they choose to adopt the guidance's recommendation, to add a statement identifying the purpose of the domestic address or telephone number. We believe that designing the label change should not take longer than 4 hours per label. Automated printing of the labels should only require a few seconds per label.

We estimate the burden of this collection of information as follows:

TABLE 1—ESTIMATED ANNUAL THIRD-PARTY DISCLOSURE BURDEN FOR NEW OTC DRUG PRODUCTS [1]

Activity	Number of respondents	Number of disclosures per respondent	Total annual disclosures	Average burden per disclosure	Total hours
Including a domestic address or phone number and a statement of its purpose on OTC drug labeling (section 502(x) of the FD&C Act)	300	3	900	4	3,600

[1] There are no capital costs or maintenance and operating costs associated with this collection of information.

Based on a review of the information collection since our last request for OMB approval, we have made no adjustments to our burden estimate.

Dated: February 5, 2019.

Lowell J. Schiller,

Acting Associate Commissioner for Policy.

[FR Doc. 2019–01793 Filed 2–8–19; 8:45 am]

BILLING CODE 4164–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Center for Scientific Review Special Emphasis Panel; RFA–RM–18–027, RFA–RM–18–028, Advancing Extracellular RNA (exRNA) Communication Research.

Date: March 11, 2019.

Time: 9:00 a.m. to 7:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Virtual Meeting).

Contact Person: David Balasundaram, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5189, MSC 7840, Bethesda, MD 20892, 301–435–1022, *balasundaramd@csr.nih.gov.*

Name of Committee: Center for Scientific Review Special Emphasis Panel; Small Business: Cancer Diagnostics and Treatments (CDT).

Date: March 13–14, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Embassy Suites at the Chevy Chase Pavilion, 4300 Military Road NW, Washington, DC 20015.

Contact Person: Zhang-Zhi Hu, MD, Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 6186, MSC 7804, Bethesda, MD 20892, (301) 437–8135, *huzhuang@csr.nih.gov.*

Name of Committee: Center for Scientific Review Special Emphasis Panel; PAR Panel: Clinical Pediatric and Fetal Applications.

Date: March 13, 2019.

Time: 9:00 a.m. to 4:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892, (Telephone Conference Call).

Contact Person: Khalid Masood, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5120, MSC 7854, Bethesda, MD 20892, 301–435–2392, *masoodk@csr.nih.gov.*

Name of Committee: Center for Scientific Review Special Emphasis Panel; Small Business: Musculoskeletal Rehabilitation Sciences.

Date: March 13, 2019.

Time: 10:00 a.m. to 4:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Virtual Meeting).

Contact Person: Maria Nurminskaya, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, Bethesda, MD 20892, (301) 435–1222, *nurminskayam@csr.nih.gov.*

Name of Committee: Center for Scientific Review Special Emphasis Panel; Small Business: Urology and Urogynecology Application Review.

Date: March 13, 2019.

Time: 10:00 a.m. to 12:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Ganesan Ramesh, Ph.D., Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 2182 MSC 7818, Bethesda, MD 20892, 301–827–5467, *ganesan.ramesh@nih.gov.*

Name of Committee: Center for Scientific Review Special Emphasis Panel; Member Conflict: Risk Prevention and Social Development.

Date: March 13, 2019.

Time: 1:00 p.m. to 3:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Weijia Ni, Ph.D., Chief/Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 3100, MSC 7808, Bethesda, MD 20892, 301–594–3292, *niw@csr.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.306, Comparative Medicine; 93.333, Clinical Research, 93.306, 93.333, 93.337, 93.393–93.396, 93.837–93.844, 93.846–93.878, 93.892, 93.893, National Institutes of Health, HHS)

Dated: February 6, 2019.

Ronald J. Livingston, Jr.,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01896 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of General Medical Sciences; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of General Medical Sciences Special Emphasis Panel; Review of NIGMS ESI MIRA Grant Applications.

Date: March 14–15, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Hilton Garden Inn Bethesda, 7301 Waverly Street, Bethesda, MD 20814.

Contact Person: Manas Chattopadhyay, Ph.D., Scientific Review Officer, National Institute of General Medical Sciences, National Institutes of Health, Building 45, Room 3AN12N, 45 Center Drive, Bethesda, MD 20892, 301–827–5320, *manasc@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.375, Minority Biomedical Research Support; 93.821, Cell Biology and Biophysics Research; 93.859, Pharmacology, Physiology, and Biological Chemistry Research; 93.862, Genetics and Developmental Biology Research; 93.88, Minority Access to Research Careers; 93.96, Special Minority Initiatives; 93.859, Biomedical Research and Research Training, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01777 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of General Medical Sciences; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: NIGMS Initial Review Group; Training and Workforce Development Subcommittee—B, Review of Predoctoral Training Grant Applications.

Date: March 6, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Washington Plaza Hotel, 10 Thomas Circle, Washington, DC 20005.

Contact Person: Lisa A. Newman, SCD, Scientific Review Officer, Office of Scientific Review, National Institutes of General Medical Sciences, 45 Center Drive, Rm. 3AN18A, Bethesda, MD 20814, (301) 435–0965, *newmanla2@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.375, Minority Biomedical Research Support; 93.821, Cell Biology and Biophysics Research; 93.859, Pharmacology, Physiology, and Biological Chemistry Research; 93.862, Genetics and Developmental Biology Research; 93.88, Minority Access to Research Careers; 93.96, Special Minority Initiatives; 93.859, Biomedical Research and Research Training, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01784 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Mental Health; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of meetings of the Board of Scientific Counselors, National Institute of Mental Health.

The meetings will be closed to the public as indicated below in accordance with the provisions set forth in section 552b(c)(6), Title 5 U.S.C., as amended for the review, discussion, and evaluation of individual intramural programs and projects conducted by the NATIONAL INSTITUTE OF MENTAL HEALTH, including consideration of personnel qualifications and performance, and the competence of individual investigators, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Board of Scientific Counselors, National Institute of Mental Health.

Date: May 28–29, 2019.

Time: May 28, 2019, 9:00 a.m. to 6:10 p.m.

Agenda: To review and evaluate personnel qualifications and performance, and competence of individual investigators.

Place: National Institutes of Health, Porter Neuroscience Research Center, GE 620/630/640, Building 35A Convent Drive, Bethesda, MD 20892.

Time: May 29, 2019, 9:00 a.m. to 1:45 p.m.

Agenda: To review and evaluate personnel qualifications and performance, and competence of individual investigators.

Place: National Institutes of Health, Porter Neuroscience Research Center, GE 620/630/640, Building 35A Convent Drive, Bethesda, MD 20892.

Contact Person: Jennifer E. Mehren, Ph.D., Scientific Advisor, Division of Intramural Research Programs, National Institute of Mental Health, NIH, 35A Convent Drive, Room GE 412, Bethesda, MD 20892–3747, 301–496–3501, *mehrenj@mail.nih.gov.*

Name of Committee: Board of Scientific Counselors, National Institute of Mental Health.

Date: September 24–26, 2019.

Time: September 24, 2019, 9:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate personnel qualifications and performance, and competence of individual investigators.

Place: National Institutes of Health, Porter Neuroscience Research Center, GE 620/630/640, Building 35A Convent Drive, Bethesda, MD 20892.

Time: September 25, 2019, 9:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate personal qualifications and performance, and competence of individual investigators.

Place: National Institutes of Health, Porter Neuroscience Research Center, GE 620/630/640, Building 35A Convent Drive, Bethesda, MD 20892.

Time: September 26, 2019, 9:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate personnel qualifications and performance, and competence of individual investigators.

Place: National Institutes of Health, Porter Neuroscience Research Center, GE 620/630/640, Building 35A Convent Drive, Bethesda, MD 20892.

Contact Person: Jennifer E. Mehren, Ph.D., Scientific Advisor, Division of Intramural Research Programs, National Institute of Mental Health, NIH, 35A Convent Drive, Room GE 412, Bethesda, MD 20892–3747, 301–496–3501, *mehrenj@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program No. 93.242, Mental Health Research Grants, National Institutes of Health, HHS)

Dated: February 6, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01900 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Institute Special Emphasis Panel, Member Conflict Review Meeting.

Date: March 20, 2019.

Time: 12:30 p.m. to 2:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Cancer Institute, Shady Grove, 9609 Medical Center Drive, Room 7W602, Rockville, MD 20850 (Telephone Conference Call).

Contact Person: Byeong-Chel Lee, Ph.D., Scientific Review Officer, Resources and Training Review Branch, Division of Extramural Activities, National Cancer Institute, NIH, 9609 Medical Center Drive, Room 7W602, Bethesda, MD 20892–9750, 240–276–7755, *byeong-chel.lee@nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01732 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Biobehavioral and Behavioral Processes Integrated Review Group; Motor Function, Speech and Rehabilitation Study Section.

Date: February 25–26, 2019.

Time: 8:00 a.m. to 3:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Hotel Spero and Jasper's Corner Tap and Kitchen, 405 Taylor Street, San Francisco, CA 94102.

Contact Person: Biao Tian, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 3166, MSC 7848, Bethesda, MD 20892, 301–402–4411, *tianbi@csr.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.306, Comparative Medicine; 93.333, Clinical Research, 93.306, 93.333, 93.337, 93.393–93.396, 93.837–93.844, 93.846–93.878, 93.892, 93.893, National Institutes of Health, HHS)

Dated: February 5, 2019.

Natasha M. Copeland,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01780 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The contract proposals and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with contract proposals, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Institute Special Emphasis Panel, TEP–1A: SBIR Contract Review.

Date: March 6, 2019.

Time: 9:30 a.m. to 6:30 p.m.

Agenda: To review and evaluate contract proposals.

Place: National Cancer Institute, Shady Grove, 9609 Medical Center Drive, Room 2W034, Rockville, MD 20850 (Telephone Conference Call).

Contact Person: Ivan Ding, Ph.D., Scientific Review Officer, Research Programs Review Branch, Division of Extramural Activities, National Cancer Institute, NIH, 9609 Medical Center Drive, Room 7W534, Bethesda, MD 20892–9750, 240–276–6444, *dingi@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01737 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Institute Special Emphasis Panel, U54 HIV/HPV Meeting.

Date: April 16–17, 2019.

Time: 8:00 a.m. to 4:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Gaithersburg Marriott Washingtonian Center, 9751 Washingtonian Boulevard, Gaithersburg, MD 20878.

Contact Person: Adriana Stoica, Ph.D., Scientific Review Officer, Resources and Training Review, Branch Division of Extramural Activities, National Cancer Institute, NIH, 9609 Medical Center Drive, Room 7W234, Bethesda, MD 20892–9750, 240–276–6368, *Stoicaa2@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01750 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning

individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Center for Scientific Review Special Emphasis Panel; Small Business: Aging and Development, Auditory, Vision and Low Vision Technologies.

Date: March 7–8, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: The Westgate Hotel, 1055 Second Avenue, San Diego, CA 92101.

Contact Person: Paek-Gyu Lee, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4201, MSC 7812, Bethesda, MD 20892, (301) 613–2064, *leepg@csr.nih.gov*.

Name of Committee: Center for Scientific Review Special Emphasis Panel; Fellowships: Sensory and Motor Neuroscience, Cognition and Perception.

Date: March 7–8, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Bahia Resort, 998 W. Mission Bay Drive, San Diego, CA 92109.

Contact Person: Sharon S. Low, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5104, MSC 7846, Bethesda, MD 20892, 301–237–1487, *lowss@csr.nih.gov*.

Name of Committee: Center for Scientific Review Special Emphasis Panel; Small Business: Psycho/Neuropathology Lifespan Development, STEM Education.

Date: March 7–8, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Embassy Suites Alexandria Old Town, 1900 Diagonal Road, Alexandria, VA 22314.

Contact Person: Elia E. Femia, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 3108, Bethesda, MD 20892, 301–827–7189, *femiaee@csr.nih.gov*.

Name of Committee: Center for Scientific Review Special Emphasis Panel; Fellowships: Brain Disorders and Related Neurosciences.

Date: March 7–8, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Residence Inn Bethesda, 7335 Wisconsin Avenue, Bethesda, MD 20814.

Contact Person: Vilen A. Movsesyan, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4040M, MSC 7806, Bethesda, MD 20892, 301–402–7278, *movsesyanv@csr.nih.gov*.

Name of Committee: Center for Scientific Review Special Emphasis Panel; Fellowship: Behavioral Neuroscience.

Date: March 7–8, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Washington Marriott Georgetown, 1221 22nd St NW, Washington, DC 20037.

Contact Person: Mei Qin, MD, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5213, Bethesda, MD 20892, 301–875–2215, *qinmei@csr.nih.gov*.

Name of Committee: Center for Scientific Review Special Emphasis Panel; PAR16–247: NIGMS Mature Synchrotron Resources for Structural Biology (P30).

Date: March 7, 2019.

Time: 9:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Virtual Meeting).

Contact Person: David R. Jollie, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4150, MSC 7806, Bethesda, MD 20892, (301) 435–1722, *jollieda@csr.nih.gov*.

Name of Committee: Center for Scientific Review Special Emphasis Panel; R21 Vaccines and Immune Responses to Influenza.

Date: March 7, 2019.

Time: 9:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Virtual Meeting).

Contact Person: Andrea Keane-Myers, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4218, Bethesda, MD 20892, 301–435–1221, *andrea.keane-myers@nih.gov*.

Name of Committee: Center for Scientific Review Special Emphasis Panel; Small Business: Endocrinology, Metabolism, Nutrition and Reproductive Sciences.

Date: March 7–8, 2019.

Time: 10:00 a.m. to 4:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892.

Contact Person: Clara M. Cheng, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 6170, MSC 7892, Bethesda, MD 20892, 301–435–1041, *chengc@csr.nih.gov*.

Name of Committee: Center for Scientific Review Special Emphasis Panel; Member Conflict: Mechanisms of Memory and Sound Processing.

Date: March 7, 2019.

Time: 11:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Virtual Meeting).

Contact Person: Jana Drgonova, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5213, Bethesda, MD 20892, 301–827–2549, *jdrgonova@mail.nih.gov*.

(Catalogue of Federal Domestic Assistance Program Nos. 93.306, Comparative Medicine; 93.333, Clinical Research, 93.306, 93.333, 93.337, 93.393–93.396, 93.837–93.844, 93.846–93.878, 93.892, 93.893, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01769 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Institute Special Emphasis Panel; NCI U01 (PAR–15–297) and UM1 (RFA–CA–18–012) Review Meeting.

Date: March 14, 2019.

Time: 11:00 p.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Cancer Institute, Shady Grove, 9609 Medical Center Drive, Room 3W030, Rockville, MD 20850 (Telephone Conference Call).

Contact Person: Majed M. Hamawy, Ph.D., Scientific Review Officer, Research Programs Review Branch, Division of Extramural Activities, National Cancer Institute, NIH, 9609 Medical Center Drive, Room 7W120, Bethesda, MD 20892–9750, 240–276–6457, *mh101v@nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01735 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Institute Special Emphasis Panel; The Small-Cell Lung Cancer Consortium.

Date: March 14, 2019.

Time: 12:00 p.m. to 3:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Cancer Institute, Shady Grove, 9609 Medical Center Drive, Room 7W612, Rockville, MD 20852, (Telephone Conference Call).

Contact Person: Shari W. Campbell, DPM, MSHS, Scientific Review Officer, Resources and Training Review Branch, Division of Extramural Activities, National Cancer Institute, NIH, 9609 Medical Center Drive, Room 7W612, Bethesda, MD 20892–9750, 240–276–7381, *shari.campbell@nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01746 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Healthcare Delivery and Methodologies Integrated Review Group, Nursing and Related Clinical Sciences Study Section.

Date: February 25–26, 2019.

Time: 8:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Embassy Suites at the Chevy Chase Pavilion, 4300 Military Road NW, Washington, DC 20015.

Contact Person: Preethy Nayar, MBBS, MS, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 3156, Bethesda, MD 20892, *nayarp2@csr.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.306, Comparative Medicine; 93.333, Clinical Research, 93.306, 93.333, 93.337, 93.393–93.396, 93.837–93.844, 93.846–93.878, 93.892, 93.893, National Institutes of Health, HHS)

Dated: February 5, 2019.

Natasha M. Copeland,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01733 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of General Medical Sciences: Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of General Medical Sciences Special Emphasis Panel Review of NIGMS ESI MIRA Grant Applications.

Date: March 18–19, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Washington Marriott at Metro Center, 775 12th Street NW, Washington, DC 20005.

Contact Person: Lisa A. Dunbar, Scientific Review Officer, Office of Scientific Review, National Institute of General Medical Sciences, National Institutes of Health, 45 Center Drive, Room 3AN12, Bethesda, MD 20892, 301–594–2849, *dunbarl@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.375, Minority Biomedical Research Support; 93.821, Cell Biology and Biophysics Research; 93.859, Pharmacology, Physiology, and Biological Chemistry Research; 93.862, Genetics and Developmental Biology Research; 93.88, Minority Access to Research Careers; 93.96, Special Minority Initiatives; 93.859, Biomedical Research and Research Training, National Institutes of Health, HHS)

Dated: February 6, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01897 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Center for Scientific Review Special Emphasis Panel; Toxicology and Digestive, Kidney and Urological Systems AREA Review.

Date: February 26, 2019.

Time: 8:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Virtual Meeting).

Contact Person: Ganesan Ramesh, Ph.D., Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 2182 MSC 7818, Bethesda, MD 20892, 301–827–5467, *ganesan.ramesh@nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.306, Comparative Medicine; 93.333, Clinical Research, 93.306, 93.333, 93.337, 93.393–93.396, 93.837–93.844, 93.846–93.878, 93.892, 93.893, National Institutes of Health, HHS)

Dated: February 5, 2019.

Natasha M. Copeland,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01770 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Center for Scientific Review Special Emphasis Panel; PAR Panel: Pilot Clinical Trials for the Spectrum of Alzheimer's Disease.

Date: March 5–6, 2019.

Time: 11:00 a.m. to 7:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Virtual Meeting).

Contact Person: Wind Cowles, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 3172, Bethesda, MD 20892, 301–437–7872, *cowleshw@csr.nih.gov.*

Name of Committee: Center for Scientific Review Special Emphasis Panel; Glaucoma and Retinopathy: Biomarkers, Diagnostics and Translational Studies in Development and Aging.

Date: March 5, 2019.

Time: 2:00 p.m. to 3:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Alessandra C Rovescalli, Ph.D., Scientific Review Officer, National Institutes of Health, Center for Scientific Review, 6701 Rockledge Drive, Rm. 5205 MSC7846, Bethesda, MD 20892, (301) 435–1021, *rovescaa@mail.nih.gov.*

Name of Committee: Center for Scientific Review Special Emphasis Panel; Member Conflict: Glaucoma and Retinopathy: Biomarkers, Diagnostics and Translational Studies in Development and Aging.

Date: March 5, 2019.

Time: 3:00 p.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Alessandra C Rovescalli, Ph.D., Scientific Review Officer, National Institutes of Health, Center for Scientific Review, 6701 Rockledge Drive, Rm. 5205 MSC7846, Bethesda, MD 20892, (301) 435–1021, *rovescaa@mail.nih.gov.*

Name of Committee: Center for Scientific Review Special Emphasis Panel; Member Conflict: Biochemistry and Macromolecular Biophysics.

Date: March 11, 2019.

Time: 8:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Virtual Meeting).

Contact Person: Sudha Veeraraghavan, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892, 301–435–1504, *sudha.veeraraghavan@nih.gov.*

Name of Committee: Center for Scientific Review Special Emphasis Panel Member Conflict: Neurobiology of Parkinson's Disease, Epilepsy, and Neurodegenerative Disorders.

Date: March 11, 2019.

Time: 11:00 a.m. to 2:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Paula Elyse Schauwecker, Ph.D., Scientific Review Officer, National Institutes of Health, Center for Scientific Review, 6701 Rockledge Drive, Room 5211, Bethesda, MD 20892, 301–760–8207, *schauweckerpe@csr.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.306, Comparative Medicine; 93.333, Clinical Research, 93.306, 93.333, 93.337, 93.393–93.396, 93.837–93.844, 93.846–93.878, 93.892, 93.893, National Institutes of Health, HHS)

Dated: February 5, 2019.

Sylvia L. Neal,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01816 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute on Aging; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute on Aging Special Emphasis Panel; Advancing Diversity in Aging Research through Undergraduate Education Review.

Date: March 12, 2019.

Time: 2:00 p.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institute on Aging, Gateway Building, Room 2C–212, 7201 Wisconsin Avenue, Bethesda, MD 20814, (Telephone Conference Call).

Contact Person: Bita Nakhai, Ph.D., Scientific Review Branch, National Institute on Aging, Gateway Bldg., 2C212, 7201 Wisconsin Avenue, Bethesda, MD 20814, 301–402–7701, *nakhaib@nia.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.866, Aging Research, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01755 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of a meeting of the National Cancer Institute Board of Scientific Advisors.

The meeting will be open to the public with attendance limited to space available. Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should notify the Contact Person listed below in advance of the meeting. The meeting will be videocast and can be accessed from the NIH Videocasting and Podcasting website (*http://videocast.nih.gov*).

Name of Committee: National Cancer Institute Board of Scientific Advisors.

Date: March 25, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: Director's Report: Ongoing and New Business; RFA and RFP Concept Reviews; and Scientific Presentations.

Place: National Cancer Institute—Shady Grove, 9609 Medical Center Drive, Room TE406 & 408, Rockville, MD 20850.

Contact Person: Paulette S. Gray, Ph.D., Director, Division of Extramural Activities, National Cancer Institute—Shady Grove, National Institutes of Health, 9609 Medical Center Drive, Room 7W444, Bethesda, MD 20892, 240–276–6340, *grayp@mail.nih.gov.*

Name of Committee: National Cancer Institute Board of Scientific Advisors.

Date: March 26, 2019.

Time: 9:00 a.m. to 12:00 p.m.

Agenda: RFA and RFP Concept Reviews and Scientific Presentations.

Place: National Cancer Institute—Shady Grove, 9609 Medical Center Drive, Room TE406 & 408, Rockville, MD 20850.

Contact Person: Paulette S. Gray, Ph.D., Director, Division of Extramural Activities, National Cancer Institute—Shady Grove, National Institutes of Health, 9609 Medical Center Drive, Room 7W444, Bethesda, MD 20892, 240–276–6340, *grayp@mail.nih.gov.*

Any interested person may file written comments with the committee by forwarding the statement to the Contact Person listed on this notice. The statement should include the name, address, telephone number and when applicable, the business or professional affiliation of the interested person.

In the interest of security, NIH has instituted stringent procedures for entrance onto the NCI—Shady Grove campus. All visitors will be asked to show one form of identification (for example, a government-issued photo ID, driver's license, or passport) and to state the purpose of their visit.

Information is also available on the Institute's/Center's home page: BSA: *http://deainfo.nci.nih.gov/advisory/bsa/bsa.htm,* where an agenda and any additional information for the meeting will be posted when available.

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01751 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Diabetes and Digestive and Kidney Diseases; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Diabetes and Digestive and Kidney Diseases Special Emphasis Panel; RFA–DK–17–020: Immune System Engineering for Targeted Tolerance in Type 1 Diabetes (R01).

Date: February 25, 2019.

Time: 11:00 a.m. to 4:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, Two Democracy Plaza, 6707 Democracy Boulevard, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Dianne Camp, Ph.D., Scientific Review Officer, Review Branch, DEA, NIDDK, National Institutes of Health, Room 7013, 6707 Democracy Boulevard, Bethesda, MD 20892–2542, 301–5947682, *campd@extra.niddk.nih.gov.*

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: National Institute of Diabetes and Digestive and Kidney Diseases Special Emphasis Panel; NIDDK Multi-Center Clinical Trial R01 Applications (PA–18–330).

Date: February 25, 2019.

Time: 2:00 p.m. to 3:30 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, Two Democracy Plaza, 6707 Democracy Boulevard, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Najma S. Begum, Ph.D., Scientific Review Officer, Review Branch, DEA, NIDDK, National Institutes of Health, Room 7349, 6707 Democracy Boulevard, Bethesda, MD 20892–5452, (301) 594–8894, *begumn@niddk.nih.gov.*

This notice is being published less than 15 days prior to the meeting due to the timing limitations imposed by the review and funding cycle.

Name of Committee: National Institute of Diabetes and Digestive and Kidney Diseases Special Emphasis Panel; PAR18–111–NIDDK High Impact and Interdisciplinary Science (RC2) in Digestive Sciences.

Date: March 4, 2019.

Time: 11:00 a.m. to 4:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, Two Democracy Plaza, 6707 Democracy Boulevard, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Najma S. Begum, Ph.D., Scientific Review Officer, Review Branch, DEA, NIDDK, National Institutes of Health, Room 7349, 6707 Democracy Boulevard, Bethesda, MD 20892–5452, (301) 594–8894, *begumn@niddk.nih.gov.*

Name of Committee: National Institute of Diabetes and Digestive and Kidney Diseases Special Emphasis Panel; Human Islet Biomimetics.

Date: March 5, 2019.

Time: 9:00 a.m. to 12:30 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, Two Democracy Plaza, 6707 Democracy Boulevard, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Elena Sanovich, Ph.D. Scientific Review Officer, Review Branch, DEA, NIDDK National Institutes of Health Room 7351, 6707 Democracy Boulevard Bethesda, MD 20892–2542 301–594–8886, *sanoviche@mail.nih.gov.*

Name of Committee: National Institute of Diabetes and Digestive and Kidney Diseases Special Emphasis Panel; High Impact Interdisciplinary Science in NIDDK Research Areas (RC2).

Date: March 18, 2019.

Time: 11:00 a.m. to 12:30 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, Two Democracy Plaza, 6707 Democracy Boulevard, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Jason D. Hoffert, Ph.D., Scientific Review Officer, Review Branch, DEA, NIDDK, National Institutes of Health, Room 7343, 6707 Democracy Boulevard, Bethesda, MD 20817, 301–496–9010, *hoffertj@niddk.nih.gov.*

Name of Committee: National Institute of Diabetes and Digestive and Kidney Diseases Special Emphasis Panel; NIDDK Multi-Center Clinical Study Planning U34 Review.

Date: March 21, 2019.

Time: 11:00 a.m. to 12:30 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, Two Democracy Plaza, 6707 Democracy Boulevard, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Jian Yang, Ph.D., Scientific Review Officer, Review Branch, DEA, NIDDK, National Institutes of Health, Room 7111, 6707 Democracy Boulevard, Bethesda, MD 20892–5452, (301) 594–7799, *yangj@extra.niddk.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.847, Diabetes, Endocrinology and Metabolic Research; 93.848, Digestive Diseases and Nutrition Research; 93.849, Kidney Diseases, Urology and Hematology Research, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01775 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute on Alcohol Abuse and Alcoholism; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute on Alcohol Abuse and Alcoholism Initial Review Group; Epidemiology, Prevention and Behavior Research Review Subcommittee.

Date: June 3, 2019.

Time: 8:30 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, National Institute on Alcohol Abuse and Alcoholism, Conference Room C, 6700B Rockledge Drive, Bethesda, MD 20817.

Contact Person: Anna Ghambaryan, M.D., Ph.D., Scientific Review Officer, Extramural Project Review Branch, Office of Extramural Activities, National Institute on Alcohol Abuse and Alcoholism, National Institutes of Health, 6700B Rockledge Drive, Room 2120, Bethesda, MD 20892, 301–443–4032, *anna.ghambaryan@nih.gov.*

Name of Committee: National Institute on Alcohol Abuse and Alcoholism Initial Review Group; Neuroscience Review Subcommittee.

Date: June 4, 2019.

Time: 8:30 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, National Institute on Alcohol Abuse and Alcoholism, Conference Room A and B, 6700B Rockledge Drive, Bethesda, MD 20817.

Contact Person: Beata Buzas, Ph.D., Scientific Review Officer, National Institute on Alcohol Abuse and Alcoholism, National Institutes of Health, 6700B Rockledge Drive, Room 2116, Bethesda, MD 20892, 301–443–0800, *bbuzas@mail.nih.gov.*

Name of Committee: National Institute on Alcohol Abuse and Alcoholism Initial Review Group; Biomedical Research Review Subcommittee.

Date: June 10, 2019.

Time: 8:30 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, National Institute on Alcohol Abuse and Alcoholism, Conference Room A and B, 6700B Rockledge Drive, Bethesda, MD 20817.

Contact Person: Philippe Marmillot, Ph.D., Scientific Review Officer, Extramural Project Review Branch, National Institute on Alcohol Abuse and Alcoholism, National Institutes of Health, 6700B Rockledge Drive, Room 2118, Bethesda, MD 20892. 301–443–2861, *marmillotp@mail.nih.gov.*

Name of Committee: National Institute on Alcohol Abuse and Alcoholism Initial Review Group; Clinical, Treatment and Health Services Research Review Subcommittee.

Date: June 21, 2019.

Time: 8:30 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Holiday Inn Express, 6051 Golden Hills Drive, Minneapolis, Minnesota 55416.

Contact Person: Ranga V. Srinivas, Ph.D., Chief, Extramural Project Review Branch, National Institute on Alcohol Abuse and Alcoholism, National Institutes of Health, 6700B Rockledge Drive, Room 2114, Bethesda, MD 20892, (301) 451–2067, *srinivar@mail.nih.gov.*

Name of Committee: National Institute on Alcohol Abuse and Alcoholism Initial Review Group; Epidemiology, Prevention and Behavior Research Review Subcommittee.

Date: October 28, 2019.

Time: 8:30 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, National Institute on Alcohol Abuse and Alcoholism, Conference Room A and B, 6700B Rockledge Drive, Bethesda, MD 20817.

Contact Person: Anna Ghambaryan, M.D., Ph.D., Scientific Review Officer, Extramural Project Review Branch, Office of Extramural Activities, National Institute on Alcohol Abuse and Alcoholism, National Institutes of Health, 6700B Rockledge Drive, Room 2120, Bethesda, MD 20892, 301–443–4032, *anna.ghambaryan@nih.gov.*

Name of Committee: National Institute on Alcohol Abuse and Alcoholism Initial Review Group; Neuroscience Review Subcommittee.

Date: October 30, 2019.

Time: 8:30 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, National Institute on Alcohol Abuse and Alcoholism, Conference Room A and B, 6700B Rockledge Drive, Bethesda, MD 20817.

Contact Person: Beata Buzas, Ph.D., Scientific Review Officer, National Institute on Alcohol Abuse and Alcoholism, National Institutes of Health, 6700B Rockledge Drive, Room 2116, Bethesda, MD 20892, 301–443–0800, *bbuzas@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.271, Alcohol Research Career Development Awards for Scientists and Clinicians; 93.272, Alcohol National Research Service Awards for Research Training; 93.273, Alcohol Research Programs; 93.891, Alcohol Research Center Grants; 93.701, ARRA Related Biomedical Research and Research Support Awards, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01758 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Diabetes and Digestive and Kidney Diseases; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Diabetes and Digestive and Kidney Diseases Special Emphasis Panel, NASH CRN Review.

Date: March 13, 2019.

Time: 11:30 a.m. to 3:30 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, Two Democracy Plaza, 6707 Democracy Boulevard, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Charlene J. Repique, Ph.D., Scientific Review Officer, Review Branch, DEA, NIDDK, National Institutes of Health, Room 7347, 6707 Democracy Boulevard, Bethesda, MD 20892–5452, (301) 451–3638, *charlene.repique@nih.gov.*

Name of Committee: National Institute of Diabetes and Digestive and Kidney Diseases Special Emphasis Panel; NIDDK T1D Closed Loop Systems Applications (R01).

Date: March 13, 2019.

Time: 2:00 p.m. to 4:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, Two Democracy Plaza, 6707 Democracy Boulevard, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Jason D. Hoffert, Ph.D., Scientific Review Officer, Review Branch, DEA, NIDDK, National Institutes of Health, Room 7343, 6707 Democracy Boulevard, Bethesda, MD 20817, 301–496–9010, *hoffertj@niddk.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.847, Diabetes, Endocrinology and Metabolic Research; 93.848, Digestive Diseases and Nutrition Research; 93.849, Kidney Diseases, Urology and Hematology Research, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01772 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of General Medical Sciences; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of General Medical Sciences Special Emphasis Panel; Review of NIGMS ESI MIRA Grant Applications.

Date: March 21, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Embassy Suites at the Chevy Chase Pavilion, 4300 Military Road NW, Washington, DC 20015.

Contact Person: Ruth S. Grossman, DDS, Scientific Review Officer, Office of Scientific Review, National Institute of General Medical Sciences, National Institutes of Health, 45 Center Drive, Room 3AN12J, Bethesda, MD 20892, 301–594–3998, *grossmanrs@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.375, Minority Biomedical Research Support; 93.821, Cell Biology and Biophysics Research; 93.859, Pharmacology, Physiology, and Biological Chemistry Research; 93.862, Genetics and Developmental Biology Research; 93.88, Minority Access to Research Careers; 93.96, Special Minority Initiatives; 93.859, Biomedical Research and Research Training, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01778 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Center for Scientific Review Special Emphasis Panel; PAR–17–240: Innovative Research in Cancer Nanotechnology.

Date: March 8, 2019.

Time: 8:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Ritz Carlton Hotel, 1150 22nd Street NW, Washington, DC 20037.

Contact Person: Amy Kathleen Wernimont, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 6198, Bethesda, MD 20892, 301–827–6427, *amy.wernimont@nih.gov.*

Name of Committee: Center for Scientific Review Special Emphasis Panel; PAR Panel: Social Epigenetics.

Date: March 8, 2019.

Time: 9:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Lorien Hotel & Spa, 1600 King Street, Alexandria, VA 22314.

Contact Person: Delia Olufokunbi Sam, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 3158, MSC 7770, Bethesda, MD 20892, 301–435–0684, *olufokunbisamd@csr.nih.gov.*

Name of Committee: Center for Scientific Review Special Emphasis Panel; Member Conflict: Cardiovascular Sciences.

Date: March 8, 2019.

Time: 10:00 a.m. to 2:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Virtual Meeting).

Contact Person: Margaret Chandler, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4126, MSC 7814, Bethesda, MD 20892, (301) 435–1743, *margaret.chandler@nih.gov.*

Name of Committee: Center for Scientific Review Special Emphasis Panel; Member Conflict: Cellular and Molecular Immunology.

Date: March 8, 2019.

Time: 11:00 a.m. to 7:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Virtual Meeting).

Contact Person: Alok Mulky, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 4203, Bethesda, MD 20892, (301) 435–3566, *alok.mulky@nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.306, Comparative Medicine; 93.333, Clinical Research, 93.306, 93.333, 93.337, 93.393–93.396, 93.837–93.844, 93.846–93.878, 93.892, 93.893, National Institutes of Health, HHS)

Dated: February 5, 2019.

Sylvia L. Neal,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01813 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of a meeting of the National Cancer Advisory Board.

The meeting will be open to the public as indicated below, with attendance limited to space available. Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should notify the Contact Person listed below in advance of the meeting. The open session will be videocast and can be accessed from the NIH Videocasting and Podcasting website (*http://videocast.nih.gov*).

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Advisory Board.

Open: September 4, 2019, 8:30 a.m. to 4:45 p.m.

Agenda: Director's and Program reports and presentations; business of the Board.

Closed: September 4, 2019, 5:00 p.m. to 6:00 p.m.

Agenda: Review of NCAB grant applications.

Place: National Cancer Institute—Shady Grove, 9609 Medical Center Drive, Room TE406 & 408, Rockville, MD 20850.

Contact Person: Paulette S. Gray, Ph.D., Director, Division of Extramural Activities, National Cancer Institute—Shady Grove, National Institutes of Health, 9609 Medical Center Drive, Room 7W444, Bethesda, MD 20892, 240–276–6340, *grayp@mail.nih.gov.*

Name of Committee: National Cancer Advisory Board.

Open: September 5, 2019, 9:00 a.m. to 12:00 p.m.

Agenda: Program reports and presentations; business of the Board.

Place: National Cancer Institute—Shady Grove, 9609 Medical Center Drive, Room TE406 & 408, Rockville, MD 20850.

Contact Person: Paulette S. Gray, Ph.D., Director, Division of Extramural Activities, National Cancer Institute—Shady Grove, National Institutes of Health, 9609 Medical Center Drive, Room 7W444, Bethesda, MD 20892, *grayp@mail.nih.gov.*

Any interested person may file written comments with the committee by forwarding the statement to the Contact Person listed on this notice. The statement should include the name, address, telephone number and when applicable, the business or professional affiliation of the interested person.

In the interest of security, NIH has instituted stringent procedures for entrance onto the NCI-Shady Grove campus. All visitors will be asked to show one form of identification (for example, a government-issued photo ID, driver's license, or passport) and to state the purpose of their visit.

Information is also available on the Institute's/Center's home page: NCAB: *http://deainfo.nci.nih.gov/advisory/ncab/ncab.htm,* BSA: *http://deainfo.nci.nih.gov/advisory/bsa/bsa.htm,* where an agenda and any additional information for the meeting will be posted when available.

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01739 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The contract proposals and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with contract proposals, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Institute Special Emphasis Panel; TEP–8: SBIR Contract Review.

Date: March 20, 2019.

Time: 11:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate contract proposals.

Place: National Cancer Institute, Shady Grove, 9609 Medical Center Drive, Room 7W264 Rockville, MD 20850, (Telephone Conference Call).

Contact Person: Ombretta Salvucci, Ph.D., Scientific Review Officer, Special Review Branch, Division of Extramural Activities, National Cancer Institute, NIH, 9609 Medical Center Drive, Room 7W264, Bethesda, MD 20892–9750, 240–276–7286, *salvucco@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01748 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Institute Special Emphasis Panel, Feasibility Studies to Build Collaborative Partnerships in Cancer Research (P20).

Date: March 14, 2019.

Time: 10:00 a.m. to 4:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Cancer Institute, Shady Grove, 9609 Medical Center Drive, Room 7W104, Rockville, MD 20850 (Telephone Conference Call).

Contact Person: David G. Ransom, Ph.D., Scientific Review Officer, Special Review Branch, Division of Extramural Activities, National Cancer Institute, NIH, 9609 Medical Center Drive, Room 7W104, Bethesda, MD 20892–9750, 240–276–6351, *david.ransom@nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01760 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of General Medical Sciences; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: NIGMS Initial Review Group; Training and Workforce Development Subcommittee—A, Review of T32 Applications.

Date: March 8, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: The Dupont Circle Hotel, 1500 New Hampshire Avenue NW, Washington, DC 20036.

Contact Person: John J. Laffan, Ph.D., Scientific Review Officer, Office of Scientific Review, National Institute of General Medical Sciences, National Institutes of Health, Natcher Building, Room 3AN18J, Bethesda, MD 20892, 301–594–2773, *laffanjo@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.375, Minority Biomedical Research Support; 93.821, Cell Biology and Biophysics Research; 93.859, Pharmacology, Physiology, and Biological Chemistry Research; 93.862, Genetics and Developmental Biology Research; 93.88, Minority Access to Research Careers; 93.96, Special Minority Initiatives; 93.859, Biomedical Research and Research Training, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01783 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of General Medical Sciences; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: NIGMS Initial Review Group, Training and Workforce Development Subcommittee—C, Review the Scientific Merit of Bridges to the Baccalaureate, Bridges to the Doctorate and K12, IRACDA applications.

Date: March 28–29, 2019.

Time: 8:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Residence Inn Bethesda Downtown, 7335 Wisconsin Avenue, Bethesda, MD 20814.

Contact Person: Lee Warren Slice, Ph.D., Scientific Review Officer, Office of Scientific Review, National Institute of General Medical Sciences, National Institutes of Health, 1 Democracy Plaza, 6701 Democracy Blvd., Room 1068, Bethesda, MD 20892, 301–435–0807, *slicelw@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.375, Minority Biomedical Research Support; 93.821, Cell Biology and Biophysics Research; 93.859, Pharmacology, Physiology, and Biological Chemistry Research; 93.862, Genetics and Developmental Biology Research; 93.88, Minority Access to Research Careers; 93.96, Special Minority Initiatives; 93.859, Biomedical Research and Research Training, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01776 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Institute Initial Review Group, Subcommittee A—Cancer Centers.

Date: May 2, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Bethesda North Marriott Hotel & Conference Center, 5701 Marinelli Road, North Bethesda, MD 20852.

Contact Person: Shamala K. Srinivas, Ph.D., Scientific Review Officer, Office of Referral, Review and Program Coordination, Division of Extramural Activities, National Cancer Institute, NIH, 9609 Medical Center Drive, Room 7W530, Bethesda, MD 20892–9750, 240–276–6442, *ss537t@nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01761 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of General Medical Sciences; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of General Medical Sciences Special Emphasis Panel; To Review Renewal of Centers of Biomedical Research Excellence (COBRE) P20 Applications.

Date: March 7–8, 2019.

Time: 8:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Hyatt Regency Bethesda, One Bethesda Metro Center, 7400 Wisconsin Avenue, Bethesda, MD 20814.

Contact Person: Nina Sidorova, Ph.D., Scientific Review Officer, Office of Scientific Review, National Institute of General Medical Sciences, National Institutes of Health, 45 Center Drive, Room 3An.22, Bethesda, MD 20892–6200, 301–594–3663, *sidorova@nigms.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.375, Minority Biomedical Research Support; 93.821, Cell Biology and Biophysics Research; 93.859, Pharmacology, Physiology, and Biological Chemistry Research; 93.862, Genetics and Developmental Biology Research; 93.88, Minority Access to Research Careers; 93.96, Special Minority Initiatives; 93.859, Biomedical Research and Research Training, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01779 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute on Aging; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute on Aging Special Emphasis Panel, The CANASTA Study Review {ZAG1–ZIJ G M3}.

Date: March 8, 2019.

Time: 12:00 p.m. to 4:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institute on Aging, Gateway Building, Suite 2W–200, 7201 Wisconsin Avenue, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Maurizio Grimaldi, MD, Ph.D., Scientific Review Officer, National Institute on Aging, National Institutes of Health, 7201 Wisconsin Avenue, Room 2C218, Bethesda, MD 20892, 301–496–9374, *grimaldim2@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.866, Aging Research, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01753 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute on Alcohol Abuse and Alcoholism; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute on Alcohol Abuse and Alcoholism Special Emphasis Panel; Member Conflict Review.

Date: March 13, 2019.

Time: 1:00 p.m. to 3:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, National Institute on Alcohol Abuse and Alcoholism, 6700B Rockledge Drive, Bethesda, MD 20817 (Telephone Conference Call).

Contact Person: Beata Buzas, Ph.D., Scientific Review Officer, National Institute on Alcohol Abuse and Alcoholism, National Institutes of Health, 6700B Rockledge Drive, Room 2116, Bethesda, MD 20852, 301–443–0800, *bbuzas@mail.nih.gov.*

Name of Committee: National Institute on Alcohol Abuse and Alcoholism Special Emphasis Panel; Fellowship Review.

Date: July 19, 2019.

Time: 8:30 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, National Institute on Alcohol Abuse and Alcoholism, 6700B Rockledge Drive, Conference Room A and B, Bethesda, MD 20817.

Contact Person: Richard A. Rippe, Ph.D., Scientific Review Officer, Extramural Project Review Branch, Office of Extramural Activities, National Institute on Alcohol Abuse and Alcoholism, National Institutes of Health, 6700B Rockledge Drive, Room 2109, Bethesda, MD 20892, 301–443–8599, *rippera@mail.nih.gov.*

Name of Committee: National Institute on Alcohol Abuse and Alcoholism Special Emphasis Panel; Fellowship Review.

Date: November 8, 2019.

Time: 8:30 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, National Institute on Alcohol Abuse and Alcoholism, 6700B Rockledge Drive, Conference Room A and B, Bethesda, MD 20817.

Contact Person: Richard A. Rippe, Ph.D., Scientific Review Officer, Extramural Project Review Branch, Office of Extramural Activities, National Institute on Alcohol Abuse and Alcoholism, National Institutes of Health, 6700B Rockledge Drive, Room 2109, Bethesda, MD 20892, 301–443–8599, *rippera@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.271, Alcohol Research Career Development Awards for Scientists and Clinicians; 93.272, Alcohol National Research Service Awards for Research Training; 93.273, Alcohol Research Programs; 93.891, Alcohol Research Center Grants; 93.701, ARRA Related Biomedical Research and Research Support Awards, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01759 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as

amended, notice is hereby given of the joint meeting of the National Cancer Advisory Board (NCAB) and NCI Board of Scientific Advisors (BSA).

The meeting will be open to the public as indicated below, with attendance limited to space available. Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should notify the Contact Person listed below in advance of the meeting. The open session will be videocast and can be accessed from the NIH Videocasting and Podcasting website (*http://videocast.nih.gov*).

A portion of the National Cancer Advisory Board meeting will be closed to the public in accordance with the provisions set forth in section 552b(c)(6), Title 5 U.S.C., as amended, for the review, discussion, and evaluation of individual intramural programs and projects conducted by the National Cancer Institute, including consideration of personnel qualifications and performance, and the competence of individual investigators, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Advisory Board and NCI Board of Scientific Advisors.

Open: December 2, 2019, 8:30 a.m. to 4:45 p.m.

Agenda: Joint meeting of the National Cancer Advisory Board and NCI Board of Scientific Advisors, NCI Director's report and presentations, NCI Board of Scientific Advisors Concepts Review.

Closed: December 2, 2019, 5:00 p.m. to 6:00 p.m.

Agenda: Review of intramural program site visit outcomes and the discussion of confidential personnel issues.

Place: National Cancer Institute—Shady Grove, 9609 Medical Center Drive, Room TE406 & 408, Rockville, MD 20850.

Contact Person: Paulette S. Gray, Ph.D., Director, Division of Extramural Activities, National Cancer Institute—Shady Grove, National Institutes of Health, 9609 Medical Center Drive, Room 7W444, Bethesda, MD 20892, 240–276–6340, *grayp@mail.nih.gov.*

Name of Committee: National Cancer Advisory Board and NCI Board of Scientific Advisors.

Open: December 3, 2019, 9:00 a.m. to 12:00 p.m.

Agenda: Joint meeting of the National Cancer Advisory Board and NCI Board of Scientific Advisors, and NCI Board of Scientific Advisors Concepts Review.

Place: National Cancer Institute—Shady Grove, 9609 Medical Center Drive, Room TE406 & 408, Rockville, MD 20850.

Contact Person: Paulette S. Gray, Ph.D., Director, Division of Extramural Activities, National Cancer Institute—Shady Grove, National Institutes of Health, 9609 Medical Center Drive, Room 7W444, Bethesda, MD 20892, *grayp@mail.nih.gov.*

Any interested person may file written comments with the committee by forwarding the statement to the Contact Person listed on this notice. The statement should include the name, address, telephone number and when applicable, the business or professional affiliation of the interested person.

In the interest of security, NIH has instituted stringent procedures for entrance onto the NCI-Shady Grove campus. All visitors will be asked to show one form of identification (for example, a government-issued photo ID, driver's license, or passport) and to state the purpose of their visit.

Information is also available on the Institute's/Center's home page: NCAB: *http://deainfo.nci.nih.gov/advisory/ncab/ncab.htm,* BSA: *http://deainfo.nci.nih.gov/advisory/bsa/bsa.htm,* where an agenda and any additional information for the meeting will be posted when available.

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01740 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The contract proposals and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with contract proposals, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Institute Special Emphasis Panel, TEP–7: SBIR Contract Review.

Date: March 19, 2019.

Time: 10:00 a.m. to 3:00 p.m.

Agenda: To review and evaluate contract proposals.

Place: National Cancer Institute, Shady Grove, 9609 Medical Center Drive, Room 7W122, Rockville, MD 20850 (Telephone Conference Call).

Contact Person: Sanita Bharti, Ph.D., Scientific Review Officer, Research Programs Review Branch, Division of Extramural Activities, National Cancer Institute, NIH, 9609 Medical Center Drive, Room 7W122, Bethesda, MD 20892–9750, 240–276–5909, *sanitab@mail.nih.gov*.

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01734 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Eunice Kennedy Shriver National Institute of Child Health & Human Development; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Child Health and Human Development Special Emphasis Panel Member Conflict SEP.

Date: April 3, 2019.

Time: 12:00 p.m. to 2:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6710B Rockledge Drive, Bethesda, MD 20892.

Contact Person: Christiane M. Robbins, Scientific Review Officer, Scientific Review Branch (SRB), DER, Eunice Kennedy Shriver National Institute of Child Health and Human Development, NIH, DHHS 6710B Rockledge Drive, Rm 2121A, Bethesda, MD

20817, 301–451–4989, *crobbins@mail.nih.gov.*

Name of Committee: National Institute of Child Health and Human Development Initial Review Group Obstetrics and Maternal-Fetal Biology Subcommittee.

Date: October 25, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Residence Inn Downtown Bethesda, 7355 Wisconsin Avenue, Bethesda, MD 20814.

Contact Person: Peter Zelazowski, Ph.D., Scientific Review Officer, National Institutes of Health, NICHD, SRB, 6710B Rockledge Drive, Bethesda, MD 20892, 301–435–6902, *PETER.ZELAZOWSKI@NIH.GOV*.

(Catalogue of Federal Domestic Assistance Program Nos. 93.864, Population Research; 93.865, Research for Mothers and Children; 93.929, Center for Medical Rehabilitation Research; 93.209, Contraception and Infertility Loan Repayment Program, National Institutes of Health, HHS)

Dated: *February 6, 2019.*

Ronald J. Livingston, Jr.,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01899 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Heart, Lung, and Blood Institute; Notice of Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of meetings of the National Heart, Lung, and Blood Advisory Council.

The meetings will be open to the public as indicated below, with attendance limited to space available. Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should notify the Contact Person listed below in advance of the meeting.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Heart, Lung, and Blood Advisory Council.

Date: June 4, 2019.

Open: 8:00 a.m. to 12:00 p.m.

Agenda: To discuss program policies and issues.

Place: National Institutes of Health, Porter Neuroscience Research Center, Building 35A Convent Drive, Bethesda, MD 20892.

Closed: 12:00 p.m. to 4:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, Porter Neuroscience Research Center, Building 35A Convent Drive, Bethesda, MD 20892.

Contact Person: Laura K. Moen, Ph.D., Director, Division of Extramural Research Activities, National Heart, Lung, and Blood Institute National Institutes of Health, 6701 Rockledge Drive, Room 7100, Bethesda, MD 20892, 301–435–0260, *moenl@mail.nih.gov*.

Name of Committee: National Heart, Lung, and Blood Advisory Council.

Date: August 27, 2019.

Closed: 1:00 p.m. to 3:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Room 9100, Bethesda, MD 20892.

Contact Person: Laura K. Moen, Ph.D., Director, Division of Extramural Research Activities, National Heart, Lung, and Blood Institute, National Institutes of Health, 6701 Rockledge Drive, Room 7100, Bethesda, MD 20892, 301–435–0260, *moenl@mail.nih.gov*.

Name of Committee: National Heart, Lung, and Blood Advisory Council.

Date: October 29, 2019.

Open: 8:00 a.m. to 12:00 p.m.

Agenda: To discuss program policies and issues.

Place: National Institutes of Health, Porter Neuroscience Research Center, Building 35A Convent Drive, Bethesda, MD 20892.

Closed: 12:00 p.m. to 4:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, Porter Neuroscience Research Center, Building 35A Convent Drive, Bethesda, MD 20892.

Contact Person: Laura K. Moen, Ph.D., Director, Division of Extramural Research Activities, National Heart, Lung, and Blood Institute, National Institutes of Health, 6701 Rockledge Drive, Room 7100, Bethesda, MD 20892, 301–435–0260, *moenl@mail.nih.gov*.

Any interested person may file written comments with the committee by forwarding the statement to the Contact Person listed on this notice. The statement should include the name, address, telephone number and when applicable, the business or professional affiliation of the interested person.

In the interest of security, NIH has instituted stringent procedures for entrance onto the NIH campus. All visitor vehicles, including taxicabs, hotel, and airport shuttles will be inspected before being allowed on campus. Visitors will be asked to show one form of identification (for example, a government-issued photo ID, driver's license, or passport) and to state the purpose of their visit.

Information is also available on the Institute's/Center's home page: *www.nhlbi.nih.gov/meetings/nhlbac/index.htm,* where an agenda and any additional information for the meeting will be posted when available.

(Catalogue of Federal Domestic Assistance Program Nos. 93.233, National Center for Sleep Disorders Research; 93.837, Heart and Vascular Diseases Research; 93.838, Lung Diseases Research; 93.839, Blood Diseases and Resources Research, National Institutes of Health, HHS)

Dated: February 5, 2019.

Ronald J. Livingston, Jr.,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01742 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of General Medical Sciences; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of General Medical Sciences Special Emphasis Panel; Review of Institutional Development Award (IDeA) Program Infrastructure for Clinical and Translational Research (IDeA–CTR) (U54).

Date: April 1, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Embassy Suites at Chevy Chase Pavilion, 4300 Military Road NW, Washington, DC 20015.

Contact Person: Lisa A. Newman, Scientific Review Officer, Office of Scientific Review, National Institutes of General Medical Sciences, 45 Center Drive, Rm. 3AN18A, Bethesda, MD 20814, (301)435–0965, *newmanla2@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.375, Minority Biomedical Research Support; 93.821, Cell Biology and Biophysics Research; 93.859, Pharmacology, Physiology, and Biological Chemistry Research; 93.862, Genetics and Developmental Biology Research; 93.88, Minority Access to Research Careers; 93.96, Special Minority Initiatives; 93.859, Biomedical Research and Research Training, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01785 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Diabetes and Digestive and Kidney Diseases; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Diabetes and Digestive and Kidney Diseases Initial Review Group; Diabetes, Endocrinology and Metabolic Diseases B Subcommittee.

Date: March 6–8, 2019.

Time: 8:30 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Residence Inn Capital View, 2850 South Potomac Avenue, Arlington, VA 22202.

Contact Person: John F. Connaughton, Ph.D., Chief, Scientific Review Branch, Review Branch, DEA, NIDDK, National Institutes of Health, Room 7007, 6707 Democracy Boulevard, Bethesda, MD 20892–5452, (301) 594–7797, *connaughtonj@extra.niddk.nih.gov.*

Name of Committee: National Institute of Diabetes and Digestive and Kidney Diseases Initial Review Group; Digestive Diseases and Nutrition C Subcommittee.

Date: March 6–8, 2019.

Time: 8:30 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Hyatt Regency Bethesda, One Bethesda Metro Center (7400 Wisconsin Ave.), Bethesda, MD 20814.

Contact Person: Maria E. Davila-Bloom, Ph.D., Scientific Review Officer, Review Branch, DEA, NIDDK, National Institutes of Health, Room 7017, 6707 Democracy Boulevard, Bethesda, MD 20892–5452, (301) 594–7637, *davila-bloomm@extra.niddk.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.847, Diabetes, Endocrinology and Metabolic Research; 93.848, Digestive Diseases and Nutrition Research; 93.849, Kidney Diseases, Urology and Hematology Research, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01773 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Human Genome Research Institute; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Human Genome Research Institute Special Emphasis Panel, Gabriella Miller Kids First Sequencing Center.

Date: March 11, 2019.

Time: 1:00 p.m. to 4:30 p.m.

Agenda: To review and evaluate grant applications.

Place: NHGRI, Greider Conference Room 332, 6700B Rockledge Drive, Bethesda, MD 20817 (Telephone Conference Call).

Contact Person: Rudy O. Pozzatti, Ph.D., Scientific Review Officer, Scientific Review Branch, National Human Genome Research Institute, 5635 Fishers Lane, Suite 4076, MSC 9306, Rockville, MD 20852, (301) 402–0838, *pozzattr@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.172, Human Genome Research, National Institutes of Health, HHS)

Dated: February 5, 2019.

Sylvia L. Neal,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01818 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review; Notice of Meeting

Pursuant to section 10(a) of the Federal Advisory Committee Act, as amended, notice is hereby given of a meeting of the Center for Scientific Review Advisory Council.

The meeting will be open to the public, with attendance limited to space available. Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should notify the Contact Person listed below in advance of the meeting.

Name of Committee: Center for Scientific Review Advisory Council.

Date: September 23, 2019.

Time: 8:30 a.m. to 3:00 p.m.

Agenda: Provide advice to the Director, Center for Scientific Review (CSR), on matters related to planning, execution, conduct, support, review, evaluation, and receipt and referral of grant applications at CSR.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892.

Contact Person: Cathleen L Cooper, Ph.D., Executive Secretary, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 3030, Bethesda, MD 20892, 301–435–1111, *cooperc@csr.nih.gov.*

Any interested person may file written comments with the committee by forwarding the statement to the Contact Person listed on this notice. The statement should include the name, address, telephone number and when applicable, the business or professional affiliation of the interested person.

In the interest of security, NIH has instituted stringent procedures for entrance onto the NIH campus. All visitor vehicles, including taxicabs, hotel, and airport shuttles will be inspected before being allowed on campus. Visitors will be asked to show one form of identification (for example, a government-issued photo ID, driver's license, or passport) and to state the purpose of their visit.

Information is also available on the Institute's/Center's home page: *http://public.csr.nih.gov/aboutcsr/CSROrganization/Pages/CSRAC.aspx,* where an agenda and any additional information for the meeting will be posted when available.

(Catalogue of Federal Domestic Assistance Program Nos. 93.306, Comparative Medicine; 93.333, Clinical Research, 93.306, 93.333, 93.337, 93.393–93.396, 93.837–93.844, 93.846–93.878, 93.892, 93.893, National Institutes of Health, HHS)

Dated: February 5, 2019.

Ronald J. Livingston, Jr.,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01743 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Human Genome Research Institute; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Human Genome Research Institute Initial Review Group, Genome Research Review Committee GNOM–G.

Date: March 7, 2019.

Time: 2:00 p.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: NHGRI, McClintock Conf. Room 3150 A/B, 6700B Rockledge Dr., Bethesda, MD 20817 (Telephone Conference Call).

Contact Person: Keith McKenney, Ph.D., Scientific Review Officer, NHGRI, 5635 Fishers Lane, Suite 4076, MSC 9306, Bethesda, MD 20814, 301–594–4280, *mckenneyk@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.172, Human Genome Research, National Institutes of Health, HHS)

Dated: February 5, 2019.

Sylvia L. Neal,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01820 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of General Medical Sciences; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of General Medical Sciences Special Emphasis Panel; Review the Scientific Merit of R13 Conference grant applications.

Date: March 14, 2019.

Time: 12:30 p.m. to 2:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, Natcher Building, Suite 3AN12N, 45 Center Drive, Bethesda, MD 20852 (Virtual Meeting).

Contact Person: Lee Warren Slice, Ph.D., Scientific Review Officer, Office of Scientific Review, National Institute of General Medical Sciences, National Institutes of Health, 1 Democracy Plaza, 6701 Democracy Blvd. Room 1068, Bethesda, MD 20892, 301–435–0807, *slicelw@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.375, Minority Biomedical Research Support; 93.821, Cell Biology and Biophysics Research; 93.859, Pharmacology, Physiology, and Biological Chemistry Research; 93.862, Genetics and Developmental Biology Research; 93.88, Minority Access to Research Careers; 93.96, Special Minority Initiatives; 93.859, Biomedical Research and Research Training, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01787 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Center for Scientific Review Special Emphasis Panel; Member Conflict: Motivated Behavior and Sensorimotor Integration.

Date: March 5, 2019.

Time: 8:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, 6701 Rockledge Drive, Bethesda, MD 20892 (Virtual Meeting).

Contact Person: Michael Selmanoff, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5164, MSC 7844, Bethesda, MD 20892, 301–435–1119, *selmanom@csr.nih.gov.*

Name of Committee: Center for Scientific Review Special Emphasis Panel; Small Business: Instrumentation, Environmental, and Occupational Safety.

Date: March 11–12, 2019.

Time: 8:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Bahia Resort Hotel, 998 West Mission Bay Drive, San Diego, CA 92109.

Contact Person: Marie-Jose Belanger, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Rm 6188 MSC 7804, Bethesda, MD 20892, 301–435–1267, *belangerm@csr.nih.gov.*

Name of Committee: Center for Scientific Review Special Emphasis Panel; Infectious Diseases and Microbiology AREA Review.

Date: March 11, 2019.

Time: 8:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Place: The River Inn, 924 25th Street NW, Washington, DC 20037.

Contact Person: Liangbiao Zheng, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 3202, MSC 7808, Bethesda, MD 20892, 301–996–5819, *zhengli@csr.nih.gov.*

Name of Committee: Center for Scientific Review Special Emphasis Panel; Member Conflict: Neurovascular Disorders and Stroke.

Date: March 11, 2019.

Time: 12:00 p.m. to 3:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institutes of Health, Center for Scientific Review, 6701 Rockledge Drive, Bethesda, MD 20817 (Telephone Conference Call).

Contact Person: Alexander Yakovlev, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 5206, MSC 7846, Bethesda, MD 20892–7846, 301–435–1254, *yakovleva@csr.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.306, Comparative Medicine; 93.333, Clinical Research, 93.306, 93.333, 93.337, 93.393–93.396, 93.837–93.844, 93.846–93.878, 93.892, 93.893, National Institutes of Health, HHS)

Dated: February 5, 2019.

Sylvia L. Neal,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01814 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute on Aging; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute on Aging Special Emphasis Panel; Mechanistic Studies [2019/05 ZAG1 ZIJ–P (M2)].

Date: February 26, 2019.

Time: 12:30 p.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institute on Aging, Gateway Building, Suite 2W200, 7201 Wisconsin Avenue, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Nijaguna Prasad, Ph.D., Scientific Review Officer, Scientific Review Branch, National Institute on Aging, 7201 Wisconsin Avenue, Gateway Building, Suite 2W200, Bethesda, MD 20892, 301–496–9667, *nijaguna.prasad@nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.866, Aging Research, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01757 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of a meeting of the Board of Scientific Counselors for Clinical Sciences and Epidemiology, National Cancer Institute.

The meeting will be closed to the public as indicated below in accordance with the provisions set forth in section 552b(c)(6), Title 5 U.S.C., as amended for the review, discussion, and evaluation of individual intramural programs and projects conducted by the National Cancer Institute, including consideration of personnel qualifications and performance, and the competence of individual investigators, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Board of Scientific Counselors for Clinical Sciences and Epidemiology, National Cancer Institute.

Date: March 12, 2019.

Time: 9:00 a.m. to 3:45 p.m.

Agenda: To review and evaluate personal qualifications and performance, and competence of individual investigators.

Place: National Institutes of Health, 45 Center Drive, Building 45, Conference Room D, Bethesda, MD 20892.

Contact Person: Brian E. Wojcik, Ph.D., Senior Review Administrator, Institute Review Office, Office of the Director, National Cancer Institute, National Institutes of Health, 9609 Medical Center, Room 3W414, Bethesda, MD 20892–9750, 240–276–5664, *wojcikb@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01747 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Diabetes and Digestive and Kidney Diseases; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Diabetes and Digestive and Kidney Diseases Special Emphasis Panel, CureGN Limited Competition.

Date: March 12, 2019.

Time: 11:30 a.m. to 1:30 p.m.

Agenda: To review and evaluate cooperative agreement applications.

Place: National Institutes of Health, Two Democracy Plaza, 6707 Democracy Boulevard, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Jason D. Hoffert, Ph.D., Scientific Review Officer, Review Branch, DEA, NIDDK, National Institutes of Health, Room 7343, 6707 Democracy Boulevard, Bethesda, MD 20817, 301–496–9010, *hoffertj@niddk.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.847, Diabetes, Endocrinology and Metabolic Research; 93.848, Digestive Diseases and Nutrition Research; 93.849, Kidney Diseases, Urology and Hematology Research, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01774 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Mental Health; Notice of Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of meetings of the National Advisory Mental Health Council.

The meetings will be open to the public as indicated below, with attendance limited to space available. Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should notify the Contact Person listed below in advance of the meeting.

The meetings will be closed to the public in accordance with the provisions set forth in section 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and/or contract proposals and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications and/or contract proposals, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Advisory Mental Health Council.

Date: May 30, 2019.

Open: 9:00 a.m. to 1:00 p.m.

Agenda: Presentation of the NIMH Director's Report and discussion of NIMH program.

Place: National Institutes of Health, Neuroscience Center Building (NSC), Conference Rooms C/D/E, 6001 Executive Boulevard, Rockville, MD 20852.

Closed: 2:00 p.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications and/or proposals.

Place: National Institutes of Health, Neuroscience Center Building (NSC), Conference Rooms C/D/E, 6001 Executive Boulevard, Rockville, MD 20852.

Contact Person: Jean G. Noronha, Ph.D., Director, Division of Extramural Activities, National Institute of Mental Health, NIH, Neuroscience Center, 6001 Executive Blvd., Room 6154, MSC 9609, Bethesda, MD 20892–9609, 301–443–3367, *jnoronha@mail.nih.gov.*

Name of Committee: National Advisory Mental Health Council.

Date: September 19, 2019.

Open: 9:00 a.m. to 1:00 p.m.

Agenda: Presentation of the NIMH Director's Report and discussion of NIMH program.

Place: National Institutes of Health, Neuroscience Center Building (NSC), Conference Rooms C/D/E, 6001 Executive Boulevard, Rockville, MD 20852.

Closed: 1:00 p.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications and/or proposals.

Place: National Institutes of Health, Neuroscience Center Building (NSC), Conference Rooms C/D/E, 6001 Executive Boulevard, Rockville, MD 20852.

Contact Person: Jean G. Noronha, Ph.D., Director, Division of Extramural Activities National Institute of Mental Health, NIH, Neuroscience Center, 6001 Executive Blvd., Room 6154, MSC 9609, Bethesda, MD 20892–9609, 301–443–3367, *jnoronha@mail.nih.gov*.

Any member of the public interested in presenting oral comments to the committee may notify the Contact Person listed on this notice at least 10 days in advance of the meeting. Interested individuals and representatives of organizations may submit a letter of intent, a brief description of the organization represented, and a short description of the oral presentation. Only one representative of an organization may be allowed to present oral comments and if accepted by the committee, presentations may be limited to five minutes. Both printed and electronic copies are requested for the record. In addition, any interested person may file written comments with the committee by forwarding their statement to the Contact Person listed on this notice. The statement should include the name, address, telephone number and when applicable, the business or professional affiliation of the interested person.

Information is also available on the Institute's/Center's home page: *www.nimh.nih.gov/about/advisory-boards-and-groups/namhc/index.shtml.,* where an agenda and any additional information for the meeting will be posted when available.

(Catalogue of Federal Domestic Assistance Program No. 93.242, Mental Health Research Grants, National Institutes of Health, HHS)

Dated: February 6, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01885 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Heart, Lung, and Blood Institute; Notice of Meeting

Pursuant to section 10(a) of the Federal Advisory Committee Act, as amended, notice is hereby given of a meeting of the National Heart, Lung, and Blood Advisory Council.

The meeting will be open to the public as indicated below, with attendance limited to space available. Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should notify the Contact Person listed below in advance of the meeting.

Name of Committee: National Heart, Lung, and Blood Advisory Council.

Date: September 10, 2019.

Open: 8:00 a.m. to 1:30 p.m.

Agenda: To discuss program policies and issues.

Place: National Institutes of Health, Building 35A, Porter Building, Room 640, 35A Convent Drive, Bethesda, MD 20892.

Open: 2:30 p.m. to 3:00 p.m.

Agenda: To discuss program policies and issues.

Place: National Institutes of Health, Building 35A, Porter Building, Room 640, 35A Convent Drive, Bethesda, MD 20892.

Contact Person: Laura K. Moen, Ph.D., Director, Division of Extramural Research Activities, National Heart, Lung, and Blood Institute, National Institutes of Health, 6701 Rockledge Drive, Room 7100, Bethesda, MD 20892, 301–435–0260, *moenl@mail.nih.gov*.

Any interested person may file written comments with the committee by forwarding the statement to the Contact Person listed on this notice. The statement should include the name, address, telephone number and when applicable, the business or professional affiliation of the interested person.

In the interest of security, NIH has instituted stringent procedures for entrance onto the NIH campus. All visitor vehicles, including taxicabs, hotel, and airport shuttles will be inspected before being allowed on campus. Visitors will be asked to show one form of identification (for example, a government-issued photo ID, driver's license, or passport) and to state the purpose of their visit.

Information is also available on the Institute's/Center's home page: *www.nhlbi.nih.gov/meetings/nhlbac/index.htm,* where an agenda and any additional information for the meeting will be posted when available.

(Catalogue of Federal Domestic Assistance Program Nos. 93.233, National Center for Sleep Disorders Research; 93.837, Heart and Vascular Diseases Research; 93.838, Lung Diseases Research; 93.839, Blood Diseases and Resources Research, National Institutes of Health, HHS)

Dated: February 6, 2019.

Ronald J. Livingston, Jr.,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01884 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of General Medical Sciences; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of General Medical Sciences Special Emphasis Panel; Review of NIGMS ESI MIRA Grant Applications.

Date: March 21–22, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Hyatt Regency Bethesda, One Bethesda Metro Center, 7400 Wisconsin Avenue, Bethesda, MD 20814.

Contact Person: Saraswathy Seetharam, Ph.D., Scientific Review Officer, Office of Scientific Review, National Institute of General Medical Sciences, National Institutes of Health, 45 Center Drive, Room 3AN12C, Bethesda, MD 20892, 301–594–2763, *seetharams@nigms.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.375, Minority Biomedical Research Support; 93.821, Cell Biology and Biophysics Research; 93.859, Pharmacology, Physiology, and Biological Chemistry Research; 93.862, Genetics and Developmental Biology Research; 93.88, Minority Access to Research Careers; 93.96, Special Minority Initiatives; 93.859, Biomedical Research and Research Training, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01788 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of General Medical Sciences; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of General Medical Sciences Special Emphasis Panel; Review the Scientific Merit of Community-Wide Scientific Resources (R24), Grant Applications.

Date: March 7, 2019.

Time: 1:00 p.m. to 2:30 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institute of General Medical Sciences, Natcher Building, Suite 3AN12, 45 Center Drive, Bethesda, MD 20892, (Telephone Conference Call).

Contact Person: Tracy Koretsky, National Institute of General Medical Sciences, 45 Center Drive, MSC 6200, Bethesda, MD 20892, 301 594 3663, *tracy.koretsky@nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.375, Minority Biomedical Research Support; 93.821, Cell Biology and Biophysics Research; 93.859, Pharmacology, Physiology, and Biological Chemistry Research; 93.862, Genetics and Developmental Biology Research; 93.88, Minority Access to Research Careers; 93.96, Special Minority Initiatives; 93.859, Biomedical Research and Research Training, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01789 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of Diabetes and Digestive and Kidney Diseases; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of a meeting of the Board of Scientific Counselors, NIDDK.

The meeting will be closed to the public as indicated below in accordance with the provisions set forth in section 552b(c)(6), Title 5 U.S.C., as amended for the review, discussion, and evaluation of individual intramural programs and projects conducted by the National Institute of Diabetes and Digestive and Kidney Diseases, including consideration of personnel qualifications and performance, and the competence of individual investigators, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Board of Scientific Counselors, NIDDK.

Date: March 20–21, 2019.

Time: 8:00 a.m. to 4:30 p.m.

Agenda: To review and evaluate personal qualifications and performance, and competence of individual investigators.

Place: National Institutes of Health, Building 10, Solarium Conference Room 9S233, 10 Center Drive, Bethesda, MD 20892.

Contact Person: Michael W. Krause, Ph.D., Scientific Director, National Institute of Diabetes and Digestive and Kidney Diseases, National Institutes of Health, Building 5, Room B104, Bethesda, MD 20892–1818, (301) 402–4633, *mwkrause@helix.nih.gov.*

In the interest of security, NIH has instituted stringent procedures for entrance onto the NIH campus. All visitor vehicles, including taxicabs, hotel, and airport shuttles will be inspected before being allowed on campus. Visitors will be asked to show one form of identification (for example, a government-issued photo ID, driver's license, or passport) and to state the purpose of their visit.

(Catalogue of Federal Domestic Assistance Program Nos. 93.847, Diabetes, Endocrinology and Metabolic Research; 93.848, Digestive Diseases and Nutrition Research; 93.849, Kidney Diseases, Urology and Hematology Research, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01771 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the joint meeting of the National Cancer Advisory Board (NCAB) and NCI Board of Scientific Advisors (BSA).

The meeting will be open to the public as indicated below, with attendance limited to space available. Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should notify the Contact Person listed below in advance of the meeting. The open session will be videocast and can be accessed from the NIH Videocasting and Podcasting website (*http://videocast.nih.gov*).

A portion of the National Cancer Advisory Board meeting will be closed to the public in accordance with the provisions set forth in section 552b(c)(6), Title 5 U.S.C., as amended, for the review, discussion, and evaluation of individual intramural programs and projects conducted by the National Cancer Institute, including consideration of personnel qualifications and performance, and the competence of individual investigators, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Advisory Board and NCI Board of Scientific Advisors.

Open: June 10, 2018, 8:30 a.m. to 4:45 p.m.

Agenda: Joint meeting of the National Cancer Advisory Board and NCI Board of Scientific Advisors, NCI Director's report and presentations, NCI Board of Scientific Advisors Concepts Review.

Closed: June 10, 2018, 5:00 p.m. to 6:00 p.m.

Agenda: Review of intramural program site visit outcomes and the discussion of confidential personnel issues.

Place: National Cancer Institute—Shady Grove, 9609 Medical Center Drive, Room TE406 & 408, Rockville, MD 20850.

Contact Person: Paulette S. Gray, Ph.D., Director, Division of Extramural Activities, National Cancer Institute—Shady Grove, National Institutes of Health, 9609 Medical Center Drive, Room 7W444, Bethesda, MD 20892, 240–276–6340, *grayp@mail.nih.gov.*

Name of Committee: National Cancer Advisory Board and NCI Board of Scientific Advisors.

Open: June 11, 2018, 9:00 a.m. to 12:00 p.m.

Agenda: Joint meeting of the National Cancer Advisory Board and NCI Board of

Scientific Advisors, and NCI Board of Scientific Advisors Concepts Review.

Place: National Cancer Institute—Shady Grove, 9609 Medical Center Drive, Room TE406 & 408, Rockville, MD 20850.

Contact Person: Paulette S. Gray, Ph.D., Director, Division of Extramural Activities, National Cancer Institute—Shady Grove, National Institutes of Health, 9609 Medical Center Drive, Room 7W444, Bethesda, MD 20892, *grayp@mail.nih.gov.*

Any interested person may file written comments with the committee by forwarding the statement to the Contact Person listed on this notice. The statement should include the name, address, telephone number and when applicable, the business or professional affiliation of the interested person.

In the interest of security, NIH has instituted stringent procedures for entrance onto the NCI-Shady Grove campus. All visitors will be asked to show one form of identification (for example, a government-issued photo ID, driver's license, or passport) and to state the purpose of their visit.

Information is also available on the Institute's/Center's home page: NCAB: *http://deainfo.nci.nih.gov/advisory/ncab/ncab.htm,* BSA: *http://deainfo.nci.nih.gov/advisory/bsa/bsa.htm,* where an agenda and any additional information for the meeting will be posted when available.

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01738 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of General Medical Sciences; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of General Medical Sciences Special Emphasis Panel; Review of ESI MIRA Grant Applications.

Date: March 28, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Embassy Suites at the Chevy Chase Pavilion, 4300 Military Road NW, Washington, DC 20015.

Contact Person: Isaah S. Vincent, Ph.D., Office of Scientific Review, National Institute of General Medical Sciences, National Institutes of Health, 45 Center Drive, Room 3AN12L, Bethesda, MD 20892, 301–594–2948, *isaah.vincent@nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.375, Minority Biomedical Research Support; 93.821, Cell Biology and Biophysics Research; 93.859, Pharmacology, Physiology, and Biological Chemistry Research; 93.862, Genetics and Developmental Biology Research; 93.88, Minority Access to Research Careers; 93.96, Special Minority Initiatives; 93.859, Biomedical Research and Research Training, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01781 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute on Aging; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute on Aging Special Emphasis Panel, Biocard Cohort: Biomarkers of Cognitive Decline Assessment {ZAG1–ZIJ G M1}.

Date: March 1, 2019.

Time: 12:00 p.m. to 4:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institute on Aging, Gateway Building, Suite 2W–200, 7201 Wisconsin Avenue, Bethesda, MD 20892 (Telephone Conference Call).

Contact Person: Maurizio Grimaldi, MD, Ph.D., Scientific Review Officer, National Institute on Aging, National Institutes of Health, 7201 Wisconsin Avenue, Room 2C218, Bethesda, MD 20892, 301–496–9374, *grimaldim2@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.866, Aging Research, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01752 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute on Aging; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute on Aging Special Emphasis Panel, Examining Diversity in Aging Research 2019/05 ZAG1 ZIJ–9 (M1).

Date: March 18, 2019.

Time: 1:00 p.m. to 3:30 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institute on Aging, Gateway Building, Suite 2W200, 7201 Wisconsin Avenue, Bethesda, MD 20892.

Contact Person: Carmen, Ph.D. Moten, MPH, Scientific Review Officer, National Institute on Aging, Gateway Building, 7201 Wisconsin Avenue, Suite 2C212, Bethesda, MD 20892, 301–402–7703, *cmoten@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.866, Aging Research, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01754 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The contract proposals and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with contract proposals, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Institute Special Emphasis Panel, TEP–12: SBIR Contract Review.

Date: March 15, 2019.

Time: 11:00 a.m. to 1:00 p.m.

Agenda: To review and evaluate contract proposals.

Place: National Cancer Institute, Shady Grove, 9609 Medical Center Drive, Room 7W116, Rockville, MD 20850 (Telephone Conference Call).

Contact Person: Klaus B. Piontek, Ph.D., Scientific Review Officer, Research Programs Review Branch, Division of Extramural Activities, National Cancer Institute, NIH, 9609 Medical Center Drive, Room 7W116, Bethesda, MD 20892–9750, 240–276–5413, *klaus.piontek@nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01736 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of a meeting of the Board of Scientific Counselors for Basic Sciences, National Cancer Institute.

The meeting will be closed to the public as indicated below in accordance with the provisions set forth in section 552b(c)(6), Title 5 U.S.C., as amended for the review, discussion, and evaluation of individual intramural programs and projects conducted by the National Cancer Institute, including consideration of personnel qualifications and performance, and the competence of individual investigators, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Board of Scientific Counselors for Basic Sciences, National Cancer Institute.

Date: March 11, 2019.

Time: 9:00 a.m. to 4:00 p.m.

Agenda: To review and evaluate personal qualifications and performance, and competence of individual investigators.

Place: National Institutes of Health, 45 Center Drive, Building 45, Conference Room D, Bethesda, MD 20892.

Contact Person: Mehrdad M. Tondravi, Ph.D., Chief, Institute Review Office, Office of the Director, National Cancer Institute, National Institutes of Health, 9609 Medical Center, Room 3W302, Bethesda, MD 20892–9750, 240–276–5664, *tondravim@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01745 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Eunice Kennedy Shriver National Institute of Child Health & Human Development; Notice of Closed Meetings

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meetings.

The meetings will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of Child Health and Human Development Special Emphasis Panel; Reproductive Medicine Collaborative Clinical Trials Program.

Date: April 30–May 1, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Residence Inn Bethesda, 7335 Wisconsin Avenue, Bethesda, MD 20814.

Contact Person: Cathy J. Wedeen, Ph.D., Scientific Review Officer Division of Scientific Review, OD, Eunice Kennedy Shriver National Institute of Child Health and Human Development, NIH, DHHS, ≤ 6710B Rockledge Drive, Bethesda, MD 20892–7510, 301–435–6878, *wedeenc@mail.nih.gov.*

Name of Committee: National Institute of Child Health and Human Development Initial Review; Group Function, Integration, and Rehabilitation Sciences Subcommittee.

Date: June 27–28, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Embassy Suites, 4300 Military Rd., NW, Washington, DC 20015.

Contact Person: Joanna Kubler-Kielb, Ph.D., Scientific Review Officer Scientific Review Branch, Eunice Kennedy Shriver National Institute of Child Health and Human Development 6710B Rockledge Drive, Bethesda, MD 20892–7510, 301–435–6916, *kielbj@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.864, Population Research; 93.865, Research for Mothers and Children; 93.929, Center for Medical Rehabilitation Research; 93.209, Contraception and Infertility Loan Repayment Program, National Institutes of Health, HHS)

Dated: February 6, 2019.

Ronald J. Livingston, Jr.,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01898 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Meetings

Pursuant to section 10(a) of the Federal Advisory Committee Act, as amended, notice is hereby given of meetings of the Frederick National Laboratory Advisory Committee to the National Cancer Institute.

The meetings will be open to the public, with attendance limited to space available. Individuals who plan to attend and need special assistance, such as sign language interpretation or other reasonable accommodations, should notify the Contact Person listed below in advance of the meeting. The meetings will also be videocast and can be accessed from the NIH Videocasting and Podcasting website (*http://videocast.nih.gov/*).

Name of Committee: Frederick National Laboratory Advisory Committee to the National Cancer Institute.

Date: June 27, 2019.

Time: 9:00 a.m. to 4:30 p.m.

Agenda: Ongoing and new activities at the Frederick National Laboratory for Cancer Research.

Place: National Cancer Institute Shady Grove, 9609 Medical Center Drive, Conference Room TE406, Rockville, MD 20850.

Contact Person: Caron A. Lyman, Ph.D., Executive Secretary, National Cancer Institute, National Institutes of Health, 9609 Medical Center Drive, Room 7W–126, Bethesda, MD 20892, 240–276–6348, *lymanc@mail.nih.gov*.

Name of Committee: Frederick National Laboratory Advisory Committee to the National Cancer Institute.

Date: October 24, 2019.

Time: 9:00 a.m. to 4:30 p.m.

Agenda: Ongoing and new activities at the Frederick National Laboratory for Cancer Research.

Place: National Cancer Institute Shady Grove, 9609 Medical Center Drive, Conference Room TE406, Rockville, MD 20850.

Contact Person: Caron A. Lyman, Ph.D., Executive Secretary, National Cancer Institute, National Institutes of Health, 9609 Medical Center Drive, Room 7W–126, Bethesda, MD 20892, 240–276–6348, *lymanc@mail.nih.gov*.

Any interested person may file written comments with the committee by forwarding the statement to the Contact Person listed on this notice. The statement should include the name, address, telephone number and when applicable, the business or professional affiliation of the interested person.

In the interest of security, NCI Shady Grove has instituted stringent procedures for entrance into the NCI Shady Grove building. Visitors will be asked to show one form of identification (for example, a government-issued photo ID, driver's license, or passport) and to state the purpose of their visit.

Information is also available on the Institute's/Center's home page: *http://deainfo.nci.nih.gov/advisory/fac/fac.htm,* where an agenda and any additional information for the meetings will be posted when available.

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01741 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Cancer Institute Special Emphasis Panel, SEP–2: NCI Clinical and Translational R21 and Omnibus R03.

Date: April 11, 2019.

Time: 10:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Cancer Institute, Shady Grove, 9609 Medical Center Drive, Room 7W114, Rockville, MD 20850 (Telephone Conference Call).

Contact Person: Jeffrey E. DeClue, Ph.D., Scientific Review Officer, Research Technology and Contract Review Branch, Division of Extramural Activities, National Cancer Institute, NIH, 9609 Medical Center Drive, Room 7W114, Bethesda, MD 20892–9750, 240–276–6371, *decluej@mail.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01749 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute on Aging; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute on Aging Special Emphasis Panel; Deprescribing Research.

Date: March 20, 2019.

Time: 11:00 a.m. to 4:00 p.m.

Agenda: To review and evaluate grant applications.

Place: National Institute on Aging, Gateway Building, Suite 2W200, 7201 Wisconsin Avenue, Bethesda, MD 20892, (Telephone Conference Call).

Contact Person: Alicja L. Markowska, Ph.D., DSC, Scientific Review Branch, National Institute on Aging, 7201 Wisconsin Avenue, Suite 2C212, Bethesda, MD 20892, 301–496–9666, *markowsa@nia.nih.gov*.

(Catalogue of Federal Domestic Assistance Program Nos. 93.866, Aging Research, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01756 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Office of the Director, National Institutes of Health; Notice of Meeting

Pursuant to section 10(a) of the Federal Advisory Committee Act, as amended, notice is hereby given of a meeting of the Advisory Committee on Research on Women's Health.

The meeting will be held as a teleconference call only and is open to the public to dial-in for participation. Individuals who plan to dial-in to the meeting and need special assistance or other reasonable accommodations in order to do so, should notify the Contact Person listed below in advance of the meeting.

Name of Committee: Advisory Committee on Research on Women's Health.

Date: February 25, 2019.

Time: 4:00 p.m. to 5:30 p.m.

Agenda: Concept Clearances for Building Interdisciplinary Research Careers in Women's Health (BIRCWH); Specialized Centers of Research on Sex Differences (SCORE); and Administrative Supplements for Research on Sex/Gender Differences and Research on the Health or Women of Understudied, Underrepresented, and Underreported (U3) Populations.

Place: National Institutes of Health, 6707 Democracy Blvd., Room 400, Bethesda, MD 20817, (Virtual Meeting), Call in number: 650–479–3208, Access Code: 297 335 682, Meeting Password: ACRWH.

Contact Person: Elizabeth Spencer, R.N., Deputy Director, Office of Research on Women's Health, Executive Secretary, ACRWH, National Institutes of Health, 6707 Democracy Blvd., Room 7W444, Bethesda, MD 20817, 301–402–1770, *elizabeth.spencer@nih.gov.*

This notice is being published less than 15 days prior to the meeting due to scheduling difficulties.

Any member of the public interested in presenting oral comments to the committee may notify the Contact Person listed on this notice at least 10 days in advance of the meeting. Interested individuals and representatives of organizations may submit a letter of intent, a brief description of the organization represented, and a short description of the oral presentation. Only one representative of an organization may be allowed to present oral comments and if accepted by the committee, presentations may be limited to five minutes. Both printed and electronic copies are requested for the record. In addition, any interested person may file written comments with the committee by forwarding their statement to the Contact Person listed on this notice. The statement should include the name, address, telephone number and when applicable, the business or professional affiliation of the interested person.

Information is also available on the Institute's/Center's home page: *https://orwh.od.nih.gov/,* where an agenda and any additional information for the meeting will be posted when available.

(Catalogue of Federal Domestic Assistance Program Nos. 93.14, Intramural Research Training Award; 93.22, Clinical Research Loan Repayment Program for Individuals from Disadvantaged Backgrounds; 93.232, Loan Repayment Program for Research Generally; 93.39, Academic Research Enhancement Award; 93.936, NIH Acquired Immunodeficiency Syndrome Research Loan Repayment Program; 93.187, Undergraduate Scholarship Program for Individuals from Disadvantaged Backgrounds, National Institutes of Health, HHS)

Dated: February 5, 2019.

Ronald J. Livingston, Jr.,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01767 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of General Medical Sciences; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: NIGMS Initial Review Group, Training and Workforce Development Subcommittee—D, Review the Scientific Merit of Bridges to the Baccalaureate and IRACDA Grant Applications.

Date: March 21–22, 2019.

Time: 8:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Hyatt Regency Hotel, One Bethesda Metro Center, 7400 Wisconsin Avenue, Bethesda, MD 20814.

Contact Person: Tracy Koretsky, Ph.D., Scientific Review Officer, National Institute of General Medical Sciences, National Institutes of Health, 45 Center Drive, MSC 6200, Room 3AN.12F, Bethesda, MD 20892, 301 594 2886, *tracy.koretsky@nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.375, Minority Biomedical Research Support; 93.821, Cell Biology and Biophysics Research; 93.859, Pharmacology, Physiology, and Biological Chemistry Research; 93.862, Genetics and Developmental Biology Research; 93.88, Minority Access to Research Careers; 93.96, Special Minority Initiatives; 93.859, Biomedical Research and Research Training, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01782 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Cancer Institute; Notice of Meeting

Pursuant to section 10(a) of the Federal Advisory Committee Act, as amended, notice is hereby given of a meeting of the National Cancer Institute Clinical Trials and Translational Research Advisory Committee.

The meeting will be open to the public. The open session will be videocast and can be accessed from the NIH Videocasting and Podcasting website (*http://videocast.nih.gov/*).

Name of Committee: National Cancer Institute Clinical Trials and Translational Research Advisory Committee.

Date: March 6, 2019.

Time: 11:00 a.m. to 1:00 p.m.

Agenda: Strategic Discussion of NCI's Clinical and Translational Research Programs.

Place: National Institutes of Health, Building 31, Room 11A01, 31 Center Drive, Bethesda, MD 20892 (Virtual Meeting).

Contact Person: Sheila A. Prindiville, MD, MPH, Director, Coordinating Center for Clinical Trials, National Institutes of Health, National Cancer Institute, Coordinating Center for Clinical Trials, 9609 Medical Center Drive, Room 6W136, Rockville, MD 20850, 240–276–6173, *prindivs@mail.nih.gov.*

Any interested person may file written comments with the committee by forwarding the statement to the Contact Person listed on this notice. The statement should include the name, address, telephone number and when applicable, the business or professional affiliation of the interested person.

Information is also available on the Institute's/Center's home page: *http://deainfo.nci.nih.gov/advisory/ctac/ctac.htm,* where an agenda and any additional

information for the meeting will be posted when available.

(Catalogue of Federal Domestic Assistance Program Nos. 93.392, Cancer Construction; 93.393, Cancer Cause and Prevention Research; 93.394, Cancer Detection and Diagnosis Research; 93.395, Cancer Treatment Research; 93.396, Cancer Biology Research; 93.397, Cancer Centers Support; 93.398, Cancer Research Manpower; 93.399, Cancer Control, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01744 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

National Institute of General Medical Sciences; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: National Institute of General Medical Sciences Special Emphasis Panel; To review NIH Pathway to Independence Award (K99/R00) Applications.

Date: April 4, 2019.

Time: 8:00 a.m. to 5:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Embassy Suites at the Chevy Chase Pavilion, 4300 Military Road NW, Washington, DC 20015.

Contact Person: Rebecca H. Johnson, Scientific Review Officer, Office of Scientific Review, National Institute of General Medical Sciences, National Institutes of Health, Natcher Building, Room 3AN18C, Bethesda, MD 20892, 301–594–2771, *johnsonrh@nigms.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.375, Minority Biomedical Research Support; 93.821, Cell Biology and Biophysics Research; 93.859, Pharmacology, Physiology, and Biological Chemistry Research; 93.862, Genetics and Developmental Biology Research; 93.88, Minority Access to Research Careers; 93.96, Special Minority Initiatives; 93.859, Biomedical Research and Research Training, National Institutes of Health, HHS)

Dated: February 5, 2019.

Melanie J. Pantoja,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01786 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

National Institutes of Health

Center for Scientific Review; Notice of Closed Meeting

Pursuant to section 10(d) of the Federal Advisory Committee Act, as amended, notice is hereby given of the following meeting.

The meeting will be closed to the public in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), Title 5 U.S.C., as amended. The grant applications and the discussions could disclose confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the grant applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Name of Committee: Center for Scientific Review Special Emphasis Panel, Mechanisms of Cancer Therapeutics 2.

Date: February 25–26, 2019.

Time: 8:00 a.m. to 6:00 p.m.

Agenda: To review and evaluate grant applications.

Place: Embassy Suites at the Chevy Chase Pavilion, 4300 Military Road NW, Washington, DC 20015.

Contact Person: Careen K Tang-Toth, Ph.D., Scientific Review Officer, Center for Scientific Review, National Institutes of Health, 6701 Rockledge Drive, Room 6214, MSC 7804, Bethesda, MD 20892, (301)435–3504, *tothct@csr.nih.gov.*

(Catalogue of Federal Domestic Assistance Program Nos. 93.306, Comparative Medicine; 93.333, Clinical Research, 93.306, 93.333, 93.337, 93.393–93.396, 93.837–93.844, 93.846–93.878, 93.892, 93.893, National Institutes of Health, HHS)

Dated: February 5, 2019.

Natasha M. Copeland,

Program Analyst, Office of Federal Advisory Committee Policy.

[FR Doc. 2019–01768 Filed 2–8–19; 8:45 am]

BILLING CODE 4140–01–P

DEPARTMENT OF HOMELAND SECURITY

U.S. Customs and Border Protection

[Docket No. USCBP–2019–0005]

Commercial Customs Operations Advisory Committee

AGENCY: U.S. Customs and Border Protection (CBP), Department of Homeland Security (DHS).

ACTION: Committee Management; Notice of Federal Advisory Committee Meeting.

SUMMARY: The Commercial Customs Operations Advisory Committee (COAC) will hold its quarterly meeting on Wednesday, February 27, 2019, in Washington, DC. The meeting will be open to the public.

DATES: The COAC will meet on Wednesday, February 27, 2019, from 1:00 p.m. to 5:00 p.m. EST. Please note that the meeting may close early if the committee has completed its business.

ADDRESSES: The meeting will be held at the Ronald Reagan Building and International Trade Center, 1300 Pennsylvania Avenue NW, Horizon Ballroom, Washington, DC 20004. For information on facilities or services for individuals with disabilities or to request special assistance at the meeting, contact Ms. Florence Constant-Gibson, Office of Trade Relations, U.S. Customs & Border Protection, at (202) 344–1440 as soon as possible.

Pre-Registration: Meeting participants may attend either in person or via webinar after pre-registering using one of the methods indicated below:

For members of the public who plan to attend the meeting in person, please register by 5:00 p.m. EST February 26, 2019, either online at *https://teregistration.cbp.gov/index.asp?w=149* by email to *tradeevents@dhs.gov;* or by fax to (202) 325–4290. You must register prior to the meeting in order to attend the meeting in person.

For members of the public who plan to participate via webinar, please register online at *https://teregistration.cbp.gov/index.asp?w=148* by 5:00 p.m. EST on February 26, 2019.

Please feel free to share this information with other interested members of your organization or association.

Members of the public who are pre-registered to attend via webinar and later need to cancel, please do so by February 26, 2019, utilizing the following links: *https://teregistration.cbp.gov/cancel.asp?w=149* to cancel an in person registration; or *https://teregistration.cbp.gov/*

cancel.asp?w=148 to cancel a webinar registration.

To facilitate public participation, we are inviting public comment on the issues the committee will consider prior to the formulation of recommendations as listed in the Agenda section below.

Comments must be submitted in writing no later than February 26, 2019, and must be identified by Docket No. USCBP–2019–0005, and may be submitted by *one (1)* of the following methods:

- *Federal eRulemaking Portal: http://www.regulations.gov.* Follow the instructions for submitting comments.
- *Email: tradeevents@dhs.gov.* Include the docket number in the subject line of the message.
- *Fax:* (202) 325–4290, Attention Florence Constant-Gibson.
- *Mail:* Ms. Florence Constant-Gibson, Office of Trade Relations, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue NW, Room 3.5A, Washington, DC 20229.

Instructions: All submissions received must include the words ''Department of Homeland Security'' and the docket number (USCBP–2019–0005) for this action. Comments received will be posted without alteration at *http://www.regulations.gov.* Please do not submit personal information to this docket.

Docket: For access to the docket or to read background documents or comments, go to *http://www.regulations.gov* and search for Docket Number USCBP–2019–0005. To submit a comment, click the ''Comment Now!'' button located on the top-right hand side of the docket page.

There will be multiple public comment periods held during the meeting on February 27, 2019. Speakers are requested to limit their comments to two (2) minutes or less to facilitate greater participation. Contact the individual listed below to register as a speaker. Please note that the public comment period for speakers may end before the time indicated on the schedule that is posted on the CBP web page, *http://www.cbp.gov/trade/stakeholder-engagement/coac.*

FOR FURTHER INFORMATION CONTACT: Ms. Florence Constant-Gibson, Office of Trade Relations, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue NW, Room 3.5A, Washington, DC 20229; telephone (202) 344–1440; facsimile (202) 325–4290; or Mr. Bradley Hayes, Executive Director and Designated Federal Officer at (202) 344–1440.

SUPPLEMENTARY INFORMATION: Notice of this meeting is given under the Federal Advisory Committee Act, 5 U.S.C. Appendix. The Commercial Customs Operations Advisory Committee (COAC) provides advice to the Secretary of Homeland Security, the Secretary of the Treasury, and the Commissioner of U.S. Customs and Border Protection (CBP) on matters pertaining to the commercial operations of CBP and related functions within the Department of Homeland Security and the Department of the Treasury.

Agenda

The COAC will hear from the current subcommittees on the topics listed below and then will review, deliberate, provide observations, and formulate recommendations on how to proceed:

1. The Secure Trade Lanes Subcommittee will present plans for the scope and activities of the Trusted Trader and CTPAT Minimum Security Criteria Working Groups. Recommendations will be presented regarding the proposed Forced Labor Trusted Trader Strategy. The subcommittee will also deliver recommendations from the Petroleum Pipeline Working Group for CBP to develop and codify uniform reporting procedures for pipeline carriers as well as entry and bonding procedures for importers. The subcommittee will also deliver recommendations from the In-Bond Working Group regarding potential automation and process enhancements.

2. The Intelligent Enforcement Subcommittee will provide necessary updates from the Anti-Dumping and Countervailing Duty, Bond, and Forced Labor Working Groups and recommendations from Intellectual Property Rights Working Group.

3. The Next Generation Facilitation Subcommittee will discuss the E-Commerce Working Group's progress on mapping the supply chains of various modes of transportation to identify the differences between e-commerce and traditional channels to address CBP's strategic plan regarding e-commerce threats and opportunities for both the government and trade. The subcommittee will also provide an update on the status of the Emerging Technologies Working Group's NAFTA/CAFTA and Intellectual Property Rights Blockchain Proof of Concept Projects. Finally, the subcommittee will provide recommendations from the Regulatory Reform Working Group upon completing its review of Title 19 of the Code of Federal Regulations to identify regulations for potential repeal or modification to eliminate or reduce costs and burdens for U.S. businesses.

Meeting materials will be available by February 25, 2019, at: *http://www.cbp.gov/trade/stakeholder-engagement/coac/coac-public-meetings.*

Dated: February 6, 2019.

Bradley F. Hayes,

Executive Director, Office of Trade Relations.

[FR Doc. 2019–01802 Filed 2–8–19; 8:45 am]

BILLING CODE 9111–14–P

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–7001–N–65]

30-Day Notice of Proposed Information Collection: Maintenance Wage Rate Recommendation, Maintenance Wage Rate Survey and Maintenance Wage Survey—Summary Sheet

AGENCY: Office of the Chief Information Officer, HUD.

ACTION: Notice.

SUMMARY: HUD is seeking approval from the Office of Management and Budget (OMB) for the information collection described below. In accordance with the Paperwork Reduction Act, HUD is requesting comment from all interested parties on the proposed collection of information. The purpose of this notice is to allow for 30 days of public comment.

DATES: *Comments Due Date:* March 13, 2019.

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Comments should refer to the proposal by name and/or OMB Control Number and should be sent to: HUD Desk Officer, Office of Management and Budget, New Executive Office Building, Washington, DC 20503; fax:202–395–5806, Email: *OIRA Submission@omb.eop.gov.*

FOR FURTHER INFORMATION CONTACT: Anna P. Guido, Reports Management Officer, QMAC, Department of Housing and Urban Development, 451 7th Street SW, Washington, DC 20410; email Anna P. Guido at *Anna.P.Guido@hud.gov* or telephone 202–402–5535. This is not a toll-free number. Person with hearing or speech impairments may access this number through TTY by calling the toll-free Federal Relay Service at (800) 877–8339. Copies of available documents submitted to OMB may be obtained from Ms. Guido.

SUPPLEMENTARY INFORMATION: This notice informs the public that HUD is seeking approval from OMB for the information collection described in Section A. The **Federal Register** notice that solicited public comment on the

information collection for a period of 60 days was published on October 17, 2018 at 83 FR 52503.

A. Overview of Information Collection

Title of Information Collection: Report of Additional Classification and Rate.

OMB Approval Number: 2501–0011.

Type of Request: Reinstatement without change of a previously approved collection.

Form Number: HUD Form 4750, HUD Form 4751, HUD Form 4752.

Description of the need for the information and proposed use: The information is used by HUD and agencies administering HUD programs to collect information from laborers and mechanics employed on projects subjected to the Federal Labor Standards provisions. The information collected is compared to information submitted by the respective employer on certified payroll reports. The comparison tests the accuracy of the employer's payroll data and may disclose violations. Generally, these activities are geared to the respondent's benefit that is to determine whether the respondent was underpaid and to ensure the payment of wage restitution to the respondent.

Information collection	Number of respondents	Frequency of response	Responses per bi-annum	Total burden hours per response	Bi-Annual burden hours	Hourly cost per response	Total cost
4750	1381.00	2.00	2,762.00	1.00	2,762.00	$36.24	$100,094.88
4751	1133.00	2.00	2,266.00	4,532.00	3.00	$36.24	$13,596.00
4752	1133.00	2.00	2,266.00	2,266.00	1.00	$36.24	$82,119.84

Note: HUD now requires this information every 2 years and the table reflects this change.

B. Solicitation of Public Comment

This notice is soliciting comments from members of the public and affected parties concerning the collection of information described in Section A on the following:

(1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(2) The accuracy of the agency's estimate of the burden of the proposed collection of information;

(3) Ways to enhance the quality, utility, and clarity of the information to be collected; and

(4) Ways to minimize the burden of the collection of information on those who are to respond; including through the use of appropriate automated collection techniques or other forms of information technology, *e.g.,* permitting electronic submission of responses.

HUD encourages interested parties to submit comment in response to these questions.

C. Authority

Section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. Chapter 35.

Dated: December 21, 2018.

Anna P. Guido,

Department Reports Management Officer, Office of the Chief Information Officer.

[FR Doc. 2019–01714 Filed 2–8–19; 8:45 am]

BILLING CODE 4210–67–P

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–7001–N–63]

30-Day Notice of Proposed Information Collection: HUD Technical Assistance Assessment

AGENCY: Office of the Chief Information Officer, HUD.

ACTION: Notice.

SUMMARY: HUD is seeking approval from the Office of Management and Budget (OMB) for the information collection described below. In accordance with the Paperwork Reduction Act, HUD is requesting comment from all interested parties on the proposed collection of information. The purpose of this notice is to allow for 30 days of public comment.

DATES: *Comments Due Date:* March 13, 2019.

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Comments should refer to the proposal by name and/or OMB Control Number and should be sent to: HUD Desk Officer, Office of Management and Budget, New Executive Office Building, Washington, DC 20503; fax: 202–395–5806, Email: *OIRA Submission@omb.eop.gov.*

FOR FURTHER INFORMATION CONTACT: Anna P. Guido, Reports Management Officer, QMAC, Department of Housing and Urban Development, 451 7th Street SW, Washington, DC 20410; email Anna P. Guido at *Anna.P.Guido@hud.gov* or telephone 202–402–5535. This is not a toll-free number. Person with hearing or speech impairments may access this number through TTY by calling the toll-free Federal Relay Service at (800) 877–8339. Copies of available documents submitted to OMB may be obtained from Ms. Guido.

SUPPLEMENTARY INFORMATION: This notice informs the public that HUD is seeking approval from OMB for the information collection described in Section A.

The **Federal Register** notice that solicited public comment on the information collection for a period of 60 days was published on September 27, 2018 at 83 FR 48859.

A. Overview of Information Collection

Title of Information Collection: HUD Technical Assistance Assessment.

OMB Approval Number: 2528—New.

Type of Request: News.

Form Number: No forms.

Description of the need for the information and proposed use: HUD is conducting this study under cooperative agreement with the Urban Institute to assess its Technical Assistance (TA) programs under the Community Compass structure. HUD TA enables housing and community development providers to be more effective stewards of HUD funding by equipping them with the knowledge, skills and tools to better manage HUD programs. TA is provided by TA providers funded by HUD and includes tools and product development, help desk support, on-call TA, direct TA and capacity building, and needs assessments, among other types.

Recipients of TA include State and local governments, Tribes, Tribally-Designated Housing Agencies, Public Housing Authorities (PHAs), participating jurisdictions, housing counseling agencies, multifamily owners/operators, nonprofit organizations, and Continuums of Care (CoCs). In 2002, the GAO evaluated HUD's existing TA programs, and recommended that HUD streamline and coordinate its TA programs and request its TA providers to establish performance measures and report on

their intended outputs and outcomes. Since then, HUD has made significant changes to the structure, implementation, and data systems used in administering its TA programs. Beginning with the Fiscal Year (FY) 2010 Technical Assistance and Capacity Building NOFA issued by the Office of Community Development and Planning, and the announcement of the OneCPD Integrated Practitioner Assistance System, the ''Transformation Initiative'', HUD began to shift from a more siloed program-specific approach to TA to a more coordinated funding and collaborative TA processes across programs. Changes continued with the integration of Office of Public and Indian Housing TA programs in FY 2013 through OneCPD+ and finally in FY 2014 with the addition of two more TA funding streams to form Community Compass. Now there is a unified NOFA process for all programs included in Community Compass, along with data and coordination improvements, and streamlined online assistance and resource pages. This will be the first assessment of these and other changes made to HUD TA in response to GAO recommendations. This project helps fill the gap in understanding HUD's TA delivery system since Community Compass began in FY 2014. The Urban Institute is conducting an assessment focused on answering three research questions: (1) What TA does HUD provide, (2) how does HUD provide TA, and (3) how effective is HUD TA? To answer these three questions, this study will include in-depth interviews with TA providers and TA customers to supplement interviews completed during the design of the research.

TA providers play a central role in navigating the Community Compass process and implementing TA activities. To gain insights into how providers engage in TA through Community Compass, we plan to conduct 5 group interviews that will target front-line TA staff and subcontractors that deliver the TA. This project will also interview customers receiving TA under the Community Compass. To better understand the customer experience, we will conduct interviews with key staff at organizations that received TA. Out of these interviews, the Urban Institute will create a final report to HUD on the answers to the above research questions. The findings in the final report will inform HUD's future delivery of TA under the Community Compass structure.

Respondents: The interviews will involve the following total numbers of respondents by type: 40 TA provider directors and managers and 25 TA customer chief executives.

Estimation of total number of hours needed to prepare the information collection including number of respondents, frequency of response, hours of response, and cost of response time: Based on the below assumptions and tables, we calculate the total burden hours for this study to be 130 hours and the total cost to be $8,267.10.

Whereas the interviewees from the TA providers will be program-level directors and managers responsible for general program operations, including formulating and implementing policies, managing daily operations and planning and executing the use of program resources, we estimated their cost per interview using the most recent (May 2017) Bureau of Labor Statistics, Occupational Employment Statistics median hourly wage for the labor category General and Operations Managers (11–1021): $48.27.

Whereas the interviewees from TA customers are most likely to be directors of their agency or organization which receives and manages HUD funds and seeks TA from HUD to improve their work, we estimated their cost per interview using the most recent (May 2017) Bureau of Labor Statistics, Occupational Employment Statistics median hourly wage for the labor category Chief Executives (11–1011): $88.11.

Respondent	Occupation	SOC Code	Median hourly wage rate
TA Provider	General and Operations Managers	11–1021	$48.27
TA Customer	Chief Executives	11–1011	$88.11

Source: Bureau of Labor Statistics, Occupational Employment Statistics (May 2017), *https://www.bls.gov/oes/current/oes_stru.htm.*

The table below reflects all assumptions about respondent numbers and frequency, burden hour estimates for scheduling and participating in the data collection interview, and cost.

Respondent	Number of respondents	Response frequency	Burden hours per response	Annual burden hours	Hourly cost per response	Total cost
TA Provider	40	1	2	80	$48.27	$3,861.60
TA Customer	25	1	2	50	88.11	$4,405.50
Total	65	1	—	130	—	$8,267.10

B. Solicitation of Public Comment

This notice is soliciting comments from members of the public and affected parties concerning the collection of information described in Section A on the following:

(1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(2) The accuracy of the agency's estimate of the burden of the proposed collection of information;

(3) Ways to enhance the quality, utility, and clarity of the information to be collected; and

(4) Ways to minimize the burden of the collection of information on those who are to respond; including through the use of appropriate automated collection techniques or other forms of information technology, *e.g.,* permitting electronic submission of responses.

HUD encourages interested parties to submit comment in response to these questions.

Authority: Section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. Chapter 35.

Dated: December 21, 2018.

Anna P. Guido,

Department Reports Management Officer, Office of the Chief Information Officer.

[FR Doc. 2019–01713 Filed 2–8–19; 8:45 am]

BILLING CODE 4210–67–P

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–7001–N–67]

30-Day Notice of Proposed Information Collection: Contractor's Requisition-Project Mortgages

AGENCY: Office of the Chief Information Officer, HUD.

ACTION: Notice.

SUMMARY: HUD submitted the proposed information collection requirement described below to the Office of Management and Budget (OMB) for review, in accordance with the Paperwork Reduction Act. The purpose of this notice is to allow for 30 days of public comment.

DATES: *Comments Due Date:* March 13, 2019.

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Comments should refer to the proposal by name and/or OMB Control Number and should be sent to: HUD Desk Officer, Office of Management and Budget, New Executive Office Building, Washington, DC 20503; fax: 202–395–5806, Email: *OIRA Submission@omb.eop.gov.*

FOR FURTHER INFORMATION CONTACT: Colette Pollard, Reports Management Officer, QMAC, Department of Housing and Urban Development, 451 7th Street SW, Washington, DC 20410; email *Colette.Pollard@hud.gov,* or telephone 202–402–3400. This is not a toll-free number. Person with hearing or speech impairments may access this number through TTY by calling the toll-free Federal Relay Service at (800) 877–8339.

Copies of available documents submitted to OMB may be obtained from Ms. Pollard.

SUPPLEMENTARY INFORMATION: This notice informs the public that HUD is seeking approval from OMB for the information collection described in Section A.

The **Federal Register** notice that solicited public comment on the information collection for a period of 60 days was published on September 27, 2018 at 83 FR 48861.

A. Overview of Information Collection

Title of Information Collection: Contractor's Requisition-Project Mortgages.

OMB Approved Number: 2502–0028.

Type of Request: Reinstatement, with change.

Form Number: HUD–92448.

Description of the need for the information and proposed use: Form HUD–92448 is used by Contractors to request insured mortgage proceeds for construction costs. The information regarding completed work items is used by the Multifamily Hub Centers to ensure that payments from mortgage proceeds are made for work completed in a satisfactory manner. The work must be inspected and approved by a HUD Field Office inspector and an architect not employed by HUD. To ensure compliance with prevailing wage rates, the Field Office uses the certification on form HUD–92448 regarding prevailing wages. If the collection of information was not conducted, disbursement of mortgage proceeds and compliance with prevailing wage rates could not be monitored. 29 CFR part 3.3 requires the contractor to submit an executed document certifying adherence to requirements of the Davis Bacon and Related Acts (DBRA) and the Copeland ''Anti-Kickback'' Act regarding wages paid to employees. The form is completed by the contractor and approved by the project architect and a HUD Field Office inspector and must be signed. The contractor submits the completed form to HUD for review and determination of acceptability/unacceptability. Section 207(b) of the National Housing Act (Pub. L. 479, 48 Stat. 1246, 12 U.S.C. 1701 *et seq.*) authorizes the Secretary of the Department of Housing and Urban Development (HUD) to insure mortgages (including advances on such mortgages during construction) for construction of rental housing projects. Section 212 of the National Housing Act prevents the Secretary of HUD from insuring a project unless the principal contractor files a prevailing wage certificate. The requirements are set forth in 24 CFR 200.33, Labor Standards, for the insurance of advances and certification of compliance with labor standards and prevailing wage requirements.

Respondents: Business or other for profit.

Estimated Number of Respondents: 213.

Estimated Number of Responses: 2,556.

Frequency of Response: 12.

Average Hours per Response: 6.

Total Estimated Burdens: 15,336.

B. Solicitation of Public Comment

This notice is soliciting comments from members of the public and affected parties concerning the collection of information described in Section A on the following:

(1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(2) The accuracy of the agency's estimate of the burden of the proposed collection of information;

(3) Ways to enhance the quality, utility, and clarity of the information to be collected; and

(4) Ways to minimize the burden of the collection of information on those who are to respond: Including through the use of appropriate automated collection techniques or other forms of information technology, *e.g.,* permitting electronic submission of responses.

HUD encourages interested parties to submit comment in response to these questions.

C. Authority

Section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. Chapter 35.

Dated: December 21, 2018.

Colette Pollard,

Department Reports Management Officer, Office of the Chief Information Officer.

[FR Doc. 2019–01716 Filed 2–8–19; 8:45 am]

BILLING CODE 4210–67–P

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–7001–N–66]

30-Day Notice of Proposed Information Collection: Certification of Consistency With Promise Zone Goals and Implementation

AGENCY: Office of the Chief Information Officer, HUD.

ACTION: Notice.

SUMMARY: HUD is seeking approval from the Office of Management and Budget (OMB) for the information collection described below. In accordance with the Paperwork Reduction Act, HUD is requesting comment from all interested parties on the proposed collection of information. The purpose of this notice is to allow for 30 days of public comment.

DATES: *Comments Due Date:* March 13, 2019.

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Comments should refer to the proposal by name and/or OMB Control Number and should be sent to: HUD Desk Officer, Office of Management and Budget, New

Executive Office Building, Washington, DC 20503; fax: 202–395–5806, Email: *OIRA Submission@omb.eop.gov.*

FOR FURTHER INFORMATION CONTACT: Anna P. Guido, Reports Management Officer, QMAC, Department of Housing and Urban Development, 451 7th Street SW, Washington, DC 20410; email Anna P. Guido at *Anna.P.Guido@hud.gov* or telephone 202–402–5535. This is not a toll-free number. Person with hearing or speech impairments may access this number through TTY by calling the toll-free Federal Relay Service at (800) 877–8339. Copies of available documents submitted to OMB may be obtained from Ms. Guido.

SUPPLEMENTARY INFORMATION: This notice informs the public that HUD is seeking approval from OMB for the information collection described in Section A.

The **Federal Register** notice that solicited public comment on the information collection for a period of 60 days was published on October 12, 2018 at 83 FR 51693.

A. Overview of Information Collection

Title of Information Collection: Certification of Consistency with Promise Zone Goals and Implementation.

OMB Approval Number: 2501–0033.

Type of Request: Extension.

Description of the need for the information and proposed use: This collection is a renewal and revision that will be collecting information for preference points in certain competitive federal grants and technical assistance applications. This collection will reference the actual application collection that was approved under OMB 2501–0033 HUD and USDA designated twenty-two communities as Promise Zones between 2014 and 2016. Under the Promise Zones initiative, the federal government through interagency efforts will invest and partner with high-poverty urban, rural, and tribal communities to create jobs, increase economic activity, improve educational opportunities, leverage private investment, and reduce violent crime. Additional information about the Promise Zones initiative can be found at *www.hud.gov/promisezones,* and questions can be addressed to *promisezones@hud.gov.* The federal administrative duties pertaining to these designations shall be managed and executed by HUD (urban communities) and USDA (rural and tribal communities) for ten years from the designation dates pursuant. The Promise Zone Initiative supports HUD's responsibilities under sections 2 and 3 of the HUD Act, 42 U.S.C. 3531–32, to assist the President in achieving maximum coordination of the various federal activities which have a major effect upon urban community, suburban, or metropolitan development; to develop and recommend to the President policies for fostering orderly growth and development of the Nation's urban areas; and to exercise leadership, at the direction of the President, in coordinating federal activities affecting housing and urban development.

To facilitate communication between local and federal partners, HUD proposes that Promise Zone Lead Organizations submit minimal documents to support collaboration between local and federal partners. This document will assist in communications and stakeholder engagement, both locally and nationally.

Respondents (i.e., affected public): Twenty-two Promise Zone Lead Organizations.

Information collection	Number of respondents	Frequency of response	Responses per annum	Burden hour per response	Annual burden hours	Hourly cost per response	Annual cost
Certification of Consistency Form	22.00	10.00	220.00	.10	22.00	$30.00	$660.00
Total							$660.00

B. Solicitation of Public Comment

This notice is soliciting comments from members of the public and affected parties concerning the collection of information described in Section A on the following:

(1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(2) The accuracy of the agency's estimate of the burden of the proposed collection of information;

(3) Ways to enhance the quality, utility, and clarity of the information to be collected; and

(4) Ways to minimize the burden of the collection of information on those who are to respond; including through the use of appropriate automated collection techniques or other forms of information technology, *e.g.,* permitting electronic submission of responses.

HUD encourages interested parties to submit comment in response to these questions.

Authority: Section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. Chapter 35.

Dated: December 21, 2018.

Anna P. Guido,

Department Reports Management Officer, Office of the Chief Information Officer.

[FR Doc. 2019–01715 Filed 2–8–19; 8:45 am]

BILLING CODE 4210–67–P

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–7007–N–08]

60-Day Notice of Proposed Information Collection: Statutorily-Mandated Collection of Information for Tenants in LIHTC Properties

AGENCY: Office of the Policy Development and Research, HUD.

ACTION: Notice.

SUMMARY: HUD is seeking approval from the Office of Management and Budget (OMB) for the information collection described below. In accordance with the Paperwork Reduction Act, HUD is requesting comment from all interested parties on the proposed collection of information. The purpose of this notice is to allow for 60 days of public comment.

DATES: *Comments Due Date:* April 12, 2019.

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Comments should refer to the proposal by name and/or OMB Control Number and should be sent to: Anna P. Guido, Reports Management Officer, QDAM, Department of Housing and Urban Development, 451 7th Street SW, Room 4176, Washington, DC 20410–5000; telephone 202–402–5534 (this is not a toll-free number) or email at *Anna.P.Guido@hud.gov* for a copy of the proposed forms or other available information. Persons with hearing or speech impairments may access this number through TTY by calling the toll-free Federal Relay Service at (800) 877–8339.

FOR FURTHER INFORMATION CONTACT: Anna P. Guido, Reports Management

Officer, QDAM, Department of Housing and Urban Development, 451 7th Street SW, Washington, DC 20410–5000; email Anna P. Guido at *Anna.P.Guido@hud.gov* or telephone 202–402–5535 (this is not a toll-free number). Persons with hearing or speech impairments may access this number through TTY by calling the toll-free Federal Relay Service at (800) 877–8339. Copies of available documents submitted to OMB may be obtained from Ms. Guido. Copies of available documents submitted to OMB may be obtained from Ms. Pollard.

SUPPLEMENTARY INFORMATION: This notice informs the public that HUD is seeking approval from OMB for the information collection described in Section A.

A. Overview of Information Collection

Title of Information Collection: Statutorily-Mandated Collection of Information for Tenants in LIHTC Properties.

OMB Approval Number: 2528–0165.

Type of Request: Revision of a currently approved collection.

Form Number: HUD–52695 (HUD LIHTC Database Data Collection Form); HUD–52697 (HUD LIHTC Tenant Data Collection Form).

Description of the need for the information and proposed use: Section 2835(d) of the Housing and Economic Recovery Act, or HERA, (Pub. L. 110–289, approved July 30, 2008) amends Title I of the U.S. Housing Act of 1937 (42 U.S.C. 1437 *et seq.*) (1937 Act) to add a new section 36 (codified as 42 U.S.C. 1437z–8) that requires each state agency administering tax credits under section 42 of the Internal Revenue Code of 1986 (low-income housing tax credits or LIHTC) to furnish HUD, not less than annually, information concerning the race, ethnicity, family composition, age, income, use of rental assistance under section 8(o) of the U.S. Housing Act of 1937 or other similar assistance, disability status, and monthly rental payments of households residing in each property receiving such credits through such agency.

New section 36 requires HUD to establish standards and definitions for the information to be collected by state agencies and to provide states with technical assistance in establishing systems to compile and submit such information and, in coordination with other federal agencies administering housing programs, establish procedures to minimize duplicative reporting requirements for properties assisted under multiple housing programs. In 2010, OMB approved the first collection instrument used for the collection of LIHTC household information (expiration date 05/31/2013). The form was subsequently approved with expiration dates of June 30, 2016 and May 31, 2019. Renewal of this form is required for HUD to remain in compliance with the statute.

Respondents (*i.e.,* affected public): State and local LIHTC administering agencies.

Estimated Number of Respondents: 60.

Estimated Number of Responses: 120.

Frequency of Response: Annual.

Average Hours per Response: 48.

Total Estimated Burdens: 2,832 hours.

Information collection	Number of respondents	Response frequency	Burden hour per response	Annual burden hours	Hourly cost per response	Annual cost
HUD LIHTC Database Data Collection Form 52695	60	1	40	2400	$34.02	$81,648
HUD LIHTC Tenant Data Collection Form 52697	60	1	8	480	34.02	$16,330
Total	120	1	48	2,880		$97,978

B. Solicitation of Public Comment

This notice solicits comments from members of the public and affected parties concerning the collection of information described in Section A on the following:

(1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(2) The accuracy of the agency's estimate of the burden of the proposed collection of information;

(3) Ways to enhance the quality, utility, and clarity of the information to be collected; and

(4) Ways to minimize the burden of the collection of information on those who are to respond; including the use of appropriate automated collection techniques or other forms of information technology, *e.g.,* permitting electronic submission of responses.

HUD encourages interested parties to submit comment in response to these questions.

Authority: Section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. Chapter 35.

Dated: December 18, 2018.

Todd M. Richardson,

General Deputy Secretary for Policy Development and Research.

[FR Doc. 2019–01711 Filed 2–8–19; 8:45 am]

BILLING CODE 4210–67–P

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR–7001–N–62]

30-Day Notice of Proposed Information Collection: Personal Financial and Credit Statement

AGENCY: Office of the Chief Information Officer, HUD.

ACTION: Notice.

SUMMARY: HUD submitted the proposed information collection requirement described below to the Office of Management and Budget (OMB) for review, in accordance with the Paperwork Reduction Act. The purpose of this notice is to allow for 30 days of public comment.

DATES: *Comments Due Date:* March 13, 2019.

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Comments should refer to the proposal by name and/or OMB Control Number and should be sent to: HUD Desk Officer, Office of Management and Budget, New Executive Office Building, Washington, DC 20503; fax: 202–395–5806, Email: *OIRASubmission@omb.eop.gov.*

FOR FURTHER INFORMATION CONTACT: Colette Pollard, Reports Management Officer, QMAC, Department of Housing and Urban Development, 451 7th Street SW, Washington, DC 20410; email *Colette.Pollard@hud.gov,* or telephone 202–402–3400. This is not a toll-free number. Person with hearing or speech impairments may access this number through TTY by calling the toll-free Federal Relay Service at (800) 877–8339.

Copies of available documents submitted to OMB may be obtained from Ms. Pollard.

SUPPLEMENTARY INFORMATION: This notice informs the public that HUD is seeking approval from OMB for the information collection described in Section A.

The **Federal Register** notice that solicited public comment on the information collection for a period of 60 days was published on September 27, 2018 at 83 FR 48861.

A. Overview of Information Collection

Title of Information Collection: Personal Financial and Credit Statement.

OMB Approved Number: 2502–0001.

Type of Request: Revision of currently approved collection.

Form Number: HUD–92417.

Description of the need for the information and proposed use: A credit investigation of the sponsor, mortgagor, and general contractor to evaluate the character, capital, and ability to develop, build, complete and maintain a multifamily project. The Department has authority under the National Housing Act (12 U.S.C. 1701 *et seq.*) and implementing regulations (24 CFR parts 200–267) to collect information to evaluate the character, ability, and capital of the sponsor, mortgagor, and general contractor for mortgage insurance. The financial analysis of the project's principal participants is an integral part of the underwriting process. Therefore, the Department is legally authorized to review the mortgagor's financial capacity to minimize risk to the insurance funds.

Respondents: Individuals participating in HUD Multifamily mortgage insurance programs as principals of sponsors, mortgagors, and general contractors.

Estimated Number of Respondents: 1,230.

Estimated Number of Responses: 1,230.

Frequency of Response: 1.

Average Hours per Response: 8.

Total Estimated Burdens: 9,840.

B. Solicitation of Public Comment

This notice is soliciting comments from members of the public and affected parties concerning the collection of information described in Section A on the following:

(1) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(2) The accuracy of the agency's estimate of the burden of the proposed collection of information;

(3) Ways to enhance the quality, utility, and clarity of the information to be collected; and

(4) Ways to minimize the burden of the collection of information on those who are to respond: including through the use of appropriate automated collection techniques or other forms of information technology, *e.g.,* permitting electronic submission of responses.

HUD encourages interested parties to submit comment in response to these questions.

C. Authority

Section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. Chapter 35.

Dated: December 21, 2018.

Colette Pollard,

Department Reports Management Officer, Office of the Chief Information Officer.

[FR Doc. 2019–01712 Filed 2–8–19; 8:45 am]

BILLING CODE 4210–67–P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[Docket No. FWS–HQ–IA–2018–0026; FXIA16710900000–178–FF09A30000]

Foreign Endangered Species; Receipt of Permit Application

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of receipt of permit application.

SUMMARY: We, the U.S. Fish and Wildlife Service, invite the public to comment on an application to conduct certain activities with a foreign species that is listed as endangered under the Endangered Species Act (ESA). With some exceptions, the ESA prohibits activities with listed species unless Federal authorization is acquired that allows such activities. The ESA also requires that we invite public comment before issuing permits for endangered species.

DATES: We must receive comments by March 13, 2019.

ADDRESSES: *Obtaining Documents:* The application, application supporting materials, and any comments and other materials that we receive will be available for public inspection at *http://www.regulations.gov* in Docket No. FWS–HQ–IA–2018–0026.

Submitting Comments: When submitting comments, please specify the name of the applicant and the permit number at the beginning of your comment. You may submit comments by one of the following methods:

- *Internet: http://www.regulations.gov.* Search for and submit comments on Docket No. FWS–HQ–IA–2018–0026.
- *U.S. mail or hand-delivery:* Public Comments Processing, Attn: Docket No. FWS–HQ–IA–2018–0026; U.S. Fish and Wildlife Service Headquarters, MS: BPHC; 5275 Leesburg Pike; Falls Church, VA 22041–3803.

For more information, see Public Comment Procedures under **SUPPLEMENTARY INFORMATION**.

FOR FURTHER INFORMATION CONTACT: Brenda Tapia, by phone at 703–358–2104, via email at *DMAFR@fws.gov,* or via the Federal Relay Service at 800–877–8339.

SUPPLEMENTARY INFORMATION:

I. Public Comment Procedures

A. How do I comment on the submitted application?

You may submit your comments and materials by one of the methods listed in **ADDRESSES**. We will not consider comments sent by email or fax, or to an address not in **ADDRESSES**. We will not consider or include in our administrative record comments we receive after the close of the comment period (see **DATES**).

When submitting comments, please specify the name of the applicant and the permit number at the beginning of your comment. Please make your requests or comments as specific as possible, confine your comments to issues for which we seek comments in this notice, and explain the basis for your comments. Provide sufficient information to allow us to authenticate any scientific or commercial data you include. The comments and recommendations that will be most useful and likely to influence agency decisions are: (1) Those supported by quantitative information or studies; and (2) those that include citations to, and analyses of, the applicable laws and regulations.

B. May I review comments submitted by others?

You may view and comment on others' public comments on *http://www.regulations.gov,* unless our allowing so would violate the Privacy Act (5 U.S.C. 552a) or Freedom of Information Act (5 U.S.C. 552).

C. Who will see my comments?

If you submit a comment via *http://www.regulations.gov,* your entire comment, including any personal identifying information, will be posted on the website. If you submit a hardcopy comment that includes personal identifying information, such as your address, phone number, or

email address, you may request at the top of your document that we withhold this information from public review. However, we cannot guarantee that we will be able to do so. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public disclosure in their entirety.

II. Background

To help us carry out our conservation responsibilities for affected species, and in consideration of section 10(a)(1)(A) of the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), we invite public comments on permit applications before final action is taken. With some exceptions, the ESA prohibits activities with listed species unless Federal authorization is acquired that allows such activities. Permits issued under section 10 of the ESA allow activities for scientific purposes or to enhance the propagation or survival of the affected species.

III. Permit Application

We invite the public to comment on the following application.

Applicant: Lawrence Costa, Nottingham, NH; Permit No. 70782C

The applicant requests a permit to import the sport-hunted trophy of one male black rhinoceros (*Diceros bicornis*) from Namibia, for the purpose of enhancing the propagation or survival of the species. This notification covers a single import conducted by the applicant.

IV. Next Steps

If we issue a permit to the applicant in this notice, we will publish a notice in the **Federal Register**. You may locate the notice announcing the permit issuance date by searching *http://www.regulations.gov* for the permit number in this document (70782C).

V. Authority

We issue this notice under the authority of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*), and its implementing regulations.

Brenda Tapia,

Program Analyst/Data Administrator, Branch of Permits, Division of Management Authority.

[FR Doc. 2019–01825 Filed 2–8–19; 8:45 am]

BILLING CODE 4333–15–P

DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[Docket No. FWS–HQ–IA–2019–0001; FXIA16710900000–178–FF09A30000]

Foreign Endangered Species; Receipt of Permit Applications

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of receipt of permit applications; request for comments.

SUMMARY: We, the U.S. Fish and Wildlife Service, invite the public to comment on applications to conduct certain activities with foreign species that are listed as endangered under the Endangered Species Act (ESA). With some exceptions, the ESA prohibits activities with listed species unless Federal authorization is issued that allows such activities. The ESA also requires that we invite public comment before issuing permits for any activity otherwise prohibited by the ESA with respect to any endangered species.

DATES: We must receive comments by March 13, 2019.

ADDRESSES: *Obtaining Documents:* The applications, application supporting materials, and any comments and other materials that we receive will be available for public inspection at *http://www.regulations.gov* in Docket No. FWS–HQ–IA–2019–0001.

Submitting Comments: When submitting comments, please specify the name of the applicant and the permit number at the beginning of your comment. You may submit comments by one of the following methods:

- *Internet: http://www.regulations.gov.* Search for and submit comments on Docket No. FWS–HQ–IA–2019–0001.
- *U.S. mail or hand-delivery:* Public Comments Processing, Attn: Docket No. FWS–HQ–IA–2019–0001; U.S. Fish and Wildlife Service Headquarters, MS: BPHC; 5275 Leesburg Pike; Falls Church, VA 22041–3803.

For more information, see Public Comment Procedures under **SUPPLEMENTARY INFORMATION**.

FOR FURTHER INFORMATION CONTACT: Brenda Tapia, by phone at 703–358–2104, via email at *DMAFR@fws.gov,* or via the Federal Relay Service at 800–877–8339.

SUPPLEMENTARY INFORMATION:

I. Public Comment Procedures

A. How do I comment on submitted applications?

We invite the public and local, State, Tribal, and Federal agencies to comment on these applications. Before issuing any of the requested permits, we will take into consideration any information that we receive during the public comment period.

You may submit your comments and materials by one of the methods in **ADDRESSES**. We will not consider comments sent by email or fax, or to an address not in **ADDRESSES**. We will not consider or include in our administrative record comments we receive after the close of the comment period (see **DATES**).

When submitting comments, please specify the name of the applicant and the permit number at the beginning of your comment. Provide sufficient information to allow us to authenticate any scientific or commercial data you include. The comments and recommendations that will be most useful and likely to influence agency decisions are: (1) Those supported by quantitative information or studies; and (2) those that include citations to, and analyses of, the applicable laws and regulations.

B. May I review comments submitted by others?

You may view and comment on others' public comments at *http://www.regulations.gov,* unless our allowing so would violate the Privacy Act (5 U.S.C. 552a) or Freedom of Information Act (5 U.S.C. 552).

C. Who will see my comments?

If you submit a comment at *http://www.regulations.gov,* your entire comment, including any personal identifying information, will be posted on the website. If you submit a hardcopy comment that includes personal identifying information, such as your address, phone number, or email address, you may request at the top of your document that we withhold this information from public review. However, we cannot guarantee that we will be able to do so. Moreover, all submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public disclosure in their entirety.

II. Background

To help us carry out our conservation responsibilities for affected species, and in consideration of section 10(c) of the Endangered Species Act of 1973, as amended (ESA; 16 U.S.C. 1531 *et seq.*), we invite public comments on permit applications before final action is taken. With some exceptions, the ESA

prohibits certain activities with listed species unless Federal authorization is issued that allows such activities. Permits issued under section 10(a)(1)(A) of the ESA allow otherwise prohibited activities for scientific purposes or to enhance the propagation or survival of the affected species. Service regulations regarding prohibited activities with endangered species, captive-bred wildlife registrations, and permits for any activity otherwise prohibited by the ESA with respect to any endangered species are available in title 50 of the Code of Federal Regulations in part 17.

III. Permit Applications

We invite comments on the following applications.

Applicant: Center for the Conservation of Tropical Ungulates, LLC, Punta Gorda, FL; Permit No. 08540D

The applicant requests a permit to export two male and two female captive-bred lowland anoa (*Bubalus depressicornis*) to Taman Safari Indonesia for the purpose of enhancing the propagation or survival of the species. This notification is for a single export.

Applicant: Greensboro Science Center, Greensboro, NC; Permit No. 08526D

The applicant requests a permit to export one male captive-bred silvery Javan gibbon (*Hylobates moloch*) to Singapore Zoo for the purpose of enhancing the propagation or survival of the species. This notification is for a single export.

Applicant: San Antonio Zoological Gardens & Aquarium, San Antonio, TX; Permit No. 05678D

The applicant requests a permit to import 10 captive-bred tomistoma (*Tomistoma schlegelii*) from Jong's Crocodile Farm & Zoo in Malaysia for the purpose of enhancing the propagation or survival of the species. This notification is for a single export.

Applicant: Zoo Atlanta, Atlanta, GA; Permit No. 44366C

The applicant requests a permit to export one male captive-bred western gorilla (*Gorilla gorilla*) to Calgary Zoo in Canada for the purpose of enhancing the propagation or survival of the species. This notification is for a single export.

Applicant: Blanca Arango, Petaluma, CA; Permit No. 85728C

The applicant requests a permit to import biological samples derived from the olive ridley sea turtle (*Lepidochelys olivacea*) from Centro Mexicano de la Tortuga, Oaxaca, Mexico, for the purpose of scientific research. This notification is for a single import.

Applicant: Staten Island Zoo, Staten Island, NY; Permit No. 813047

The applicant requests a captive-bred wildlife registration off the line, n under 50 CFR 17.21(g) for the following species to enhance the propagation or survival of the species:

Common name	Scientific name
Aruba island rattlesnake	*Crotalus unicolor.*
Ring-tailed lemur	*Lemur catta.*
Amur leopard	*Panthera pardus orientalis.*
Cotton-top tamarin	*Saguinus oedipus.*
Black-and-white ruffed lemur	*Varecia variegata variegata.*
Chinese alligator	*Alligator sinensis.*
Goeldi's marmoset	*Callimico goeldi.*
Panamanian golden frog	*Atelopus varius.*
Rodrigues fruit bat	*Pteropus rodricensis.*

This notification covers activities to be conducted by the applicant over a 5-year period.

Applicant: Lauren Ogburn, Saint Johns, Florida; Permit No. 10997B

The applicant requests a captive-bred wildlife registration under 50 CFR 17.21(g) for red siskin (*Carduelis cucullata*) to enhance the propagation or survival of the species. This notification covers activities to be conducted by the applicant over a 5-year period.

Applicant: Dan Pearson, Gainesville, FL; Permit No. 08907D

The applicant requests a captive-bred wildlife registration under 50 CFR 17.21(g) for radiated tortoise (*Astrochelys radiata*) to enhance the propagation or survival of the species. This notification covers activities to be conducted by the applicant over a 5-year period.

Trophy Applicants

The following applicants request permits to import sport-hunted trophies of male bontebok (*Damaliscus pygargus pygargus*) culled from a captive herd maintained under the management program of the Republic of South Africa, for the purpose of enhancing the propagation or survival of the species.

Applicant: Neal Williamson, Austin, TX; Permit No. 14510D

Applicant: William Johnson, Austin, TX; Permit No. 14512D

Applicant: Wayne Hurst, Georgetown, TX; Permit No. 15149D

IV. Next Steps

After the comment period closes, we will make decisions regarding permit issuance. If we issue permits to any of the applicants listed in this notice, we will publish a notice in the **Federal Register**. You may locate the notice announcing the permit issuance by searching *http://www.regulations.gov* for the permit number listed above in this document. For example, to find information about the potential issuance of Permit No. 12345A, you would go to *regulations.gov* and search for ''12345A''.

V. Authority

We issue this notice under the authority of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*), and its implementing regulations.

Brenda Tapia,

Program Analyst/Data Administrator, Branch of Permits, Division of Management Authority.

[FR Doc. 2019–01824 Filed 2–8–19; 8:45 am]

BILLING CODE 4333–15–P

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[190A2100DD/AAKC001030/A0A51010.999900]

Proclaiming Certain Lands as Reservation for the Kickapoo Traditional Tribe of Texas

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice.

SUMMARY: This notice informs the public that the Assistant Secretary—Indian

Affairs proclaimed approximately 46.87 acres, more or less, an addition to the reservation of the Kickapoo Traditional Tribe of Texas on December 21, 2018.

FOR FURTHER INFORMATION CONTACT: Ms. Sharlene M. Round Face, Bureau of Indian Affairs, Division of Real Estate Services, 1849 C Street NW, MS–4642–MIB, Washington, DC 20240, telephone (202) 208–3615.

SUPPLEMENTARY INFORMATION: This notice is published in the exercise of authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by part 209 of the Departmental Manual.

A proclamation was issued according to the Act of June 18, 1934 (48 Stat. 984; 25 U.S.C. 5110) for the lands described below. These lands are proclaimed to be part of the Kickapoo Traditional Tribe of Texas' Reservation, in Maverick County, Texas.

Maverick County, Texas

Legal Descriptions Containing 46.87 Acres, More or Less

Wheeler (Tract 840 ST 1001)

Surface and surface rights only being a 21.83 acre retracement survey out of and part of William Johnson Survey 20, Abstract 723 Maverick County, Texas and being part of a tract shown as 19.8 acres on the plan of the Rio Grande Valley Lands Company recorded in Volume 5, Pages 100 of the Miscellaneous Records of Maverick County and being described in conveyance document to the Kickapoo Traditional Tribe of Texas recorded in Volume 960, Pages 326–328 of the Maverick County Official Public Records as Tract I—17.3 acres further described in Volume 44, Pages 371–373 of the Maverick County Deed Records and Tract II—2.86 acres further described in Volume 757, Pages 411–414 of the Maverick County Official Public Records, Maverick County, Texas and more particularly described by metes and bounds as follows: (The bearings and distances shown herein conform to the Texas Coordinate System, North American Datum 1983, Texas South Central Zone.) (All corners called for as being set are marked on the ground with ½″ steel stakes with plastic identification caps stamped ''D. G. Smyth & Company/RPLS 2046'' attached unless otherwise noted or shown.)

Beginning at a steel stake set at the North corner of a 753 acre tract described in conveyance to the Kickapoo Traditional Tribe of Texas recorded in Volume 609, Pages 471–484 of the Maverick County Official Public Records and the West corner of Lateral 50 described as Tract 1 in conveyance document to the Maverick County Water Control and Improvement District Number One recorded in Volume 34, Pages 413–414 of the Maverick County Deed Records for the Eastmost corner of the herein described tract; thence S45°26′12″ W for a distance of 1176.14 feet to the left bank of the Rio Grande for the Southmost point of the herein described tract from which a two inch iron pipe post found on the high band of the Rio Grande bears N44°43′07″ E at a distance of 44.33 feet and a found T-post bears N44°23′59″ E at a distance of 12.98 feet; thence N37°09′26″ W with the left bank of the Rio Grande for a distance of 51.72 feet to a point in the center of an arroyo at the Southmost point of a 125.43 acre tract described in conveyance document to the United States of America recorded in Volume 238, Pages 324–326 of the Maverick County Deed Records for a corner in the Northwest line of the herein described tract from which a two inch iron fence post found on the high bank of the Rio Grande bears N11°11′21″ W at a distance of 177.25 feet; thence Northerly along the center of said arroyo for the following nine (9) calls:

1. N16°52′00″ E for a distance of 209.53 feet to a point;
2. N39°28′55″ E for a distance of 126.91 feet to a point;
3. N02°04′29″ E for a distance of 90.01 feet to a point;
4. N32°25′53″ W for a distance of 184.57 feet to a point;
5. N35°57′12″ W for a distance of 70.62 feet to a point;
6. N20°21′46″ W for a distance of 139.29 feet to a point;
7. N48°03′24″ W for a distance of 195.60 feet to a point;
8. N20°09′02″ W for a distance of 174.41 feet to a point;
9. N01°49′48″ W for a distance of 263.28 feet to a point in the South line of Lot 2, Block 4 of the Riverside Acres Subdivision recorded in Envelope 72, Side A of the Maverick County Plat Records for the Westmost corner of the herein described tract from which a brass cap found at the West corner of said Lot 2, Block 4 and a reentrant corner of said 125.43 acre tract bears S45°28′56″ W at a distance of 120.09 feet; thence N45°28′56″ E with the Southeast line of said Lot 2 for a distance of 386.44 feet to a steel stake set at a South corner of a 17 acre tract described in conveyance document to Elias Soto, et ux. recorded in Volume 174, Pages 175–178 of the Maverick County Deed Records for an angle point in the Northwest line of the herein described tract; thence N46°03′06″ E generally with fence for a distance of 227.65 feet to a steel stake set at a reentrant corner of said 17 acre tract for the Northmost corner of the herein described tract; thence S36°04′04″ E with the Southwest line of said 17 acre tract and generally with fence for a distance of 1110.64 feet to a ½ inch steel stake found in the Northwest line of Rosita Gardens Road for an angle point in the Northeast line of the herein described tract; thence S42°51′12″ E for a distance of 50.03 feet to the Point of Beginning containing 21.83 acres of land as surveyed by D. G. Smyth & Co., Inc. on December 28, 2010, and in Maverick County, Texas containing 21.83 acres more or less.

Cary-Garza (Tract 840 ST 1002)

Surface and surface rights only, being a 25.04 acre retracement survey out of and part of Guadalupe De Los Santos Survey 21, Abstract 811 and William Johnson Survey 20, Abstract 723, Maverick County, Texas and being described as Lot 2, Block 4 of the Riverside Acres Subdivision recorded in Envelope 72, Side A of the Maverick County Plat Records in conveyance document to the Kickapoo Traditional Tribe of Texas recorded in Volume 893, Pages 415–417 of the Maverick County Official Public Records and more particularly described by metes and bounds as follows: (The bearings and distances shown herein conform to the Texas Coordinate System, North American Datum 1983, Texas South Central Zone.) (All corners called for as being set are marked on the ground with ½ inch steel stakes with plastic identification caps stamped ''D. G. Smyth & Company/RPLS 2046'' attached unless otherwise noted or shown.)

Beginning at a ½ inch steel stake set at an East corner of a 125.43 acre tract described in conveyance document to the United States of America recorded in Volume 241, Pages 405–407 of the Maverick County Deed Records at the South corner of Lot 1, Block 4 of said Riverside Acres Subdivision for a Northwest corner of the herein described tract from which a brass cap found at the Northerly corner of said 125.43 acres bears N44°37′12″ W at a distance of 906.16 feet; thence N53°01′50″ E with the Southeast line of said Lot 1 for a distance of 692.54 feet to a ½ inch steel stake set in the Southwest line of the 60 feet wide right of way of Lateral 50 operated by the Maverick County Water Control and Industrial District as shown on said plat of the Riverside Acres Subdivision for the North corner of the herein described tract; thence Southeasterly with the

Southwest line of said Lateral 50 for the following five (5) calls:

1. S45°10′57″ E at 333.31 feet crossing into Survey 20 and continuing for a total distance of 370.64 feet to a ½ inch steel stake set;

2. S43°55′55″ E for a distance of 64.03 feet to a ½ inch steel stake set;

3. S48°54′39″ E for a distance of 120.66 feet to a ½ inch steel stake set;

4. S52°39′02″ E for a distance of 205.08 feet to a ½ inch steel stake set;

5. S36°30′41″ E for a distance of 109.55 feet to a ½ inch steel stake set at the North corner of 17 acre tract described in conveyance document to Elias Soto, et ux. recorded in Volume 174, Pages 175–178 of the Maverick County Deed Records for the East corner of the herein described tract; thence S47°16′19″ W with said 17 acre tract for a distance of 270.33 feet to a ½ inch steel stake set for a corner of the herein described tract; thence N36°04′41″ W continuing with said 17 acre tract for a distance of 227.71 feet to a ½ inch steel stake set for a reentrant corner of the herein described tract; thence N88°58′41″ W continuing with said 17 acre tract for a distance of 73.42 feet to a ½ inch steel stake set for a reentrant corner of the herein described tract; thence S16°46′29″ W continuing with said 17 acre tract for a distance of 300.08 feet to a ½ inch steel stake set for a reentrant corner of the herein described tract; thence S15°02′57″ E continuing with said 17 acre tract for a distance of 469.15 feet to a ½ inch steel stake set in the North line of a 17.3 acre tract called Tract 1 in conveyance document to the Kickapoo Traditional Tribe of Texas recorded in Volume 960, Pages 326–328 of the Maverick County Official Public Records and further described in Volume 44, Pages 371–373 of the Maverick County Deed Records for an East corner of the herein described tract; thence S45°28′56″ W with the Northwest line of said 17.3 acre tract, at 386.44 feet crossing an East corner of aforesaid 125.43 acres tract and continuing for a total distance of 506.53 feet to a brass cap found in the Northeast line of said 125.43 acres tract for the Southmost corner of the herein described tract; thence Northwesterly with the Northeast line of said 125.43 acres tract for the following six (6) calls:

1. N15°24′42″ W for a distance of 231.02 feet to a ½ inch steel stake set;

2. N78°26′42″ W for a distance of 55.01 feet to a found brass cap;

3. N25°19′42″ W for a distance of 296.03 feet to a found brass cap;

4. N61°21′42″ W at 286.10 feet crossing into Survey 21 and continuing for a total distance of 332.03 feet to a ½ inch steel stake set;

5. N18°59′42″ W for a distance of 162.62 feet to a ½ inch steel stake set;

6. N01°03′10″ W at for a distance of 207.32 feet to a found brass cap; thence N29°11′27″ E continuing now with the Southeast line of said 125.43 acre tract for a distance of 291.81 feet to the Point of Beginning containing 25.04 acres of land being 6.55 acres in Survey 21 and 18.49 acres in Survey 20 as surveyed by D. G. Smyth & Co. Inc. on December 28, 2010, and in Maverick County, Texas containing 25.04 acres more or less.

The above described lands contain a total of 46.87 acres, more or less, which are subject to all valid rights, reservations, rights-of-way, and easements of record.

This proclamation does not affect title to the lands described above, nor does it affect any valid existing easements for public roads and highways, public utilities, railroads, and pipelines, or any other valid easements or rights-of-way or reservations of record.

Dated: December 21, 2018.

Tara Sweeney,

Assistant Secretary—Indian Affairs.

[FR Doc. 2019–01833 Filed 2–8–19; 8:45 am]

BILLING CODE 4337–15–P

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[190A2100DD/AAKC001030/A0A501010.999900.253G]

Proclaiming Certain Lands as Reservation for the Shakopee Mdewakanton Sioux Community of Minnesota.

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice.

SUMMARY: This notice informs the public that the Assistant Secretary—Indian Affairs proclaimed approximately 19.96 acres, more or less, an addition to the reservation of the Shakopee Mdewakanton Sioux Community of Minnesota on December 21, 2018.

FOR FURTHER INFORMATION CONTACT: Ms. Sharlene M. Round Face, Bureau of Indian Affairs, Division of Real Estate Services, 1849 C Street NW, MS–4642–MIB, Washington, DC 20240, telephone (202) 208–3615.

SUPPLEMENTARY INFORMATION: This notice is published in the exercise of authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by part 209 of the Departmental Manual.

A proclamation was issued according to the Act of June 18, 1934 (48 Stat. 986; 25 U.S.C. 5110) for the lands described below. The land was proclaimed to be part of the Shakopee Mdewakanton Sioux Community of Minnesota Reservation in Scott County, Minnesota.

Shakopee Mdewakanton Sioux Community of Minnesota Reservation, Fifth Principal Meridian, Scott County, Minnesota

Legal descriptions containing 19.96 acres, more or less.

County Road 16 Parcel, 411–T–1021

The North Half of the Northeast Quarter of the Southwest Quarter of Section 15, Township 115 North, Range 22 West of the Fifth Principal Meridian, Scott County, Minnesota, depicted on the ALTA/ACSM Land Title Survey performed by Richard J. Williams, Jr. of Bolton and Menk, Inc., dated April 3, 2006.

Subject to an easement for highway purposes and appurtenances over, under and across the easterly 50 feet thereof.

Containing 19.96 acres, more or less. Tax parcel number: 279150012.

The above described lands contain a total of 19.96 acres, more or less, which are subject to all valid rights, reservations, rights-of-way, and easements of record.

This proclamation does not affect title to the lands described above, nor does it affect any valid existing easements for public roads, highways, public utilities, railroads and pipelines, or any other valid easements or rights-of-way or reservations of record.

Dated: December 21, 2018.

Tara Sweeney,

Assistant Secretary—Indian Affairs.

[FR Doc. 2019–01832 Filed 2–8–19; 8:45 am]

BILLING CODE 4337–15–P

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

[190A2100DD/AAKC001030/A0A51010.999900]

Proclaiming Certain Lands as Reservation for the Sault Ste. Marie Tribe of Chippewa Indians

AGENCY: Bureau of Indian Affairs, Interior.

ACTION: Notice of Reservation Proclamation.

SUMMARY: This notice informs the public that the Assistant Secretary—Indian Affairs proclaimed approximately 0.55 acres, more or less, an addition to the reservation of the Sault Ste. Marie Tribe

of Chippewa Indians on December 21, 2018.

FOR FURTHER INFORMATION CONTACT: Ms. Sharlene M. Round Face, Bureau of Indian Affairs, Division of Real Estate Services, 1849 C Street NW, MS–4642–MIB, Washington, DC 20240, telephone (202) 208–3615.

SUPPLEMENTARY INFORMATION: This notice is published in the exercise of authority delegated by the Secretary of the Interior to the Assistant Secretary—Indian Affairs by part 209 of the Departmental Manual.

A proclamation was issued according to the Act of June 18, 1934 (48 Stat. 986; 25 U.S.C. 5110) for the lands described below. The land was proclaimed to be part of the Sault Ste. Marie Tribe of Chippewa Indians' Reservation in Chippewa County, Michigan.

Sault Ste. Marie Tribe of Chippewa Indians' Reservation, Michigan Meridian, Chippewa County, Michigan

Legal Descriptions Containing 0.55 Acres, More or Less

531 Ashmun Street 469–T–74

All of Lot 9, and parts of Lots 8, 10, 19, 20, and 21, Block 1, Plat of Comptroller's Subdivision No. 4, according to the plat recorded in Liber 2 of Plats, page 36, Chippewa County Records, described as beginning at the Northeast corner of the West 7 feet of said Lot 19, also being the intersection of the North line of said Lot 19 with the East line of Ashmun Street as widened; thence Northerly 100 feet, more or less, along the East line of the West 7 feet of said Lots 20 and 21 and along the East line of said Ashmun Street as widened to the North line of said Lot 21; thence Easterly 100 feet, more or less, to a point on the West line from the North line of said Lot 21, said point also being on the West line of a vacated alley, as described in a document recorded in Liber 172, page 210, Chippewa County Records; thence continuing Easterly 137.5 feet, more or less, to a point on the West line of Court Street, also being the East line of said Lot 8, said point being 2.64 feet Southerly along said West line of Court Street from the Northeast corner of said Lot 8; thence Southerly 100.91 feet, more or less, along said West line of Court Street to a point 3.55 feet Southerly along said West line of Court Street from the Northeast corner of said Lot 10; thence Westerly 237.5 feet, more or less, to the Point of Beginning. Section 6, Town 47 North, Range 1 East, Michigan Meridian, Michigan.

The above-described lands contain a total of 0.55 acres, more or less, which are subject to all valid rights, reservations, rights-of-way, and easements of record.

This proclamation does not affect title to the lands described above, nor does it affect any valid existing easements for public roads and highways, public utilities, railroads, and pipelines, or any other valid easements or rights-of-way or reservations of record.

Dated: December 21, 2018.

Tara Sweeney,

Assistant Secretary—Indian Affairs.

[FR Doc. 2019–01830 Filed 2–8–19; 8:45 am]

BILLING CODE 4337–15–P

DEPARTMENT OF THE INTERIOR

Office of the Secretary

[19XD4523WS/DWSN00000.000000/DS61500000/DP.61501]

Notice of Public Meetings of the Invasive Species Advisory Committee

AGENCY: National Invasive Species Council, Interior.

ACTION: Announcement of meeting.

SUMMARY: Pursuant to the provisions of the Federal Advisory Committee Act, notice is hereby given of a meeting of the Invasive Species Advisory Committee. The purpose of the Advisory Committee (ISAC) is to provide advice to the National Invasive Species Council (NISC), as authorized by Executive Orders 13112 and 13751, on a broad array of issues related to preventing the introduction of invasive species and providing for their control and minimizing the economic, ecological, and human health impacts that invasive species cause. The Council is co-chaired by the Secretary of the Interior, the Secretary of Agriculture, and the Secretary of Commerce. The duty of the Council is to provide national leadership regarding invasive species issues. The purpose of an in-person meeting on Tuesday, February 26, 2019 through Thursday, February 28, 2019 is to convene the full ISAC Class 9 to respond to requests for advice on: (1) Relevance of the ISAC wildlife health white paper recommendations to addressing invasive ticks and tick-borne diseases (with particular emphasis on military and outdoor recreation contexts); and, (2) recommendations set forth in ISAC white papers over the last twenty years that have not yet been addressed and warrant timely consideration given pressing/emerging invasive species concerns.

DATES: Meeting of the Invasive Species Advisory Committee: Tuesday, February 26, 2019, 8:30 a.m.–5:00 p.m.; Wednesday, February 27, 2019, 8:30 a.m.–5:00 p.m.; Thursday, February 28, 2019, 8:30 a.m.–3:00 p.m.

ADDRESSES: Smithsonian Institution National Museum of the American Indian, 4th and Independence Avenue SW, Washington, DC 20560. The general session will be held in the Conference Center (4th Floor). **NOTE:** All meeting participants and interested members of the public must register their attendance online at *www.invasivespecies.gov.* Attendees must pass through security screening upon entering the facility.

FOR FURTHER INFORMATION CONTACT: Kelsey Brantley, Coordinator for NISC and ISAC Operations, National Invasive Species Council Secretariat, (202) 208–4122; Fax: (202) 208–4118, email: *kelsey_brantley@ios.doi.gov.*

Stanley W. Burgiel,

Acting Executive Director, National Invasive Species Council.

[FR Doc. 2019–01891 Filed 2–8–19; 8:45 am]

BILLING CODE 4334–63–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[LLOR957000.L63100000.HD0000.19XL1116AF.HAG 19–0043]

Filing of Plats of Survey: Oregon/Washington

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice.

SUMMARY: The plats of survey of the following described lands are scheduled to be officially filed in the Bureau of Land Management (BLM), Oregon State Office, Portland, Oregon, 30 calendar days from the date of this publication. The surveys, which were executed at the request of the BLM, are necessary for the management of these lands.

DATES: Protests must be received by the BLM by March 13, 2019.

ADDRESSES: A copy of the plats may be obtained from the Public Room at the Bureau of Land Management, Oregon State Office, 1220 SW 3rd Avenue, Portland, Oregon 97204, upon required payment. The plats may be viewed at this location at no cost.

FOR FURTHER INFORMATION CONTACT: Kyle Hensley, 503–808–6124, Branch of Geographic Sciences, Bureau of Land Management, 1220 SW 3rd Avenue, Portland, Oregon 97204. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Relay Service at 1–800–877–8339 to contact the above individual during normal

business hours. The service is available 24 hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

SUPPLEMENTARY INFORMATION: The plats of survey of the following described lands are scheduled to be officially filed in the Bureau of Land Management, Oregon State Office, Portland, Oregon:

Willamette Meridian, Oregon

T. 34 S, R. 8 W,
accepted November 9, 2018
T. 32 S, R. 1 E,
accepted November 9, 2018
T. 30 S, R. 9 W,
accepted November 9, 2018
T. 35 S, R. 8 W,
accepted December 18, 2018
T. 4 S, R. 7 W,
accepted December 18, 2018
T. 15 S, R. 10 E,
accepted December 18, 2018

A person or party who wishes to protest one or more plats of survey identified above must file a written notice of protest with the Chief Cadastral Surveyor for Oregon/Washington, Bureau of Land Management. The notice of protest must identify the plat(s) of survey that the person or party wishes to protest. The notice of protest must be filed before the scheduled date of official filing for the plat(s) of survey being protested. Any notice of protest filed after the scheduled date of official filing will be untimely and will not be considered. A notice of protest is considered filed on the date it is received by the Chief Cadastral Surveyor for Oregon/Washington during regular business hours; if received after regular business hours, a notice of protest will be considered filed the next business day. A written statement of reasons in support of a protest, if not filed with the notice of protest, must be filed with the Chief Cadastral Surveyor for Oregon/Washington within 30 calendar days after the notice of protest is filed. If a notice of protest against a plat of survey is received prior to the scheduled date of official filing, the official filing of the plat of survey identified in the notice of protest will be stayed pending consideration of the protest. A plat of survey will not be officially filed until the next business day following dismissal or resolution of all protests of the plat.

Before including your address, phone number, email address, or other personal identifying information in a notice of protest or statement of reasons, you should be aware that the documents you submit—including your personal identifying information—may be made publicly available in their entirety at any time. While you can ask us to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Mary J.M. Hartel,

Chief Cadastral Surveyor of Oregon/Washington.

[FR Doc. 2019–01809 Filed 2–8–19; 8:45 am]

BILLING CODE 4310–33–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[LLORB00000.L10200000.BS0000.LXSSH1060000.19X.HAG 19–0028]

Notice of Public Meetings for the Southeast Oregon Resource Advisory Council

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of public meetings.

SUMMARY: In accordance with the Federal Land Policy and Management Act of 1976 and the Federal Advisory Committee Act of 1972, the U.S. Department of the Interior Bureau of Land Management (BLM) Southeast Oregon Resource Advisory Council (RAC) will meet as indicated below.

DATES: The Southeast Oregon RAC will meet Thursday and Friday, April 4–5, 2019, at 8 a.m. Mountain Standard Time each day; and Wednesday and Thursday, June 12–13, 2019, at 8 a.m. Pacific Daylight Saving Time each day. A public comment period will be offered at 11 a.m. the second day of each meeting (April 5 and June 13).

ADDRESSES: The April 4–5, 2019 meeting will be held at the Vale District office, 100 Oregon St., Vale, Oregon.; and June 12–13, 2019 meeting will be held at the Lakeview Interagency Office, 1301 S G St., Lakeview, Oregon.

FOR FURTHER INFORMATION CONTACT: Larisa Bogardus, Public Affairs Officer, 1301 S G Street, Lakeview, Oregon 97630; 541–947–6811; *lbogardus@blm.gov*. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Relay Service (FRS) at 1 (800) 877–8339 to contact the above individual during normal business hours. The FRS is available 24 hours a day, 7 days a week, to leave a message with the above individual. You will receive a reply during normal business hours.

SUPPLEMENTARY INFORMATION: The 15-member Southeast Oregon RAC was chartered and appointed by the Secretary of the Interior. Their diverse perspectives are represented in commodity, conservation, and general interests. They provide advice to the BLM, and as needed the Forest Service, and resource managers regarding management plans and proposed resource actions on public land in southeast Oregon. All meetings are open to the public in their entirety. Information to be distributed to the RAC is requested prior to the start of each meeting.

Agenda items include recommendations regarding inventory for areas identified by the BLM needing public input in the Southeast Oregon and Lakeview Resource Management Plan Amendment processes with comments on management thereof; management of energy and minerals, timber, rangeland and grazing, commercial and dispersed recreation, wildland fire and fuels, and wild horses and burros; review and/or recommendations regarding proposed actions by Burns, Vale, or Lakeview BLM districts; and any other business that may reasonably come before the RAC. A final agenda will be posted online at *https://www.blm.gov/get-involved/resource-advisory-council/near-you/oregon-washington/southeast-oregon-rac* at least one week prior to the meeting.

Before including your address, phone number, email address, or other personal identifying information in your comments, please be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee we will be able to do so.

Authority: 43 CFR 1784.4–2.

Holly Orr,

Acting Burns District Manager.

[FR Doc. 2019–01835 Filed 2–8–19; 8:45 am]

BILLING CODE 4310–33–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[LLCA942000 L57000000.BX0000 16X L5017AR; MO#4500130920]

Filing of Plats of Survey: California

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of official filing.

SUMMARY: The plats of survey of lands described in this notice are scheduled to be officially filed in the Bureau of Land Management (BLM), California State

Office, Sacramento, California 30 calendar days from the date of this publication. The surveys, which were executed at the request of U.S. Forest Service, U.S. Fish and Wildlife Service, General Services Administration, Bureau of Indian Affairs, National Park Service and Bureau of Land Management, are necessary for the management of these lands.

DATES: Unless there are protests to this action, the plats described in this notice will be filed on March 13, 2019.

ADDRESSES: You may submit written protests to the BLM California State Office, Cadastral Survey, 2800 Cottage Way W–1623, Sacramento, CA 95825. A copy of the plats may be obtained from the BLM, California State Office, 2800 Cottage Way W–1623, Sacramento, California 95825, upon required payment.

FOR FURTHER INFORMATION CONTACT: Jon Kehler, Chief, Branch of Cadastral Survey, Bureau of Land Management, California State Office, 2800 Cottage Way W–1623, Sacramento, California 95825; 1–916–978–4323; *jkehler@blm.gov.* Persons who use a telecommunications device for the deaf may call the Federal Relay Service (FRS) at 1–800–877–8339 to contact the above individual during normal business hours. The Service is available 24 hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

SUPPLEMENTARY INFORMATION: The lands surveyed are:

Mount Diablo Meridian, California

T. 4 S, R. 7 E,
dependent resurvey, metes-and-bounds survey and informative traverse, accepted June 27, 2018.
T. 3 S, R. 7 E,
metes-and-bounds survey and meander survey, accepted June 27, 2018.
T. 10 S, R. 3 W,
dependent resurvey and metes-and-bounds survey, accepted August 2, 2018.
T. 16 N, R. 8 E,
dependent resurvey and subdivision of section 14, accepted August 17, 2018.
T. 16 N, R. 10 E,
dependent resurvey and subdivision, accepted August 17, 2018.
T. 3 S, R. 27 E,
supplemental plat of sections 30 and 31, accepted August 30, 2018.
T. 10 S, R. 3 W,
amended plat, accepted August 30, 2018.
T. 43 N, R. 12 E,
dependent resurvey and subdivision, accepted August 31, 2018.
T. 18 S, R. 12 E,
dependent resurvey and subdivision of section 32, accepted September 28, 2018.
T. 19 N, R. 1 W,
supplemental plat, accepted October 25, 2018.
T. 23 S, R. 24 E,
dependent resurvey, subdivision of sections 4, 10 and 25 and metes-and-bounds survey, accepted November 13, 2018.
T. 20 S, R. 45 E,
dependent resurvey and metes-and-bounds survey, accepted December 13, 2018.

San Bernardino Meridian, California

T. 9 S, R. 21 E,
retracement, dependent resurvey, subdivision survey and metes-and-bounds survey, accepted July 19, 2018.
T. 5 S, R. 4 W,
dependent resurvey and subdivision, accepted August 17, 2018.
T. 2 N, R. 3 W,
dependent resurvey and subdivision, accepted October 2, 2018.
T. 2 N, R. 4 W,
dependent resurvey, accepted October 2, 2018.
T. 1 N, R. 12 W,
dependent resurvey, subdivision, retracement and metes-and-bounds survey, accepted November 7, 2018.

Humboldt Meridian, California

T. 5 N, R. 1 E,
dependent resurvey, survey and metes-and-bounds survey, accepted June 27, 2018.
T. 9 N, R. 4 E,
dependent resurvey, accepted, November 7, 2018.

A person or party who wishes to protest one or more plats of survey must file a written notice of protest within 30 calendar days from the date of this publication at the address listed in the **ADDRESSES** section of this notice. Any notice of protest received after the due date will be untimely and will not be considered. A written statement of reasons in support of a protest, if not filed with the notice of protest, must be filed within 30 calendar days after the notice of protest is filed. If a protest against the survey is received prior to the date of official filing, the filing will be stayed pending consideration of the protest. A plat will not be officially filed until the day after all protests have been dismissed or otherwise resolved.

Before including your address, phone number, email address, or other personal identifying information in your notice of protest or statement of reasons, you should be aware that the documents you submit—including your personal identifying information—may be made publicly available at any time. While you can ask the BLM to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Authority: 43 U.S.C., Chapter 3.

Brian L. Mikkelsen,
Acting Chief Cadastral Surveyor.

[FR Doc. 2019–01822 Filed 2–8–19; 8:45 am]
BILLING CODE 4310–40–P

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[LLCO956000 L14400000.BJ0000 19X]

Notice of Filing of Plats of Survey; Colorado

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of official filing.

SUMMARY: On Tuesday, December 18, 2018, the Bureau of Land Management (BLM), Colorado State Office, Lakewood, Colorado, published a Notice of Filing of Plats of Survey in the **Federal Register** (83 FR 64870) to inform the public of the acceptance of the supplemental plat of section 25 in Township 37 North, Range 3 East, New Mexico Principal Meridian, Colorado. Due to the partial government shutdown, the plat was unable to be officially filed on January 17, 2019, in the BLM Colorado State Office, as stated in the **Federal Register**. Therefore, the plat was officially filed on January 30, 2019.

DATES: The plat described in this notice was filed on January 30, 2019.

ADDRESSES: You may submit written protests to the BLM Colorado State Office, Cadastral Survey, 2850 Youngfield Street, Lakewood, CO 80215–7093.

FOR FURTHER INFORMATION CONTACT: Randy Bloom, Chief Cadastral Surveyor for Colorado, (303) 239–3856; *rbloom@blm.gov.* Persons who use a telecommunications device for the deaf may call the Federal Relay Service at 1–800–877–8339 to contact the above individual during normal business hours. The Service is available 24 hours a day, seven days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

SUPPLEMENTARY INFORMATION: The supplemental plat of section 25 in Township 37 North, Range 3 East, New Mexico Principal Meridian, Colorado, was accepted on November 28, 2018, and filed on January 30, 2019.

A person or party who wishes to protest the above survey must file a written notice of protest within 30 calendar days from the date of this publication at the address listed in the **ADDRESSES** section of this notice. A

statement of reasons for the protest may be filed with the notice of protest and must be filed within 30 calendar days after the protest is filed.

Before including your address, phone number, email address, or other personal identifying information in your protest, please be aware that your entire protest, including your personal identifying information, may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Authority: 43 U.S.C. Chap. 3.

Randy A. Bloom,

Chief Cadastral Surveyor for Colorado.

[FR Doc. 2019–01821 Filed 2–8–19; 8:45 am]

BILLING CODE 4310–JB–P

DEPARTMENT OF THE INTERIOR

Bureau of Ocean Energy Management

[OMB Control Number 1010–0176; Docket ID: BOEM–2018–0016]

Agency Information Collection Activities; 30 CFR 585, Renewable Energy and Alternate Uses of Existing Facilities on the Outer Continental Shelf

AGENCY: Bureau of Ocean Energy Management, Interior.

ACTION: Notice of information collection; request for comment.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995, the Bureau of Ocean Energy Management (BOEM) is proposing to renew an information collection.

DATES: Interested persons are invited to submit comments on or before April 12, 2019.

ADDRESSES: Send your comments on this information collection request (ICR) by mail to the BOEM Information Collection Clearance Officer, Anna Atkinson, Bureau of Ocean Energy Management, 45600 Woodland Road, Sterling, Virginia 20166; or by email to *anna.atkinson@boem.gov.* Please reference OMB Control Number 1010–0176 in the subject line of your comments.

FOR FURTHER INFORMATION CONTACT: To request additional information about this ICR, contact Anna Atkinson by email, or by telephone at 703–787–1025.

SUPPLEMENTARY INFORMATION: In accordance with the Paperwork Reduction Act of 1995, we provide the general public and other Federal agencies with an opportunity to comment on new, proposed, revised, and continuing collections of information. This helps us assess the impact of our information collection requirements and minimize the public's reporting burden. It also helps the public understand our information collection requirements and provide the requested data in the desired format.

We are soliciting comments on the proposed ICR that is described below. We are especially interested in public comment addressing the following issues: (1) Is the collection necessary to the proper functions of BOEM; (2) will this information be processed and used in a timely manner; (3) is the estimate of burden accurate; (4) how might BOEM enhance the quality, utility, and clarity of the information to be collected; and (5) how might BOEM minimize the burden of this collection on the respondents, including minimizing the burden through the use of information technology.

Comments that you submit in response to this notice are a matter of public record. We will include or summarize each comment in our request to Office of Management and Budget (OMB) for approval of this ICR. Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comments to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Abstract: The information collection request concerns the paperwork requirements in the regulations under 30 CFR part 585, Renewable Energy and Alternate Uses of Existing Facilities on the Outer Continental Shelf (OCS) issued pursuant to the OCS Lands Act, as amended (43 U.S.C. 1331 *et seq.* and 43 U.S.C. 1801 *et seq.*). The OCS Lands Act at subsection 8(p) (43 U.S.C. 1337(p)) authorizes the Secretary of the Interior to issue leases, easements, or rights-of way on the OCS for activities that produce or support production, transportation, or transmission of energy from sources other than oil and gas, including renewable energy. Subsection 8(p) directs the Secretary of the Interior to issue any necessary regulations to carry out the OCS renewable energy program. The Secretary delegated this authority to BOEM. BOEM has issued regulations for OCS renewable energy activities at 30 CFR part 585; this notice concerns the reporting and recordkeeping elements required by these regulations.

Respondents are lessees and grantees submitting plans for—and, if such plans are approved, constructing, operating, maintaining, and decommissioning—commercial and noncommercial renewable energy projects on the OCS. BOEM must ensure that these activities are carried out in a manner that provides for, among other things, safety, protection of the environment, and consideration of other users of the OCS. In order to execute its duties, BOEM requires information regarding potential purchasers of leases, grants, and rights-of-way, their proposed activities and their payments to the Treasury and financial assurance.

BOEM uses forms to collect some information to ensure proper and efficient administration of OCS renewable energy leases and grants and to document the financial responsibility of lessees and grantees. Forms BOEM–0002, BOEM–0003, BOEM–0004, and BOEM–0006 are used by renewable energy entities on the OCS to assign a lease interest, designate an operator, and to assign or relinquish a lease or grant. Form BOEM–0005 was designed to document a surety's guarantee of the performance of lessees and grantees with respect to bonds issued on behalf of OCS renewable energy lessees, grantees, and operators. BOEM maintains the submitted forms as official lease and grant records pertaining to operating responsibilities, ownership, and financial responsibility.

BOEM protects proprietary information in accordance with the Freedom of Information Act (5 U.S.C. 552) and the Department of the Interior's implementing regulations (43 CFR part 2), and under regulations at 30 CFR 585.113, addressing disclosure of data and information to be made available to the public and others.

Title of Collection: 30 CFR 585, Renewable Energy and Alternate Uses of Existing Facilities on the Outer Continental Shelf.

OMB Control Number: 1010–0176.

Form Number:

- BOEM–0002, Outer Continental Shelf (OCS) Renewable Energy Assignment of Grant;
- BOEM–0003, Assignment of Record Title Interest in Federal OCS Renewable Energy Lease;
- BOEM–0004, Outer Continental Shelf (OCS) Renewable Energy Lease or Grant Relinquishment Application;
- BOEM–0005, Outer Continental Shelf (OCS) Renewable Energy Lessee's, Grantee's, and Operator's Bond; and

• BOEM–0006, Outer Continental Shelf (OCS) Renewable Energy Lease or Grant Designation of Operator.

Type of Review: Extension of a currently approved collection.

Respondents/Affected Public: Companies interested in renewable energy-related uses on the OCS and holders of leases and grants under 30 CFR part 585.

Total Estimated Number of Annual Responses: 267 responses.

Total Estimated Number of Annual Burden Hours: 18,784 hours.

Respondent's Obligation: Mandatory or Required to Obtain or Retain a Benefit.

Frequency of Collection: On occasion or annually.

Total Estimated Annual Non-hour Burden Cost: $3,816,000 non-hour costs. The non-hour cost burdens consist of service fees for BOEM document/study preparation, costs for paying a contractor instead of BOEM, and costs for a site-specific study and report to evaluate the cause of harm to natural resources.

Estimated Reporting and Recordkeeping Hour Burden: The estimated annual hour burden for this collection is 18,784 hours. The following table details the individual components and estimated hour burdens. In calculating the burdens, we assumed that respondents perform certain requirements in the normal course of their activities. We consider some information collection activities to be usual and customary and took that into account in estimating the burden.

The following table details the individual BOEM components and respective burden hours of this ICR. In calculating the burden hours, we assumed that respondents perform certain usual and customary requirements in the normal course of their activities.

BURDEN TABLE

Section(s) in 30 CFR 585	Reporting and recordkeeping requirement [1]	Hour burden	Average number of annual responses	Annual burden hours
			Non-hour cost burdens	
Subpart A—General Provisions				
102; 105; 110	These sections contain general references to responsibilities, submitting requests, applications, plans, notices, reports, and/or supplemental information needed to support requests for BOEM approval—burdens covered under specific requirements.			0
102(e)	State(s), local government(s), and/or Indian Tribe(s) enter into task force or joint planning or coordination agreement with BOEM.	1	2 agreements	2
103; 904;	Request general departures not specifically covered elsewhere in part 585.	2	6 requests	12
105(c)	Make oral requests or notifications and submit written follow up within 3 business days not specifically covered elsewhere in part 585.	1	5 requests	5
106; 107; 213(e); 230(f); 302(a); 408(b)(7); 409(c); 1005(d); 1007(c); 1013(b)(7).	Submit evidence of qualifications to hold a lease or grant; submit required supporting information (electronically if required).	2	20 submissions	40
106(b)(1)	Request exception from exclusion or disqualification from participating in transactions covered by Federal non-procurement debarment and suspension system.	1	1 exception	1
106(b)(2), 118(c), 225(b); 436; 437; 527(c); 705(c)(2); 1016.	Request reconsideration and/or hearing	Requirement not considered IC under 5 CFR 1320.3(h)(9).		0
108; 530(b)	Notify BOEM within 3 business days after learning of any action filed alleging respondent is insolvent or bankrupt.	1	1 notice	1
109	Notify BOEM in writing of merger, name change, or change of business form no later than 120 days after earliest of either the effective date or filing date.	Requirement not considered IC under 5 CFR 1320.3(h)(1).		0
111	Within 30 days of receiving bill, submit processing fee payments for BOEM document or study preparation to process applications and other requests.	.5	4 submissions	2
		4 payments × $4,000 = $16,000		
111(b)(2), (3)	Submit comments on proposed processing fee or request approval to perform or directly pay contractor for all or part of any document, study, or other activity, to reduce BOEM processing costs.	2	4 requests	8

BURDEN TABLE—Continued

Section(s) in 30 CFR 585	Reporting and recordkeeping requirement [1]	Hour burden	Average number of annual responses	Annual burden hours
			Non-hour cost burdens	
111(b)(3)	Perform, conduct, develop, etc., all or part of any document, study, or other activity; and provide results to BOEM to reduce BOEM processing fee.	12,000	1 submission	12,000
111(b)(3)	Pay contractor for all or part of any document, study, or other activity, and provide results to BOEM to reduce BOEM processing costs.	3 studies × $950,000 = $2,850,000		
111(b)(7); 118(a); 436(c)	Appeal BOEM estimated processing costs, decisions, or orders pursuant to 30 CFR 590.	Exempt under 5 CFR 1320.4(a)(2), (c).		0
115(c)	Request approval to use later edition of a document incorporated by reference or alternative compliance.	1	1 request	1
118(c); 225(b)	Within 15 days of bid rejection, request reconsideration of bid decision or rejection.	Requirement not considered IC under 5 CFR 1320.3(h)(9).		0
Subtotal			45 responses	12,072
			$2,866,000 non-hour costs	
Subpart B—Issuance of OCS Renewable Energy Leases				
200; 224; 231; 235; 236; 238	These sections contain references to information submissions, approvals, requests, applications, plans, payments, etc., the burdens for which are covered elsewhere in part 585.			0
210; 211(a–c); 212 thru 216	Submit nominations and general comments in response to **Federal Register** notices on Request for Interest in OCS Leasing, Call for Information and Nominations (Call), Area Identification, and Notices of Sale. Includes industry, State & local governments.	Not considered IC as defined in 5 CFR 1320.3(h)(4).		0
210; 211(a–c); 212 thru 216	Submit required information in response to **Federal Register** notices on Request for Interest in OCS Leasing, Call for Information and Nominations (Call), Area Identification, and Notices of Sale. Includes industry, State & local governments.	4	30 responses	120
211(d); 216; 220 thru 223; 231(c)(2).	Submit bid, payments, and required information in response to **Federal Register** Final Sale Notice.	5	12 bids	60
224	Within 10 business days, execute 3 copies of lease form and return to BOEM with required payments, including evidence that agent is authorized to act for bidder; if applicable, submit information to support delay in execution—competitive leases.	1	2 lease executions.	2
230; 231(a)	Submit unsolicited request and acquisition fee for a commercial or limited lease.	5	2 requests	10
231(b)	Submit comments in response to public notice re interest of unsolicited request for a lease.	4	4 comments	16
231(g)	Within 10 business days of receiving lease documents, execute lease; file financial assurance and supporting documentation—noncompetitive leases.	2	2 leases	4
231(g)	Within 45 days of receiving lease copies, submit rent and rent information.	Burdens covered by information collections approved for ONRR 30 CFR Chapter XII.		0
235(b); 236(b)	Request additional time to extend preliminary or site assessment term of commercial or limited lease, including revised schedule for SAP, COP, or GAP submission.	1	3 requests	3
237(b)	Request lease be dated and effective 1st day of month in which signed.	1	1 request	1

BURDEN TABLE—Continued

Section(s) in 30 CFR 585	Reporting and recordkeeping requirement [1]	Hour burden	Average number of annual responses	Annual burden hours
			Non-hour cost burdens	
238	Submit request for renewable energy research lease	4	1 request	4
Subtotal			57 responses	220
Subpart C—ROW Grants and RUE Grants for Renewable Energy Activities				
306; 309; 315; 316	These sections contain references to information submissions, approvals, requests, applications, plans, payments, etc., the burdens for which are covered elsewhere in part 585.			0
302(a); 305; 306	Submit copies of a request for a new or modified ROW or RUE and required information, including qualifications to hold a grant, in format specified.	5	1 request	5
308(a)	Submit comments in response to public notice of grant auction.	4	2 comments	8
308(a)(2), (b); 315; 316	Submit bid and payments in response to **Federal Register** notice of auction for a ROW or RUE grant.	5	1 bid	5
309	Submit decision to accept or reject terms and conditions of noncompetitive ROW or RUE grant.	2	1 submission	2
Subtotal			5 responses	20
Subpart D—Lease and Grant Administration				
400; 401; 402; 405; 409; 416, 433.	These sections contain references to information submissions, approvals, requests, applications, plans, payments, etc., the burdens for which are covered elsewhere in part 585.			0
401(b)	Take measures directed by BOEM in cessation order and submit reports in order to resume activities.	100	1 report	100
405(d)	Submit written notice of change of address	Requirement not considered IC under 5 CFR 1320.3(h)(1).		0
405(e); Form BOEM–0006	If designated operator (DO) changes, notify BOEM and identify new DO for BOEM approval.	1	1 notice	1
408 thru 411; Forms BOEM–0002 and BOEM–0003.	Within 90 days after last party executes a transfer agreement, submit copies of a lease or grant assignment application, including originals of each instrument creating or transferring ownership of record title, eligibility and other qualifications; and evidence that agent is authorized to execute assignment, in format specified.	1 (30 minutes per form × 2 forms = 1 hour).	2 requests/submissions.	2
415(a)(1); 416; 420(a), (b); 428(b).	Submit request for suspension and required information/payment no later than 90 days prior to lease or grant expiration.	10	1 request	10
417(b)	Conduct, and if required pay for, site-specific study to evaluate cause of harm or damage; and submit copies of study and results, in format specified.	100	1 study/submission.	100
		1 study × $950,000 = $950,000		
425 thru 428; 652(a); 235(a), (b).	Request lease or grant renewal no later than 180 days before termination date of your limited lease or grant, or no later than 2 years before termination date of operations term of commercial lease. Submit required information.	6	1 request	6
435; 658(c)(2); Form BOEM–0004.	Submit copies of application to relinquish lease or grant, in format specified.	1	1 submission	1
436; 437	Provide information for reconsideration of BOEM decision to contract or cancel lease or grant area.	Requirement not considered IC under 5 CFR 1320.3(h)(9).		0
Subtotal			8 responses	220

BURDEN TABLE—Continued

Section(s) in 30 CFR 585	Reporting and recordkeeping requirement [1]	Hour burden	Average number of annual responses	Annual burden hours
			Non-hour cost burdens	
			$950,000 non-hour costs	
Subpart E—Payments and Financial Assurance Requirements				
An * indicates the primary cites for providing bonds or other financial assurance, and the burdens include any previous or subsequent references throughout part 585 to furnish, replace, or provide additional bonds, securities, or financial assurance (including riders, cancellations, replacements). This subpart contains references to other information submissions, approvals, requests, applications, plans, etc., the burdens for which are covered elsewhere in part 585. In the future BOEM may require electronic filings of certain submissions.				0
500 thru 509; 1011	Submit payor information, payments and payment information, and maintain auditable records according to ONRR regulations or guidance.	Burdens covered by information collections approved for ONRR 30 CFR Chapter XII.		0
506(c)(4)	Submit documentation of the gross annual generation of electricity produced by the generating facility on the lease—use same form as authorized by the EIA. (DOE/EIA OMB Control Number 1905–0129 covers burden to gather info and fill out form. BOEM's burden is for submitting a copy).	15 min	2 submissions	1
510; 506(c)(3)	Submit application and required information for waiver or reduction of rental or other payment.	1	1 submission	1
* 515; 516; 525(a) thru (f)	Execute and provide $100,000 minimum lease-specific bond or other approved security; or increase bond level if required.	1	2 bonds	2
* 516(a)(2), (3), (b), (c); 517; 525(a) thru (f).	Execute and provide commercial lease supplemental bonds in amounts determined by BOEM.	1	2 bonds	2
516(a)(4); 521(c)	Execute and provide decommissioning bond or other financial assurance; schedule for providing the appropriate amount.	1	1 bond	1
517(c)(1)	Submit comments on proposed adjustment to bond amounts.	1	1 submission	1
517(c)(2)	Request bond reduction and submit evidence to justify	5	1 request	5
* 520; 521; 525(a) thru (f); Form BOEM–0005.	Execute and provide $300,000 minimum limited lease or grant-specific bond or increase financial assurance and submit required information.	1	1 bond	1
525(g)	Surety notice to lessee or ROW/RUE grant holder and BOEM within 5 business days after initiating surety insolvency or bankruptcy proceeding, or Treasury decertifies surety.	1	1 surety notice	1
* 526 Form BOEM–0005	In lieu of surety bond, pledge other types of securities, including authority for BOEM to sell and use proceeds and submit required information (1 hour for form).	2	1 pledge	2
526(c)	Provide annual certified statements describing the nature and market value, including brokerage firm statements/reports.	1	1 statement	1
* 527; 531	Demonstrate financial worth/ability to carry out present and future financial obligations, annual updates, and related or subsequent actions/records/reports, etc.	10	1 demonstration	10
528	Provide third-party indemnity; financial information/statements; additional information related to bonds; executed guarantor agreement and supporting information/documentation/agreements.	10	1 submission	10

BURDEN TABLE—Continued

Section(s) in 30 CFR 585	Reporting and recordkeeping requirement [1]	Hour burden	Average number of annual responses	Annual burden hours
			Non-hour cost burdens	
528(c)(6); 532(b)	Guarantor/Surety requests BOEM terminate period of liability and notifies lessee or ROW/RUE grant holder, etc.	1	1 request	1
* 529	In lieu of surety bond, request authorization to establish decommissioning account, including pledge of Treasury securities and any requirement commitment of a stream of revenues.	2	1 request	2
530	Notify BOEM promptly of lapse in bond or other security/action filed alleging lessee, surety or guarantor et al is insolvent or bankrupt.	1	1 notice	1
533(a)(2)(ii), (iii)	Provide agreement from surety issuing new bond to assume all or portion of outstanding liabilities.	3	1 submission	3
536(b)	Within 10 business days following BOEM notice, lessee, grant holder, or surety agrees to and demonstrates to BOEM that lease will be brought into compliance.	16	1 demonstration every 2 years.	8
Subtotal			21 responses	53
Subpart F—Plans and Information Requirements				
Two ** indicate the primary cites for Site Assessment Plans (SAPs), Construction and Operations Plans (COPs), and General Activities Plans (GAPs); and the burdens include any previous or subsequent references throughout part 585 to submission and approval. This subpart contains references to other information submissions, approvals, requests, applications, plans, etc., the burdens for which are covered elsewhere in part 585.				0
** 600(a); 601(a), (b); 605 thru 614; 238; 810.	Within time specified after issuance of a competitive lease or grant, or within time specified after determination of no competitive interest, submit copies of SAP, including required information to assist BOEM to comply with NEPA/CZMA such as hazard info, air quality, SEMS, and all required information, certifications, requests, etc., in format specified.	240	2 SAPs	480
** 600(b); 601(c), (d)(1); 606(b); 618; 620 thru 629; 632; 633; 810.	If requesting an operations term for commercial lease, within time specified before the end of site assessment term, submit copies of COP, or FERC license application, including required information to assist BOEM to comply with NEPA/CZMA such as hazard info, air quality, SEMS, and all required information, surveys and/or their results, reports, certifications, project easements, supporting data and information, requests, etc., in format specified.	1,000	2 COPs	2,000
** 600(c); 601(a), (b); 640 thru 648; 651; 238; 810.	Within time specified after issuance of a competitive lease or grant, or within time specified after determination of no competitive interest, submit copies of GAP, including required information to assist BOEM to comply with NEPA/CZMA such as hazard info, air quality, SEMS, and all required information, surveys and reports, certifications, project easements, requests, etc., in format specified.	240	2 GAP	480
** 601(d)(2); 622; 628(f); 632; 634; 658(c)(3); 907.	Submit revised or modified COPs, including project easements, and all required additional information.	50	1 revised or modified COP.	50
602 [2]	Until BOEM releases financial assurance, respondents must maintain, and provide to BOEM if requested, all data and information related to compliance with required terms and conditions of SAP, COP, or GAP.	2	9 records/submissions.	18
** 613(a), (d), (e); 617	Submit revised or modified SAPs and required additional information.	50	1 revised or modified SAP.	50

BURDEN TABLE—Continued

Section(s) in 30 CFR 585	Reporting and recordkeeping requirement [1]	Hour burden	Average number of annual responses	Annual burden hours
			Non-hour cost burdens	
612; 647	Submit copy of SAP or GAP consistency certification and supporting documentation, including noncompetitive leases.	1	2 leases	2
615(a)	Notify BOEM in writing within 30 days of completion of construction and installation activities under SAP.	1	2 notices	2
615(b)	Submit annual report summarizing findings from site assessment activities.	30	4 reports	120
615(c)	Submit annual, or at other time periods as BOEM determines, SAP compliance certification, effectiveness statement, recommendations, reports, supporting documentation, etc.	40	4 certifications	160
617(a)	Notify BOEM in writing before conducting any activities not approved, or provided for, in SAP; provide additional information if requested.	10	1 notice	10
627(c)	Submit oil spill response plan compliant with BSEE 30 CFR part 254.	193	1 submission	193
631	Request deviation from approved COP schedule	2	1 request	2
633(b)	Submit annual, or at other time periods as BOEM determines, COP compliance certification, effectiveness statement, recommendations, reports, supporting documentation, etc.	50	9 certifications	450
634(a)	Notify BOEM in writing before conducting any activities not approved or provided for in COP, and provide additional information if requested.	10	1 notice	10
635	Notify BOEM any time commercial operations cease without an approved suspension.	1	1 notice	1
636(a)	Notify BOEM in writing no later than 30 days after commencing activities associated with placement of facilities on lease area.	1	2 notices	2
636(b)	Notify BOEM in writing no later than 30 days after completion of construction and installation activities.	1	2 notices	2
636(c)	Notify BOEM in writing at least 7 days before commencing commercial operations.	1	1 notice	1
** 642(b); 648; 655; 658(c)(3)	Submit revised or modified GAPs and required additional information.	50	1 revised or modified GAP.	50
651	Before beginning construction of OCS facility described in GAP, complete survey activities identified in GAP and submit initial findings. [This only includes the time involved in submitting the findings; it does not include the survey time as these surveys would be conducted as good business practice.].	30	2 surveys/reports.	60
653(a)	Notify BOEM in writing within 30 days of completing installation activities under the GAP.	1	2 notices	2
653(b)	Submit annual report summarizing findings from activities conducted under approved GAP.	30	4 reports	120
653(c)	Submit annual, or at other time periods as BOEM determines, GAP compliance certification, recommendations, reports, etc.	40	4 certifications	160

BURDEN TABLE—Continued

Section(s) in 30 CFR 585	Reporting and recordkeeping requirement [1]	Hour burden	Average number of annual responses	Annual burden hours
			Non-hour cost burdens	
655(a)	Notify BOEM in writing before conducting any activities not approved or provided for in GAP, and provide additional information if requested.	10	1 notice	10
656	Notify BOEM any time approved GAP activities cease without an approved suspension.	1	1 notice	1
658(c)(1)	If after construction, cable or pipeline deviate from approved COP or GAP, notify affected lease operators and ROW/RUE grant holders of deviation and provide BOEM evidence of such notices.	3	1 notice/evidence.	3
659	Determine appropriate air quality modeling protocol, conduct air quality modeling, and submit 3 copies of air quality modeling report and 3 sets of digital files as supporting information to plans.	70	5 reports/information.	350
Subtotal			69 responses	4,789
Subpart G—Facility Design, Fabrication, and Installation				
Three *** indicate the primary cites for the reports discussed in this subpart, and the burdens include any previous or subsequent references throughout part 585 to submitting and obtaining approval. This subpart contains references to other information submissions, approvals, requests, applications, plans, etc., the burdens for which are covered elsewhere in part 585.				0
*** 700(a)(1), (b), (c); 701	Submit Facility Design Report, including copies of the cover letter, certification statement, and all required information (1–3 paper or electronic copies as specified).	200	1 report	200
*** 700(a)(2); (b), (c); 702	Submit copies of a Fabrication and Installation Report, certification statement and all required information, in format specified.	160	1 report	160
705(a)(3); 707; 712	Certified Verification Agent (CVA) conducts independent assessment of the facility design and submits copies of all reports/certifications to lessee or grant holder and BOEM—interim reports if required, in format specified.	100 100	1 interim report 1 final report	100 100
705(a)(3); 708; 709; 710; 712	CVA conducts independent assessments/inspections on the fabrication and installation activities, informs lessee or grant holder if procedures are changed or design specifications are modified; and submits copies of all reports/certifications to lessee or grant holder and BOEM—interim reports if required, in format specified.	100 100	1 interim report 1 final report	100 100
*** 703; 705(a)(3); 712; 815	CVA/project engineer monitors major project modifications and repairs and submits copies of all reports/certifications to lessee or grant holder and BOEM—interim reports if required, in format specified.	20 15	1 interim report 1 final report	20 15
705(c)	Request waiver of CVA requirement in writing; lessee must demonstrate standard design and best practices.	40	1 waiver	40
706	Submit for approval with SAP, COP, or GAP, initial nominations for a CVA or new replacement CVA nomination, and required information.	16	2 nominations	32
708(b)(2)	Lessee or grant holder notify BOEM if modifications identified by CVA/project engineer are accepted.	1	1 notice	1
709(a) (14); 710(a)(2), (e) [2]	Make fabrication quality control, installation towing, and other records available to CVA/project engineer for review (retention required by § 585.714).	1	3 records retention.	3
713	Notify BOEM within 10 business days after commencing commercial operations.	1	1 notice	1

BURDEN TABLE—Continued

Section(s) in 30 CFR 585	Reporting and recordkeeping requirement [1]	Hour burden	Average number of annual responses	Annual burden hours
			Non-hour cost burdens	
714 [2]	Until BOEM releases financial assurance, compile, retain, and make available to BOEM and/or CVA the as-built drawings, design assumptions/analyses, summary of fabrication and installation examination records, inspection results, and records of repairs not covered in inspection report. Record original and relevant material test results of all primary structural materials; retain records during all stages of construction.	100	1 lessee	100
Subtotal			17 responses	972
Subpart H—Environmental and Safety Management, Inspections, and Facility Assessments for Activities Conducted Under SAPs, COPs, and GAPs				
801(c), (d)	Notify BOEM if endangered or threatened species, or their designated critical habitat, may be in the vicinity of the lease or grant or may be affected by lease or grant activities.	1	2 notices	2
801(e), (f)	Submit information to ensure proposed activities will be conducted in compliance with the Endangered Species Act (ESA) and Marine Mammal Protection Act (MMPA); including agreements and mitigating measures designed to avoid or minimize adverse effects and incidental take of endangered species or critical habitat.	6	2 submissions	12
802; 902(e)	Notify BOEM of archaeological resource within 72 hours of discovery.	3	1 notice	3
802(b), (c)	If requested, conduct further archaeological investigations and submit report/information.	10	1 report	10
802(d)	If applicable, submit payment for BOEM costs in carrying out National Historic Preservation Act responsibilities.	.5	1 payment	1
803	If required, conduct additional surveys to define boundaries and avoidance distances and submit report.	15	2 survey/report	30
***810; 614; 627; 632(b); 651	Submit safety management system description with the SAP, COP, or GAP.	35	2 submissions	70
813(b)(1)	Report within 24 hours when any required equipment taken out of service for more than 12 hours; provide written confirmation if reported orally.	.5 1	2 reports 1 written confirmation.	1 1
813(b)(3)	Notify BOEM when equipment returned to service; provide written confirmation if reported orally.	.5	2 notices	1
815(c)	When required, analyze cable, P/L, or facility damage or failures to determine cause and as soon as available submit comprehensive written report.	2	1 report	2
816	Submit plan of corrective action report on observed detrimental effects on cable, P/L, or facility within 30 days of discovery; take remedial action and submit report of remedial action within 30 days after completion.	2	1 plan/report	2
822(a)(2) (iii), (b)	Maintain records of design, construction, operation, maintenance, repairs, and investigation on or related to lease or ROW/RUE area; make available to BOEM for inspection.	1	4 records retention.	4
823	Request reimbursement within 90 days for food, quarters, and transportation provided to BOEM reps during inspection.	2	1 request	2

BURDEN TABLE—Continued

Section(s) in 30 CFR 585	Reporting and recordkeeping requirement [1]	Hour burden	Average number of annual responses	Annual burden hours
			Non-hour cost burdens	
824(a) [2]	Develop annual self-inspection plan covering all facilities; retain with records, and make available to BOEM upon request.	24	2 plans	48
824(b)	Conduct annual self-inspection and submit report by November 1.	36	2 reports	72
825	Based on API RP 2A–WSD, perform assessment of structures, initiate mitigation actions for structures that do not pass assessment process, retain information, and make available to BOEM upon request.	60	2 assessments/ actions.	120
830(a), (c); 831 thru 833	Immediately report incidents to BOEM via oral communications, submit written follow-up report within 15 business days after the incident, and submit any required additional information.	Oral .5	2 incidents	1
		Written 4	1 incident	4
830(d)	Report oil spills as required by BSEE 30 CFR part 254	2	1	2
Subtotal			33 responses	388
Subpart I—Decommissioning				
Four **** indicate the primary cites for the reports discussed in this subpart, and the burdens include any previous or subsequent references throughout part 585 to submitting and obtaining approval. This subpart contains references to other information submissions, approvals, requests, applications, plans, etc., the burdens for which are covered elsewhere in part 585.				
**** 902; 905, 906; 907; 908(c); 909.	Submit for approval, in format specified, copies of the SAP, COP, or GAP decommissioning application and site clearance plan at least 2 years before decommissioning activities begin, 90 days after completion of activities, or 90 days after cancellation, relinquishment, or other termination of lease or grant. Include documentation of coordination efforts w/States/CZMA agencies, local or tribal governments, requests that certain facilities remain in place for other activities, be converted to an artificial reef, or be toppled in place. Submit additional information/evidence requested or modify and resubmit application.	20	1 application	20
902(d); 908;	Notify BOEM at least 60 days before commencing decommissioning activities.	1	1 notice	1
910	Within 60 days after removing a facility, verify to BOEM that site is cleared.	1	1 verification	1
912	Within 60 days after removing a facility, cable, or pipeline, submit a written report.	8	1 report	8
BOEM does not anticipate decommissioning activities for at least 5 years so the requirements have been given a minimal burden.				
Subtotal			4 responses	30
Subpart J—RUEs for Energy- and Marine-Related Activities Using Existing OCS Facilities				
1004, 1005, 1006	Contact owner of existing facility and/or lessee of the area to reach preliminary agreement to use facility and obtain concurring signatures; submit request to BOEM for an alternative use RUE, including all required information/ modifications.	1	1 request	1
1007(a), (b), (c)	Submit indication of competitive interest in response to **Federal Register** notice.	4	1 submission	4

BURDEN TABLE—Continued

Section(s) in 30 CFR 585	Reporting and recordkeeping requirement [1]	Hour burden	Average number of annual responses	Annual burden hours
			Non-hour cost burdens	
1007(c)	Submit description of proposed activities and required information in response to **Federal Register** notice of competitive offering.	5	1 submission	5
1007(f)	Lessee or owner of facility submits decision to accept or reject proposals deemed acceptable by BOEM.	1	1 submission	1
1010(c)	Request renewal of Alternate Use RUE	6	1 request	6
1012; 1016(b)	Provide financial assurance as BOEM determines in approving RUE for an existing facility, including additional security if required.	1	1 submission	1
1013	Submit request for assignment of an alternative use RUE for an existing facility, including all required information.	1	1 request	1
1015	Request relinquishment of RUE for an existing facility	1	1 request	1
Subtotal			8 responses	20
Total Burden			267 responses	18,784
			$3,816,000 Non-Hour Cost Burdens	

[1] In the future, BOEM may require electronic filing of certain submissions.
[2] Retention of these records is usual and customary business practice; the burden is primarily to make them available to BOEM and CVAs.

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

The authority for this action is the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

Deanna Meyer-Pietruszka,

Chief, Office of Policy, Regulations, and Analysis.

[FR Doc. 2019–01865 Filed 2–8–19; 8:45 am]

BILLING CODE 4310–MR–P

DEPARTMENT OF THE INTERIOR

Bureau of Reclamation

[RR03042000, 19XR0680A1, RX.18786000.1000000; OMB Control Number 1006–0015]

Agency Information Collection Activities; Submission to the Office of Management and Budget for Review and Approval; Diversions, Return Flow, and Consumptive Use of Colorado River Water in the Lower Colorado River Basin

AGENCY: Bureau of Reclamation, Interior.

ACTION: Notice of information collection; request for comment.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995, we, the Bureau of Reclamation (Reclamation) are proposing to renew an information collection.

DATES: Interested persons are invited to submit comments on or before March 13, 2019.

ADDRESSES: Send written comments on this information collection request (ICR) to the Office of Management and Budget's Desk Officer for the Department of the Interior by email at *OIRA_Submission@omb.eop.gov;* or via facsimile to (202) 395–5806. Please provide a copy of your comments to Mr. Paul Matuska, Bureau of Reclamation, Boulder Canyon Operations Office, Water Accounting and Verification Group, LC–4200, P.O. Box 61470, Boulder City, NV 89006; or by email to *pmatuska@usbr.gov.* Please reference OMB Control Number 1006–0015 in the subject line of your comments.

FOR FURTHER INFORMATION CONTACT: To request additional information about this ICR, contact Paul Matuska by email at *pmatuska@usbr.gov,* or by telephone at (702) 293–8164. You may also view the ICR at *http://www.reginfo.gov/public/do/PRAMain.*

SUPPLEMENTARY INFORMATION: In accordance with the Paperwork Reduction Act of 1995, we provide the general public and other Federal agencies with an opportunity to comment on new, proposed, revised, and continuing collections of information. This helps us assess the impact of our information collection requirements and minimize the public's reporting burden. It also helps the public understand our information collection requirements and provide the requested data in the desired format.

A **Federal Register** notice with a 60-day public comment period soliciting comments on this collection of information was published on November 23, 2018 (83 FR 59414). No comments were received.

We are again soliciting comments on the proposed ICR that is described below. We are especially interested in public comment addressing the following issues: (1) Is the collection necessary to the proper functions of Reclamation; (2) will this information be processed and used in a timely manner; (3) is the estimate of burden accurate; (4) how might Reclamation enhance the quality, utility, and clarity of the information to be collected; and (5) how might Reclamation minimize the burden of this collection on the respondents, including through the use of information technology.

Comments that you submit in response to this notice are a matter of

public record. Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Abstract: Reclamation delivers Colorado River water to water users for diversion and beneficial consumptive use in the States of Arizona, California, and Nevada. The Consolidated Decree of the United States Supreme Court in the case of *Arizona* v. *California, et al.,* entered March 27, 2006 (547 U.S. 150 (2006)), requires the Secretary of the Interior to prepare and maintain complete, detailed, and accurate records of diversions of water, return flow, and consumptive use and make these records available at least annually. The information collected ensures that a State or water user within a State does not exceed its authorized use of Colorado River Water. Water users are obligated by provisions in their water delivery contracts to provide Reclamation information on diversions and return flows. Reclamation determines the consumptive use by subtracting return flow from diversions or by other engineering means.

Title of Collection: Diversions, Return Flow, and Consumptive Use of Colorado River Water in the Lower Colorado River Basin.

OMB Control Number: 1006–0015.

Form Number: Forms LC–72A, LC–72B, Custom Forms.

Type of Review: Extension of a currently approved collection.

Respondents/Affected Public: The respondents will include the Lower Basin States (Arizona, California, and Nevada), local and tribal entities, water districts, and individuals that use Colorado River water.

Total Estimated Number of Annual Respondents: 53.

Total Estimated Number of Annual Responses: 306.

Estimated Completion Time per Response: See table.

Total Estimated Number of Annual Burden Hours: 51 hours.

Respondent's Obligation: Required to obtain or retain a benefit.

Frequency of Collection: Monthly, annually, or otherwise as stipulated by the entity's water delivery contract with the Secretary of the Interior.

Total Estimated Annual Nonhour Burden Cost: 0.

Monthly/ annual	Form No.	Number of respondents	Minutes/ response	Number responses/ respondent	Total hours/ year	Total responses/ year
Annual	LC–72A	1	10	1	0.17	1
Annual	LC–72B	12	10	1	2	12
Monthly	Custom Forms	23	10	12	46	276
Annual	Custom Forms	17	10	1	2.8	17
Total		53			51	306

An agency may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number.

The authority for this action is the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

Dated: January 9, 2019.

Terrance J. Fulp,

Regional Director, Lower Colorado Region.

[FR Doc. 2019–01925 Filed 2–8–19; 8:45 am]

BILLING CODE 4332–90–P

DEPARTMENT OF THE INTERIOR

Bureau of Safety and Environmental Enforcement

[Docket ID BSEE–2018–0014; 199E1700D2 ET1SF0000.PSB000.EEEE500000; OMB Control Number 1014–0019]

Agency Information Collection Activities; Submission to the Office of Management and Budget for Review and Approval; Oil and Gas Production Requirements

AGENCY: Bureau of Safety and Environmental Enforcement, Interior.

ACTION: Notice of information collection; request for comment.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995, the Bureau of Safety and Environmental Enforcement (BSEE) proposes to renew an information collection.

DATES: Interested persons are invited to submit comments on or before March 13, 2019.

ADDRESSES: Send written comments on this information collection request (ICR) to the Office of Management and Budget's Desk Officer for the Department of the Interior by email at *OIRA_Submission@omb.eop.gov;* or via facsimile to (202) 395–5806. Please provide a copy of your comments to the Bureau of Safety and Environmental Enforcement; Regulations and Standards Branch; ATTN: Nicole Mason; 45600 Woodland Road, Sterling, VA 20166; or by email to *kye.mason@bsee.gov.* Please reference OMB Control Number 1014–0019 in the subject line of your comments.

FOR FURTHER INFORMATION CONTACT: To request additional information about this ICR, contact Nicole Mason by email at *kye.mason@bsee.gov,* or by telephone at (703) 787–1607. You may also view the ICR at *http://www.reginfo.gov/public/do/PRAMain.*

SUPPLEMENTARY INFORMATION: In accordance with the Paperwork Reduction Act of 1995, we provide the general public and other Federal agencies with an opportunity to comment on new, proposed, revised, and continuing collections of information. This helps us assess the impact of our information collection requirements and minimize the public's reporting burden. It also helps the public understand our information collection requirements and provide the requested data in the desired format.

A **Federal Register** notice with a 60-day public comment period soliciting comments on this collection of information was published on September 7, 2018 (83 FR 45463). No comments were received.

We are again soliciting comments on the proposed ICR that is described below. We are especially interested in public comments addressing the following issues: (1) Is the collection necessary to the proper functions of BSEE; (2) Will this information be processed and used in a timely manner; (3) Is the estimate of burden accurate; (4) How might BSEE enhance the quality, utility, and clarity of the

information to be collected; and (5) How might BSEE minimize the burden of this collection on the respondents, including through the use of information technology.

Comments that you submit in response to this notice are a matter of public record. Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Abstract: The regulations at 30 CFR part 250, subpart K, concern Oil and Gas Production Requirements (including the associated forms), and are the subject of this collection. This request also covers any related Notices to Lessees and Operators (NTLs) that BSEE issues to clarify, supplement, or provide additional guidance on some aspects of our regulations.

The information collected under Subpart K is used in our efforts to conserve natural resources, prevent waste, and protect correlative rights, including the Government's royalty interest. Specifically, BSEE uses the information to:

- Evaluate requests to burn liquid hydrocarbons and vent and flare gas to ensure that these requests are appropriate;
- determine if a maximum production or efficient rate is required; and,
- review applications for downhole commingling to ensure that action does not result in harm to ultimate recovery.

Form BSEE–0126, Well Potential Test Report, BSEE uses this information for reservoir, reserves, and conservation analyses, including the determination of maximum production rates (MPRs) when necessary for certain oil and gas completions. This requirement implements the conservation provisions of the OCS Lands Act and 30 CFR 250. The information obtained from the well potential test is essential to determine if an MPR is necessary for a well and to establish the appropriate rate. It is not possible to specify an MPR in the absence of information about the production rate capability (potential) of the well.

Form BSEE–0128, Semiannual Well Test Report, BSEE uses this information to evaluate the results of well tests to determine if reservoirs are being depleted in a manner that will lead to the greatest ultimate recovery of hydrocarbons. This information is collected to determine the capability of hydrocarbon wells and to evaluate and verify an operator's approved maximum production rate if assigned. The form was designed to present current well data on a semiannual basis to permit the updating of permissible producing rates, and to provide the basis for estimates of currently remaining recoverable gas reserves.

Title of Collection: 30 CFR part 250, subpart K, Oil and Gas Production Requirements.

OMB Control Number: 1014–0019.

Form Number: BSEE–0126—Well Potential Test Report, and BSEE–0128—Semiannual Well Test Report.

Type of Review: Extension without change of a currently approved collection.

Respondents/Affected Public: Potential respondents comprise Federal OCS oil, gas, and sulfur lessees/operators and holders of pipeline rights-of-way.

Total Estimated Number of Annual Respondents: Not all of the potential respondents will submit information in any given year, and some may submit multiple times.

Total Estimated Number of Annual Responses: 7,688.

Estimated Completion Time per Response: Varies from 1 hour to 100 hours, depending on activity.

Total Estimated Number of Annual Burden Hours: 46,466.

Respondent's Obligation: Most responses are mandatory, while others are required to obtain or retain benefits.

Frequency of Collection: On occasion, monthly, and varies by section.

Total Estimated Annual Nonhour Burden Cost: $1,077,816.

An agency may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number.

The authority for this action is the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*).

Dated: December 20, 2018.

Doug Morris,

Chief, Office of Offshore Regulatory Programs.

[FR Doc. 2019–01823 Filed 2–8–19; 8:45 am]

BILLING CODE 4310–VH–P

INTERNATIONAL TRADE COMMISSION

Notice of Revised Deadlines for Section 337 Complaints Pending Before the U.S. International Trade Commission When Normal Operations Were Suspended Due to a Lapse in Funding

AGENCY: U.S. International Trade Commission.

ACTION: Notice.

SUMMARY: Notice is hereby given that four complaints were pending institution when the U.S. International Trade Commission suspended normal operations due to a lapse in funding on December 22, 2018. The Commission has determined to extend by 35 days the dates by which it decides whether to institute investigations based on the four complaints entitled *Certain Pocket Lighters,* DN 3355, and *Certain Pickup Truck Folding Bed Cover Systems and Components Thereof,* DN 3356, the dates for which are February 11, 2019, and February 19, 2019, respectively. The Commission has determined to extend until February 28, 2019, its decisions whether to institute investigations based on the complaints entitled *Certain Dental and Orthodontic Scanners and Software,* DN 3357, and *Certain Integrated Circuits and Products Containing the Same,* DN 3358.

FOR FURTHER INFORMATION CONTACT: Lisa R. Barton, Secretary to the Commission, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436, telephone (202) 205–2000. The public version of the complaints can be accessed on the Commission's Electronic Document Information System (EDIS) at *https://edis.usitc.gov,* and will be available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436, telephone (202) 205–2000.

General information concerning the Commission may also be obtained by accessing its internet server at United States International Trade Commission (USITC) at *https://www.usitc.gov* . The public record for these investigations may be viewed on the Commission's Electronic Document Information System (EDIS) at *https://edis.usitc.gov.* Hearing-impaired persons are advised that information on this matter can be obtained by contacting the Commission's TDD terminal on (202) 205–1810.

SUPPLEMENTARY INFORMATION: The Commission has received a complaint

and a submission pursuant to § 210.8(b) of the Commission's Rules of Practice and Procedure filed on behalf of BIC Corporation, on December 6, 2018. The complaint, DN 3355, alleges violations of section 337 of the Tariff Act of 1930 (19 U.S.C. 1337) in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain pocket lighters. The complaint names as proposed respondents: Arrow Lighter, Inc. d/b/a MK Lighter, Inc. of City of Industry, CA; Benxi Fenghe Lighter Co., Ltd. of China; Excel Wholesale Distributors Inc. of College Point, NY; Milan Import Export Company, LLC of San Diego, CA; Wellpine Company Limited of Hong Kong; and Zhuoye Lighter Manufacturing Co, Ltd. of China. The complainant requests that the Commission issue a general exclusion order or alternatively a limited exclusion order, cease and desist orders, and impose a bond during the 60-day review period pursuant to 19 U.S.C. 1337(j).

The Commission has received a complaint, a motion for temporary relief, and a submission pursuant to § 210.8(b) of the Commission's Rules of Practice and Procedure filed on behalf of Extang Corporation and Laurmark Enterprises, Inc. d/b/a BAK Industries on December 7, 2018. The complaint, DN 3356, alleges violations of section 337 of the Tariff Act of 1930 (19 U.S.C. 1337) in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain pickup truck folding bed cover systems and components thereof. The complaint names as proposed respondents: Stehlen Automotive of Walnut, CA; SyneticUSA of Pico Rivera, CA; Topline Autoparts, Inc. of Hacienda Heights, CA; Velocity Concepts Inc. of Hacienda Heights, CA; JL Concepts Inc. of Walnut, CA; DT Trading Inc. of Alhambra, CA; Wenzhou Kouvi Hardware Products Co., Ltd. of China; Syppo Marketing, Inc. of City of Industry, CA; Apex Auto Parts Mfg. Inc. of City of Industry, CA; Ningbo Huadian Cross Country Automobile Accessories Co., Ltd. of China; and Sunwood Industries Co., Ltd. of China. The complainants request that the Commission grant temporary relief in the form of temporary cease and desist orders during the period of investigation. Complainants also request issuance of a general exclusion order or, in the alternative, a limited exclusion order, and cease and desist orders.

The Commission has received a complaint and a submission pursuant to § 210.8(b) of the Commission's Rules of Practice and Procedure filed on behalf of Align Technology, Inc., on December 10, 2018. The complaint, DN 3357, alleges violations of section 337 of the Tariff Act of 1930 (19 U.S.C. 1337) in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain dental and orthodontic scanners and software. The complaint names as proposed respondents: 3Shape A/S of Denmark; 3Shape, Inc. of Warren, NJ; and 3Shape Trios A/S of Denmark. The complainant requests that the Commission issue a limited exclusion order, cease and desist orders, and impose a bond during the 60-day review period pursuant to 19 U.S.C. 1337(j). On December 14, 2018, a notice was published in the **Federal Register** soliciting comments on any public interest issues raised by the complaint or § 210.8(b) filing. The Commission is issuing a notice providing updated information now that operations have resumed following the lapse in funding, including dates by which these comments should be filed.

The Commission has received a complaint and a submission pursuant to § 210.8(b) of the Commission's Rules of Practice and Procedure filed on behalf of Tela Innovations, Inc. on December 19, 2018. The complaint, DN 3358, alleges violations of section 337 of the Tariff Act of 1930 (19 U.S.C. 1337) in the importation into the United States, the sale for importation, and the sale within the United States after importation of certain integrated circuits and products containing the same. The complaint names as proposed respondents: Acer, Inc. of Taiwan; Acer America Corporation of San Jose, CA; AsusTek Computer Inc. of Taiwan; Asus Computer International of Fremont, CA; Intel Corporation of Santa Clara, CA; Lenovo Group Ltd. of China; Lenovo (United States) Inc. of Morrisville, NC; Micro-Star International Co., Ltd. of Taiwan; and MSI Computer Corp. of City of Industry, CA. The complainant requests that the Commission issue a limited exclusion order, cease and desist orders, and impose a bond during the 60-day review period pursuant to 19 U.S.C. 1337(j). On December 27, 2018, a notice was published in the **Federal Register** soliciting comments on any public interest issues raised by the complaint or § 210.8(b) filing. The Commission is issuing a notice providing updated information now that operations have resumed following the lapse in funding, including dates by which these comments should be filed.

This action is taken under the authority of section 337 of the Tariff Act of 1930, as amended (19 U.S.C. 1337), and of §§ 201.10 and 210.10 of the Commission's Rules of Practice and Procedure (19 CFR 201.10, 19 CFR 210.10).

By order of the Commission.

Issued: February 5, 2019.

Lisa Barton,

Secretary to the Commission.

[FR Doc. 2019–01729 Filed 2–8–19; 8:45 am]

BILLING CODE 7020–02–P

INTERNATIONAL TRADE COMMISSION

[Investigation Nos. 701–TA–615–617 and 731–TA–1432–1434 (Preliminary)]

Fabricated Structural Steel From Canada, China, and Mexico; Institution of Anti-Dumping and Countervailing Duty Investigations and Scheduling of Preliminary Phase Investigations

AGENCY: United States International Trade Commission.

ACTION: Notice.

SUMMARY: The Commission hereby gives notice of the institution of investigations and commencement of preliminary phase antidumping and countervailing duty investigation Nos. 701–TA–615–617 and 731–TA–1432–1434 (Preliminary) pursuant to the Tariff Act of 1930 (''the Act'') to determine whether there is a reasonable indication that an industry in the United States is materially injured or threatened with material injury, or the establishment of an industry in the United States is materially retarded, by reason of imports of fabricated structural steel from Canada, China, and Mexico, provided for in subheading 7308.90.95, 7308.90.30, and 7308.90.60 of the Harmonized Tariff Schedule of the United States, that are alleged to be sold in the United States at less than fair value and alleged to be subsidized by the Governments of Canada, Mexico, and China. Unless the Department of Commerce (''Commerce'') extends the time for initiation, the Commission must reach a preliminary determination in antidumping and countervailing duty investigations in 45 days, or in this case by March 21, 2019. The Commission's views must be transmitted to Commerce within five business days thereafter, or by March 28, 2019.

DATES: February 4, 2019.

FOR FURTHER INFORMATION CONTACT: Mary Messer ((202) 205–3193), Office of Investigations, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436. Hearing-impaired persons can obtain information on this matter by contacting

the Commission's TDD terminal on 202–205–1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202–205–2000. General information concerning the Commission may also be obtained by accessing its internet server (*https://www.usitc.gov*). The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at *https://edis.usitc.gov.*

SUPPLEMENTARY INFORMATION:

Background.—These investigations are being instituted, pursuant to sections 703(a) and 733(a) of the Tariff Act of 1930 (19 U.S.C. 1671b(a) and 1673b(a)), in response to a petition filed on February 4, 2019, by American Institute of Steel Construction, LLC, Chicago, IL.

For further information concerning the conduct of these investigations and rules of general application, consult the Commission's Rules of Practice and Procedure, part 201, subparts A and B (19 CFR part 201), and part 207, subparts A and B (19 CFR part 207).

Participation in the investigations and public service list.—Persons (other than petitioners) wishing to participate in the investigations as parties must file an entry of appearance with the Secretary to the Commission, as provided in sections 201.11 and 207.10 of the Commission's rules, not later than seven days after publication of this notice in the **Federal Register**. Industrial users and (if the merchandise under investigation is sold at the retail level) representative consumer organizations have the right to appear as parties in Commission antidumping duty and countervailing duty investigations. The Secretary will prepare a public service list containing the names and addresses of all persons, or their representatives, who are parties to these investigations upon the expiration of the period for filing entries of appearance.

Limited disclosure of business proprietary information (BPI) under an administrative protective order (APO) and BPI service list.—Pursuant to section 207.7(a) of the Commission's rules, the Secretary will make BPI gathered in these investigations available to authorized applicants representing interested parties (as defined in 19 U.S.C. 1677(9)) who are parties to the investigations under the APO issued in the investigations, provided that the application is made not later than seven days after the publication of this notice in the **Federal Register**. A separate service list will be maintained by the Secretary for those parties authorized to receive BPI under the APO.

Conference.—The Commission's Director of Investigations has scheduled a conference in connection with these investigations for 9:30 a.m. on Monday, February 25, 2019, at the U.S. International Trade Commission Building, 500 E Street SW, Washington, DC. Requests to appear at the conference should be emailed to *preliminaryconferences@usitc.gov* (DO NOT FILE ON EDIS) on or before February 21, 2019. Parties in support of the imposition of countervailing and antidumping duties in these investigations and parties in opposition to the imposition of such duties will each be collectively allocated one hour within which to make an oral presentation at the conference. A nonparty who has testimony that may aid the Commission's deliberations may request permission to present a short statement at the conference.

Written submissions.—As provided in sections 201.8 and 207.15 of the Commission's rules, any person may submit to the Commission on or before February 28, 2019, a written brief containing information and arguments pertinent to the subject matter of the investigations. Parties may file written testimony in connection with their presentation at the conference. All written submissions must conform with the provisions of section 201.8 of the Commission's rules; any submissions that contain BPI must also conform with the requirements of sections 201.6, 207.3, and 207.7 of the Commission's rules. The Commission's Handbook on E-Filing, available on the Commission's website at *https://edis.usitc.gov,* elaborates upon the Commission's rules with respect to electronic filing.

In accordance with sections 201.16(c) and 207.3 of the rules, each document filed by a party to the investigations must be served on all other parties to the investigations (as identified by either the public or BPI service list), and a certificate of service must be timely filed. The Secretary will not accept a document for filing without a certificate of service.

Certification.—Pursuant to section 207.3 of the Commission's rules, any person submitting information to the Commission in connection with these investigations must certify that the information is accurate and complete to the best of the submitter's knowledge. In making the certification, the submitter will acknowledge that any information that it submits to the Commission during these investigations may be disclosed to and used: (i) By the Commission, its employees and Offices, and contract personnel (a) for developing or maintaining the records of these or related investigations or reviews, or (b) in internal investigations, audits, reviews, and evaluations relating to the programs, personnel, and operations of the Commission including under 5 U.S.C. Appendix 3; or (ii) by U.S. government employees and contract personnel, solely for cybersecurity purposes. All contract personnel will sign appropriate nondisclosure agreements.

Authority: These investigations are being conducted under authority of title VII of the Tariff Act of 1930; this notice is published pursuant to section 207.12 of the Commission's rules.

By order of the Commission.

Issued: February 5, 2019.

Lisa Barton,

Secretary to the Commission.

[FR Doc. 2019–01730 Filed 2–8–19; 8:45 am]

BILLING CODE 7020–02–P

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

[Docket No. DEA–392]

Importer of Controlled Substances Application: PerkinElmer, Inc.

ACTION: Notice of application.

DATES: Registered bulk manufacturers of the affected basic classes, and applicants therefore, may file written comments on or objections to the issuance of the proposed registration on or before March 13, 2019. Such persons may also file a written request for a hearing on the application on or before March 13, 2019.

ADDRESSES: Written comments should be sent to: Drug Enforcement Administration, Attention: DEA Federal Register Representative/DPW, 8701 Morrissette Drive, Springfield, Virginia 22152. All requests for hearing must be sent to: Drug Enforcement Administration, Attn: Administrator, 8701 Morrissette Drive, Springfield, Virginia 22152. All requests for hearing should also be sent to: (1) Drug Enforcement Administration, Attn: Hearing Clerk/OALJ, 8701 Morrissette Drive, Springfield, Virginia 22152; and (2) Drug Enforcement Administration, Attn: DEA Federal Register Representative/DPW, 8701 Morrissette Drive, Springfield, Virginia 22152.

SUPPLEMENTARY INFORMATION: The Attorney General has delegated his authority under the Controlled Substances Act to the Administrator of

the Drug Enforcement Administration (DEA), 28 CFR 0.100(b). Authority to exercise all necessary functions with respect to the promulgation and implementation of 21 CFR part 1301, incident to the registration of manufacturers, distributors, dispensers, importers, and exporters of controlled substances (other than final orders in connection with suspension, denial, or revocation of registration) has been redelegated to the Assistant Administrator of the DEA Diversion Control Division (''Assistant Administrator'') pursuant to section 7 of 28 CFR part 0, appendix to subpart R.

In accordance with 21 CFR 1301.34(a), this is notice that on December 4, 2018, PerkinElmer, Inc., 120 East Dedham Street, Boston, Massachusetts 02118–2852 applied to be registered as an importer of the following basic classes of controlled substances:

Controlled substance	Drug code	Schedule
Lysergic acid diethylamide.	7315	I
Thebaine	9333	II

The company plans to import the listed controlled substances in bulk for manufacturing wherein the controlled substances will be labeled with a radioactive tracer compound and sold for research purposes to its customers. Thebaine (9333) will be used to manufacture the derivative Diprenorphine.

Dated: February 4, 2019.

John J. Martin,

Assistant Administrator.

[FR Doc. 2019–01848 Filed 2–8–19; 8:45 am]

BILLING CODE 4410–09–P

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

Robert T. Perez, M.D.; Decision and Order

On September 28, 2018, the Assistant Administrator, Diversion Control Division, Drug Enforcement Administration (DEA), issued an Order to Show Cause to Robert T. Perez, M.D. (Registrant), of Santa Ana, California. The Show Cause Order proposed the revocation of Registrant's DEA Certificate of Registration No. BP4317740 on the ground that he does ''not have authority to handle controlled substances in the State of California, the [S]tate in which [he] is registered with the DEA.'' Appendix (App.) 1 (Order to Show Cause) to Government's Request for Final Agency Action (RFAA), at 1 (citing 21 U.S.C. 823(f), 824(a)(3)).

With respect to the Agency's jurisdiction, the Show Cause Order alleged that Registrant is the holder of Certificate of Registration No. BP4317740, pursuant to which he is authorized to dispense controlled substances as a practitioner in schedules II through V, at the registered address of 1420 E. Edinger Ave., Suite 123, Santa Ana, California. *Id.* The Order also alleged that this registration does not expire until March 31, 2019. *Id.*

Regarding the substantive grounds for the proceeding, the Show Cause Order alleged that on or about August 27, 2018, the Medical Board of California (MBC) issued ''an Order On Noticed Petition For Order of Interim Suspension'' (hereinafter ''Interim Order'') that ''suspended'' Registrant's ''authority to prescribe and administer controlled substances in the State of California, the [S]tate in which [he] is registered with the DEA.'' *Id.* at 2. The Show Cause Order more specifically alleged that the Interim Order stated that Registrant ''shall not '[p]ossess, order, purchase, receive, prescribe, furnish, administer, or otherwise distribute controlled substances or dangerous drugs as defined by federal or state law.'' *Id.* As a result, the Show Cause Order alleged that ''DEA must revoke [his] registration . . . based upon [his] lack of authority to handle controlled substances in the State of California.'' *Id.* (citing 21 U.S.C. 824(a)(3)). *Id.*

The Show Cause Order notified Registrant of (1) his right to request a hearing on the allegations or to submit a written statement in lieu of a hearing, (2) the procedure for electing either option, and (3) the consequence for failing to elect either option. *Id.* at 2–3. (citing 21 CFR 1301.43). The Order also notified Registrant of his right to submit a corrective action plan. *Id.* at 3–4 (citing 21 U.S.C. 824(c)(2)(C)).

With respect to service, a Diversion Investigator (DI) with DEA's Los Angeles Field Division executed a Declaration on January 8, 2019 stating that she ''learned that [Registrant] was incarcerated at Santa Ana Jail located in Santa Ana, CA.'' App. 10 (Declaration of DI) to RFAA, at 1. As a result, the DI stated that on October 16, 2018, she ''personally served a copy of the [Show Cause Order] on [Registrant] at the prison.'' *Id.* The Declaration also attached DEA Form 12 Receipt for Cash or Other Items bearing ''Registrant's signature confirming his receipt'' of the Show Cause Order on October 16, 2018. *Id.* at 2; Attachment A to App. 10, at 1.

On January 17, 2019, the Government forwarded its Request for Final Agency Action and evidentiary record to my Office. In its Request, the Government represents that more than 30 days have passed since Registrant had been served and that ''DEA has not received a request for hearing or any other reply from him.'' RFAA, at 5. Based on the Government's representation and the record, I find that more than 30 days have passed since the Order to Show Cause was served on the Registrant, and he has neither requested a hearing nor submitted a written statement in lieu of a hearing. *See* 21 CFR 1301.43(d). Accordingly, I find that Registrant has waived his right to a hearing or to submit a written statement and issue this Decision and Order based on relevant evidence submitted by the Government. *See id.* I make the following findings.

Findings of Fact

Registrant is the holder of DEA Certificate of Registration No. BP4317740, pursuant to which he is authorized to dispense controlled substances in schedules II through V as a practitioner at the registered address of 1420 E. Edinger Ave., Suite 123, Santa Ana, California. App. 2 (Certification of Registration Status) to Govt. Mot., at 1. This registration does not expire until March 31, 2019. *Id.*

Registrant is also the holder of California Physician's and Surgeon's License No. G80178, which was issued to him in 1994 by the MBC. App. 8 to Govt. Mot., at 2. However, on August 27, 2018, an Administrative Law Judge of the MBC issued an Interim Order suspending Registrant's medical license after determining that, under California law, he was ''mentally incompetent to practice medicine safely'' and that ''[p]ermitting [Registrant] to continue to engage in the unrestricted practice of medicine will endanger the public health, safety and welfare.'' *Id.* at 7–8.[1] Among other things, the Interim Order stated that, pending a full administrative determination, Registrant ''shall not'' ''[p]ractice or attempt to practice any aspect of medicine in the

[1] The California ALJ issued the Interim Order after considering the allegations set forth in multiple Accusations that the MBC's Executive Director filed with the MBC from 2015–2018 alleging that Registrant, *inter alia,* (1) engaged in dishonest acts toward a female patient; (2) failed to maintain adequate and accurate records; (3) engaged in unprofessional conduct; (4) engaged in sexual misconduct and unprofessional misconduct related to Registrant's romantic relationship with a female patient who subsequently became his wife; and (5) failed to participate in professional and ethical courses and to provide MBC-mandated quarterly declarations. App. 8 to RFAA, at 2–7; *see also* Apps. 3–7 to RFAA.

State of California'' or ''[p]ossess, order, purchase, receive, prescribe, furnish, administer, or otherwise distribute controlled substances or dangerous drugs as defined by federal or state law.'' *Id.* at 8. The Interim Order further directed Registrant to ''immediately deliver to the [MBC], or its agent, . . . all indicia of his licensure as a physician and surgeon, . . . as well as all prescription forms, all prescription drugs not legally prescribed to [Registrant] . . ., all [DEA] Drug Order forms, and all [DEA] permits'' ''pending a final administrative order.'' *Id.* at 9. There is no evidence in the record that the MBC ever issued a superseding order or decision ending the suspension of Registrant's license.[2] In addition, I take official notice of the results of a search of the Board's license verification web page showing that, as of the date of this Decision, Registrant's California Physician's and Surgeon's License remains revoked. *See https://search.dca.ca.gov/results.*[3]

Accordingly, I find that Registrant currently does not possess a license to practice medicine in the State of California, the State in which he is registered with the DEA, and that the MBC has expressly prohibited Registrant from dispensing controlled substances in California. *See id.;* App. 8 to RFAA, at 8.

Discussion

Pursuant to 21 U.S.C. 824(a)(3), the Attorney General is authorized to suspend or revoke a registration issued under section 823 of the Controlled Substances Act (CSA), ''upon a finding that the registrant . . . has had his State license . . . suspended [or] revoked . . . by competent State authority and is no longer authorized by State law to engage in the . . . dispensing of controlled substances.'' Also, DEA has long held that the possession of authority to dispense controlled substances under the laws of the State in which a practitioner engages in professional practice is a fundamental condition for obtaining and maintaining a practitioner's registration. *See, e.g., James L. Hooper,* 76 FR 71371 (2011), *pet. for rev. denied,* 481 Fed. Appx. 826 (4th Cir. 2012); *see also Frederick Marsh Blanton,* 43 FR 27616 (1978) (''State authorization to dispense or otherwise handle controlled substances is a prerequisite to the issuance and maintenance of a Federal controlled substances registration.'').

This rule derives from the text of two provisions of the CSA. First, Congress defined ''the term 'practitioner' [to] mean[] a . . . physician . . . or other person licensed, registered or otherwise permitted, by . . . the jurisdiction in which he practices . . . to distribute, dispense, [or] administer . . . a controlled substance in the course of professional practice.'' 21 U.S.C. 802(21). Second, in setting the requirements for obtaining a practitioner's registration, Congress directed that ''[t]he Attorney General shall register practitioners . . . if the applicant is authorized to dispense . . . controlled substances under the laws of the State in which he practices.'' 21 U.S.C. 823(f). Because Congress has clearly mandated that a practitioner possess state authority in order to be deemed a practitioner under the Act, DEA has long held that revocation of a practitioner's registration is the appropriate sanction whenever he is no longer authorized to dispense controlled substances under the laws of the State in which he engages in professional practice. *See, e.g., Calvin Ramsey,* 76 FR 20034, 20036 (2011); *Sheran Arden Yeates, M.D.,* 71 FR 39130, 39131 (2006); *Dominick A. Ricci,* 58 FR 51104, 51105 (1993); *Bobby Watts,* 53 FR 11919, 11920 (1988); *Blanton,* 43 FR 27616 (1978).

Moreover, because ''the controlling question'' in a proceeding brought under 21 U.S.C. 824(a)(3) is whether the holder of a practitioner's registration ''is currently authorized to handle controlled substances in the [S]tate,'' *Hooper,* 76 FR at 71371 (quoting *Anne Lazar Thorn,* 62 FR 12847, 12848 (1997)), the Agency has also long held that revocation is warranted even where a practitioner has lost his state authority by virtue of the State's use of summary process and the State has yet to provide a hearing to challenge the suspension. *Bourne Pharmacy,* 72 FR 18273, 18274 (2007); *Wingfield Drugs,* 52 FR 27070, 27071 (1987). Thus, it is of no consequence that the MBC summarily suspended Registrant's state medical license.

What is consequential is my finding that Registrant is no longer currently authorized to dispense controlled substances in California, the State in which he is registered. Here, the MBC expressly precluded Registrant from prescribing controlled substances in California during the pendency of his suspension. App. 8 to RFAA, at 8. Furthermore, even if the MBC had not been so explicit, the MBC's suspension of Registrant's Physician's and Surgeon's License to practice medicine in California alone has the same legal effect. *See Christopher D. Owens, M.D.,* 83 FR 13143, 13145 & n.1 (2018) (citing Cal. Health & Safety Code §§ 11024, 11150, 11210, 11352, 2051, 2052). Accordingly, Registrant is not entitled to maintain his DEA registration, and I will therefore order that his registration be revoked.

Order

Pursuant to the authority vested in me by 21 U.S.C. 823(f) and 824(a), as well as 28 CFR 0.100(b), I order that DEA Certificate of Registration No. BP4317740, issued to Robert T. Perez, M.D., be, and it hereby is, revoked. I further order that any pending application of Robert T. Perez to renew or modify the above registration, or any pending application of Robert T. Perez for any other DEA registration in the State of California, be, and it hereby is, denied. This Order is effective immediately.[4]

Dated: January 29, 2019.

Uttam Dhillon,

Acting Administrator.

[FR Doc. 2019–01855 Filed 2–8–19; 8:45 am]

BILLING CODE 4410–09–P

[2] The record does show that on September 25, 2018, the MBC's Executive Director filed a Third Amended Accusation against Registrant. *See* App. 9 to RFAA. The legal effect of this filing appears to be that it ensures that the Interim Order remains in effect until a decision is reached on the Third Amended Accusation. *See* RFAA, at 4 n.1 (citing Cal. Govt. Code § 11529(f)'s requirement that interim orders ''shall be dissolved'' within 30 days unless a subsequent accusation is filed).

[3] Under the Administrative Procedure Act (APA), an agency ''may take official notice of facts at any stage in a proceeding—even in the final decision.'' U.S. Dept. of Justice, *Attorney General's Manual on the Administrative Procedure Act* 80 (1947) (Wm. W. Gaunt & Sons, Inc., Reprint 1979). In accordance with the APA and DEA's regulations, Registrant is ''entitled on timely request to an opportunity to show to the contrary.'' 5 U.S.C. 556(e); *see also* 21 CFR 1316.59(e). To allow Registrant the opportunity to refute the facts of which I take official notice, Registrant may file a motion for reconsideration within 15 calendar days of service of this order which shall commence on the date this order is mailed.

[4] For the same reasons which led the MBC to suspend Registrant's license and prescriptive authority, I conclude that the public interest necessitates that this Order be effective immediately. 21 CFR 1316.67.

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

Miles J. Nelson, M.D.; Decision and Order

On January 30, 2018, the Acting Assistant Administrator, Diversion Control Division, Drug Enforcement Administration (hereinafter, DEA or Government), issued an Order to Show Cause to Miles Nelson, M.D. (hereinafter, Registrant), of Santa Fe, New Mexico. Order to Show Cause (hereinafter, OSC), at 1. The OSC proposes the revocation of Registrant's

Certificate of Registration on the ground that he has ''no state authority to handle controlled substances'' in New Mexico, the State in which he is registered with the DEA. *Id.* (citing 21 U.S.C. 824(a)(3)). It also proposes the denial of ''any applications for renewal or modification of such registrations and any applications for any other DEA registrations.'' OSC, at 1 (citing 21 U.S.C. 824(a)(3)).

Regarding jurisdiction, the Show Cause Order alleges that Registrant holds DEA Certificate of Registration No. BN3803423 at the registered address of 721 Old Santa Fe Trail, Santa Fe, NM 87505 and a mailing address of 17 Camino Monte Feliz, Santa Fe, NM 87505. OSC, at 1. This registration, the OSC alleges, authorizes Registrant to dispense controlled substances in schedules II through V as a practitioner. *Id.* The Show Cause Order alleges that this registration expired on October 31, 2017 and that Registrant filed an untimely renewal application on November 10, 2017. *Id.*

The substantive ground for the proceeding, as alleged in the Show Cause Order, is that Registrant is ''currently without authority to practice medicine or handle controlled substances in New Mexico, the state in which . . . [he is] registered with DEA.'' *Id.* at 2. Specifically, the Show Cause Order alleges that Registrant's ''New Mexico medical license is currently in an 'Inactive While Under Investigation''' status. *Id.* Further, according to the OSC, Registrant's New Mexico controlled substances license expired on October 31, 2017. *Id.*

The Show Cause Order notifies Registrant of his right to request a hearing on the allegations or to submit a written statement while waiving his right to a hearing, the procedures for electing each option, and the consequences for failing to elect either option. *Id.* at 2 (citing 21 CFR 1301.43). The Show Cause Order also notifies Registrant of the opportunity to submit a corrective action plan. OSC, at 2–3 (citing 21 U.S.C. 824(c)(2)(C)).

By letter that the Government states it received on February 28, 2018, Registrant timely submitted a corrective action plan (hereinafter, CAP).[1] Request for Final Agency Action dated April 18, 2018 (hereinafter, RFAA), at 2; *see* Government Exhibit (hereinafter, ''GE'') 6.[2] In his CAP, Registrant admits that he does not have authority in New Mexico to practice medicine or handle controlled substances. CAP, at 1. Registrant's CAP also states that he voluntarily inactivated his New Mexico medical license in advance of receiving medical treatment, that he ''inadvertently neglected to renew . . . [his] New Mexico controlled substances license'' at around the same time, and that his application to renew his DEA registration ''was considered untimely.'' *Id.* The CAP states that Registrant ''fully'' expects the New Mexico Medical Board to reactivate his medical license in March, 2018, that he will then reapply for a New Mexico ''controlled substances license which . . . [he] fully expect[s] to be issued,'' and that ''with a valid New Mexico medical license and a state issued controlled substances license . . . [he] will reapply to the DEA for renewal of . . . [his] DEA registration.'' *Id.*

The Assistant Administrator of the Diversion Control Division denied Registrant's CAP by letter dated March 5, 2018. GE–7.

In its RFAA, the Government represents that, ''At least 30 days have passed since the time the . . . [OSC] was served on Registrant. Registrant has not requested a hearing.'' RFAA, at 2. The Government requests the issuance of a ''Final Order revoking Registrant's DEA registration.'' *Id.* at 4.

Based on the DI Declaration, the Government's written representations, and my review of the record, I find that the Government personally served the OSC on Registrant on February 6, 2018. I also find that more than 30 days have now passed since the date the Government served the OSC. I find that Registrant timely submitted a CAP and that the Assistant Administrator of the Diversion Control Division denied Registrant's CAP by letter dated March 5, 2018. Further, based on the Government's written representations, I find that neither Registrant, nor anyone purporting to represent him, requested a hearing or submitted a written statement while waiving Registrant's right to a hearing. Accordingly, I find that Registrant has waived his right to a hearing and his right to submit a written statement. 21 CFR 1301.43(d). I, therefore, issue this Decision and Order based on the record submitted by the Government, which constitutes the entire record before me. 21 CFR 1301.43(e).

Findings of Fact

Registrant's DEA Registration

Registrant is the holder of DEA Certificate of Registration No. BN3803423, pursuant to which he is authorized to dispense controlled substances in schedules II through V as a practitioner, at the registered address of 721 Old Santa Fe Trail, Santa Fe, NM 87505. Certification of Registration History (GE–1), at 1. This registration expired on October 31, 2017. From that day forward, Registrant could not legally obtain, store, administer, prescribe, or dispense a controlled substance under this registration. *Id.*

On or about November 10, 2017, Registrant submitted an untimely online renewal application for DEA registration No. BN3803423 at the address of 721 Old Santa Fe Trail, Santa Fe, NM 87505. *Id.* This renewal application currently is in a renewal pending status. *Id.* The RFAA, the OSC, and this renewal application all concern DEA registration No. BN3803423. *See id.* Registrant currently has no other pending or valid DEA registration in New Mexico. *Id.*

The Status of Registrant's State Medical and Controlled Substance Licenses

The record before me shows that the status of Registrant's New Mexico medical license has changed several times over the course of the last 12 months or so. According to the most recent evidence in the record, Registrant inactivated his medical license on September 7, 2018. Government's Withdrawal of Its Request for Dismissal of Order to Show Cause and Government's Renewed Request for Final Agency Action dated September 13, 2018, Attachment, at 1–2. According to New Mexico's online records, of which I take official notice, Registrant's New Mexico medical license is ''lapsed.''[3] New Mexico Medical Board website, ''MD & PA Lookup'' Quick Link, *http://www.nmmb.state.nm.us* (last visited January 17, 2019).

[1] A hand-written date which, other than indicating February and 2018, is not fully legible appears on the CAP next to Registrant's signature.

[2] Also attached to the RFAA is a Declaration of Service of Order to Show Cause by a DEA Diversion Investigator (hereinafter, DI Declaration). GE–5. According to the DI Declaration, two Diversion Investigators personally served the OSC on Registrant at Registrant's residence on February 6, 2018. DI Declaration, at 1.

[3] Under the Administrative Procedure Act, an agency ''may take official notice of facts at any stage in a proceeding—even in the final decision.'' United States Department of Justice, Attorney General's Manual on the Administrative Procedure Act 80 (1947) (Wm. W. Gaunt & Sons, Inc., Reprint 1979). Pursuant to 5 U.S.C. 556(e), ''[w]hen an agency decision rests on official notice of a material fact not appearing in the evidence in the record, a party is entitled, on timely request, to an opportunity to show the contrary.'' Accordingly, Registrant may dispute my finding by filing a properly supported motion for reconsideration within 20 calendar days of the date of this Order. Any such motion shall be filed with the Office of the Administrator and a copy shall be served on the Government. In the event Registrant files a motion, the Government shall have 20 calendar days to file a response.

The record before me shows that Registrant's New Mexico controlled substance license No. CS00021066 expired on October 31, 2017. Certification of New Mexico Board of Pharmacy Controlled Substance License dated January 4, 2018 (GE–4), at 1; New Mexico Regulation and Licensing Department website Screen Print dated April 18, 2018 (GE–9), at 1. Indeed, Registrant admitted in his CAP that he ''inadvertently neglected to renew'' his New Mexico controlled substance license and that it expired on October 31, 2017. CAP, at 1. Further, New Mexico's online records, of which I take official notice, show that New Mexico controlled substance registration No. CS00021066 issued to Registrant was renewed on July 9, 2018 and expired on October 31, 2018.[4] New Mexico Regulation & Licensing Department ''Web Lookup/Verification,'' *http://verification.rld.state.nm.us* (last visited January 17, 2019).

Accordingly, I find that Registrant currently is neither licensed to engage in the practice of medicine nor licensed to dispense controlled substances in New Mexico, the State in which he is registered with the DEA.

Discussion

Pursuant to 21 U.S.C. 824(a)(3), the Attorney General is authorized to suspend or revoke a registration issued under section 823 of the Controlled Substances Act (hereinafter, CSA), ''upon a finding that the registrant . . . has had his State license or registration suspended . . . [or] revoked . . . by competent State authority and is no longer authorized by State law to engage in the . . . dispensing of controlled substances.'' With respect to a practitioner, the DEA has long held that the possession of authority to dispense controlled substances under the laws of the State in which a practitioner engages in professional practice is a fundamental condition for obtaining and maintaining a practitioner's registration. *See, e.g., James L. Hooper, M.D.,* 76 FR 71,371 (2011), *pet. for rev. denied,* 481 Fed. Appx. 826 (4th Cir. 2012); *Frederick Marsh Blanton, M.D.,* 43 FR 27,616, 27,617 (1978).

This rule derives from the text of two provisions of the CSA. First, Congress defined the term ''practitioner'' to mean ''a physician . . . or other person licensed, registered, or otherwise permitted, by . . . the jurisdiction in which he practices . . ., to distribute, dispense, . . . [or] administer . . . a controlled substance in the course of professional practice.'' 21 U.S.C. 802(21). Second, in setting the requirements for obtaining a practitioner's registration, Congress directed that ''[t]he Attorney General shall register practitioners . . . if the applicant is authorized to dispense . . . controlled substances under the laws of the State in which he practices.'' 21 U.S.C. 823(f). Because Congress has clearly mandated that a practitioner possess State authority in order to be deemed a practitioner under the CSA, the DEA has held repeatedly that revocation of a practitioner's registration is the appropriate sanction whenever he is no longer authorized to dispense controlled substances under the laws of the State in which he practices. *See, e.g., Hooper, supra,* 76 FR at 71,371–72; *Sheran Arden Yeates, M.D.,* 71 FR 39,130, 39,131 (2006); *Dominick A. Ricci, M.D.,* 58 FR 51,104, 51,105 (1993); *Bobby Watts, M.D.,* 53 FR 11,919, 11,920 (1988), *Blanton, supra,* 43 FR at 27,617.

Under longstanding Agency precedent, DEA revokes the registration of a practitioner who lacks State authority to handle controlled substances even when the practitioner's State authority was suspended summarily or pending a final decision on the merits. *See, e.g., Bourne Pharmacy, Inc.,* 72 FR 18,273, 18,274 (2007). Similarly, the facts that a State immediately suspended a registrant's registration and that the registrant may, some day, regain his State registration to dispense controlled substances do not change the salient fact—the registrant is not currently authorized to handle controlled substances in the State in which he is registered. *Mehdi Nikparvarfard, M.D.,* 83 FR 14,503, 14,504 (2018).

Here, Registrant admitted that he did not have authority in New Mexico to practice medicine or dispense controlled substances when he submitted his CAP. Further, New Mexico's online records show that Registrant is currently not licensed to practice medicine or to handle controlled substances. As such, Registrant does not have authority to dispense controlled substances in New Mexico at this time. N.M. Stat. Ann. § 30–31–13(D) (Westlaw, current through the end of the Second Regular Session of the 53rd Legislature (2018)) (Practitioners must be registered to dispense any controlled substances.). Registrant, therefore, is not presently eligible for a DEA registration. Accordingly, I will order that Registrant's DEA registration be revoked and that any pending application regarding a registration in New Mexico be denied. 21 U.S.C. 824(a)(3); 21 U.S.C. 823(f).[5]

Order

Pursuant to 28 CFR 0.100(b) and the authority thus vested in me by 21 U.S.C. 824(a), I order that DEA Certificate of Registration No. BN3803423 issued to Miles Nelson, M.D., be, and it hereby is, revoked. Pursuant to 28 CFR 0.100(b) and the authority thus vested in me by 21 U.S.C. 823(f), I further order that any pending application of Miles Nelson, M.D., to renew or modify this registration, as well as any other pending application by him for registration in the State of New Mexico, be, and it hereby is, denied. This Order is effective March 13, 2019.

Dated: January 17, 2019.

Uttam Dhillon,

Acting Administrator.

[FR Doc. 2019–01850 Filed 2–8–19; 8:45 am]

BILLING CODE 4410–09–P

[4] *See* footnote 3. If Registrant disputes this finding, he may do so according to the terms stated in footnote 3.

[5] Given my finding that Registrant is not currently authorized to handle controlled substances in New Mexico, I find that his CAP provides no basis for me to discontinue or defer this proceeding. 21 U.S.C. 824(c)(3).

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

[Docket No. DEA–392]

Importer of Controlled Substances Application: Stepan Company

ACTION: Notice of application.

DATES: Registered bulk manufacturers of the affected basic classes, and applicants therefore, may file written comments on or objections to the issuance of the proposed registration on or before March 13, 2019. Such persons may also file a written request for a hearing on the application on or before March 13, 2019.

ADDRESSES: Written comments should be sent to: Drug Enforcement Administration, Attention: DEA Federal Register Representative/DPW, 8701 Morrissette Drive, Springfield, Virginia 22152. All requests for hearing must be sent to: Drug Enforcement Administration, Attn: Administrator, 8701 Morrissette Drive, Springfield, Virginia 22152. All requests for hearing should also be sent to: (1) Drug Enforcement Administration, Attn: Hearing Clerk/OALJ, 8701 Morrissette Drive, Springfield, Virginia 22152; and (2) Drug Enforcement Administration, Attn: DEA Federal Register Representative/DPW, 8701 Morrissette Drive, Springfield, Virginia 22152.

Comments and requests for hearing on applications to import narcotic raw material are not appropriate. 72 FR 3417 (January 25, 2007).

SUPPLEMENTARY INFORMATION: The Attorney General has delegated his authority under the Controlled Substances Act to the Administrator of the Drug Enforcement Administration (DEA), 28 CFR 0.100(b). Authority to exercise all necessary functions with respect to the promulgation and implementation of 21 CFR part 1301, incident to the registration of manufacturers, distributors, dispensers, importers, and exporters of controlled substances (other than final orders in connection with suspension, denial, or revocation of registration) has been redelegated to the Assistant Administrator of the DEA Diversion Control Division (''Assistant Administrator'') pursuant to section 7 of 28 CFR part 0, appendix to subpart R.

In accordance with 21 CFR 1301.34(a), this is notice that on December 6, 2018, Stepan Company, 100 West Hunter Avenue, Maywood, New Jersey 07607–1021 applied to be registered as an importer of the following basic class of controlled substance:

Controlled substance	Drug code	Schedule
Coca Leaves	9040	II

The company plans to import the listed controlled substance in bulk for the manufacture of controlled substances for distribution to its customers.

Dated: February 4, 2019.

John J. Martin,

Assistant Administrator.

[FR Doc. 2019–01847 Filed 2–8–19; 8:45 am]

BILLING CODE 4410–09–P

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

[Docket No. DEA–392]

Bulk Manufacturer of Controlled Substances Registration

ACTION: Notice of registration.

SUMMARY: The registrant listed below has applied for and been granted a registration by the Drug Enforcement Administration (DEA) as bulk manufacturer of a schedule I controlled substance.

SUPPLEMENTARY INFORMATION: The company listed below applied to be registered as a bulk manufacturer of a various basic class of a schedule I controlled substance. Information on the previously published notice is listed in the table below. No comments or objections were submitted for this notice.

Company	FR Docket	Published
Specgx, LLC	83 FR 51983	October 15, 2018.

The DEA has considered the factors in 21 U.S.C. 823(a) and determined that the registration of this registrant to manufacture the applicable basic class of controlled substance is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on May 1, 1971. The DEA investigated the company's maintenance of effective controls against diversion by inspecting and testing the company's physical security systems, verifying the company's compliance with state and local laws, and reviewing the company's background and history.

Therefore, pursuant to 21 U.S.C. 823(a), and in accordance with 21 CFR 1301.33, the DEA has granted a registration as a bulk manufacturer to the above listed company.

Dated: January 30, 2019.

John J. Martin,

Assistant Administrator.

[FR Doc. 2019–01862 Filed 2–8–19; 8:45 am]

BILLING CODE 4410–09–P

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

[Docket No. 19–2]

Paul Surinder Singh, D.O.; Decision And Order

On August 8, 2018, the Assistant Administrator, Diversion Control Division, Drug Enforcement Administration (DEA), issued an Order to Show Cause to Paul Surinder Singh, D.O. (Respondent), of Tehachapi, California. The Show Cause Order proposed the revocation of Respondent's DEA Certificate of Registration No. BS7367623 on the ground that he has ''no state authority to handle controlled substances.'' Order to Show Cause, at 1 (citing 21 U.S.C. 824(a)(3)). For the same reason, the Order also proposed the denial of any of Respondent's ''applications for renewal or modification of such registration and any applications for any other DEA registrations.'' *Id.*

With respect to the Agency's jurisdiction, the Show Cause Order alleged that Respondent is the holder of Certificate of Registration No. BS7367623, pursuant to which he is authorized to dispense controlled substances as a practitioner in schedules II through V, at the registered address of 276 C South Mill Street, Tehachapi, California. *Id.* The Order also alleged that this registration does not expire until February 28, 2019. *Id.*

Regarding the substantive grounds for the proceeding, the Show Cause Order alleged that on April 17, 2017, the Osteopathic Medical Board of California (OMBC) ''adopted the Proposed Decision of an Administrative Law Judge . . . recommending revocation of'' Respondent's ''Osteopathic Physician's License,'' effective on May 17, 2017. *Id.* As a result, the Order alleged that Respondent is ''without authority to handle controlled substances in the State of California, the [S]tate in which [he is] registered with DEA.'' *Id.* at 1–2. Based on his ''lack of authority to [dispense] controlled substances in . . . California,'' the Order asserted that ''DEA must revoke'' Respondent's registration. *Id.* at 2 (citing 21 U.S.C. 824(a)(3); 21 CFR 1301.37(b)).

The Show Cause Order notified Respondent of (1) his right to request a hearing on the allegations or to submit a written statement in lieu of a hearing, (2) the procedure for electing either option, and (3) the consequence for failing to elect either option. *Id.* (citing 21 CFR 1301.43). The Order also notified Respondent of his right to submit a corrective action plan. *Id.* at 2–3 (citing 21 U.S.C. 824(c)(2)(C)).

On October 15, 2018, Respondent filed a letter (dated October 9, 2018) indicating that the Show Cause Order was ''delivered to [him] by DEA agents

on September 19, 2018'' and that he was ''requesting a hearing on the subject matter of the revocation of [his] DEA license.'' Oct. 9, 2018 Letter from Respondent to Hearing Clerk. The matter was then placed on the docket of the Office of Administrative Law Judges and assigned to Administrative Law Judge Mark M. Dowd (ALJ). On October 16, 2018, the ALJ issued an Order noting that ''[n]othing in the record indicates when the [Show Cause Order] was served on Respondent besides Respondent's own assertion of the date [when that Order] was personally served on him.'' Order Directing the Filing of Evidence of Lack of State Authority Allegation and Briefing Schedule, at 1–2. As a result, the ALJ ordered the Government (1) to ''submit evidence showing when the Respondent first received'' the Show Cause Order by October 19, 2018 and (2) to ''file evidence to support its allegation that Respondent lacks state authority to handle controlled substances, or any other grounds upon which it seeks summary disposition'' by October 23, 2018. *Id.* at 2. The ALJ also directed Respondent to file his response to any summary disposition motion no later than October 30, 2018. *Id.*

On October 18, 2018, the Government filed its Motion for Summary Disposition. In its Motion, the Government stated that ''Respondent was personally served with the Order to Show Cause on September 19, 2018.'' Government's Motion for Summary Disposition (Government's Motion or Govt. Mot.) at 1. In support of its position, the Government submitted a Declaration signed by a Diversion Investigator (DI) assigned to DEA's San Francisco Field Division. Government Exhibit (GX) 2 to Govt. Mot. In that Declaration, the DI stated that he, along with the Diversion Group Supervisor, traveled to Respondent's residence and personally served him on September 19, 2018. *Id.* at 1.

With respect to the substantive grounds for its Motion, the Government argued that Respondent currently lacks authority to handle controlled substances in California because, on April 17, 2017, the OMBC ''adopted the Proposed Decision of an Administrative Law Judge . . . recommending revocation of Respondent's Osteopathic Physician's License number 20A7851.'' Govt. Mot., at 3 (citing GX 3). The Government noted that the OMBC's revocation of Respondent's license was effective beginning on May 17, 2017. *Id.* The Government further argued that, ''[a]bsent authority by the State of California to dispense controlled substances, Respondent is not authorized to possess a DEA registration in that state.'' *Id.* Lastly, the Government argued that under Agency precedent, revocation is warranted even where a State has temporarily suspended a practitioner's state authority with the possibility of future reinstatement. *Id.* at 4 (citations omitted). As support for its summary disposition request, the Government submitted, *inter alia,* a certified copy of the OMBC's April 17, 2017 Decision adopting the California Administrative Law Judge's Proposed Decision to revoke Respondent's license, the March 21, 2017 Proposed Decision, and the April 13, 2016 ''Accusation'' against Respondent that the OMBC Executive Director filed with the OMBC. GX 3 to Govt. Mot.

After considering these pleadings, the ALJ issued an Order on November 2, 2018 recommending that I find that there was no dispute ''over the fact that Respondent currently lacks state authority to handle controlled substances in the State of California because the [OMBC] has revoked his medical license.'' Order Granting the Government's Motion for Summary Disposition, and Recommended Rulings, Findings of Fact, Conclusions of Law, and Decision of the Administrative Law Judge (hereinafter ''Recommended Decision'' or ''R.D.''), at 6.[1] As a result, the ALJ granted the Government's motion for summary disposition and recommended that I revoke Respondent's DEA registration. *Id.* at 7.[2]

Neither party filed exceptions to the ALJ's Recommended Decision. Thereafter, the record was forwarded to my Office for Final Agency Action. Having reviewed the record, I find that Respondent is currently without authority to handle controlled substances in California, the State in which he holds his registration with the Agency, and thus he is not entitled to maintain his DEA registration. I adopt the ALJ's recommendation that I revoke Respondent's registration. I make the following factual findings.

[1] The ALJ issued his Recommended Decision after concluding ''that the Respondent has forfeited his right to respond to the Government's allegations'' set forth in the Government's Motion because he ''has not filed any reply to the Government's allegations,'' ''has not submitted a request for an extension to reply to the Government's allegations, and has had no further communication with this tribunal apart from the submission of the Request for Hearing.'' R.D., at 3.

[2] After considering the Government's Motion, the ALJ also found that ''Respondent's Request for Hearing was timely filed.'' R.D., at 2 n.1. I agree and adopt the ALJ's finding that Respondent filed a timely hearing request.

Findings of Fact

Respondent is the holder of DEA Certificate of Registration No. BS7367623, pursuant to which he is authorized to dispense controlled substances in schedules II through V as a practitioner at the registered address of 276 C South Mill Street, Tehachapi, California. GX 1 (Certification of Registration History) to Govt. Mot. This registration does not expire until February 28, 2019. *Id.*

Respondent was also the holder of California Osteopathic Physician's and Surgeon's License No. 20A7851, which was issued to him by the OMBC. GX 3 to Govt. Mot., at 4. However, on April 17, 2017, the OMBC issued its Decision adopting the March 21, 2017 Proposed Decision of a California Administrative Law Judge revoking Respondent's medical license ''together with all licensing rights appurtenant thereto.'' GX 3 to Govt. Mot., at 2, 11.[3] The OMBC stated that its Decision ''shall become effective on May 17, 2017.'' *Id.* at 2. There is no evidence in the record that the OMBC ever issued a superseding order or decision reinstituting Respondent's license.

Accordingly, I find that Respondent currently does not possess a license to practice medicine in the State of California, the State in which he is registered with the DEA. *See id.*

Discussion

Pursuant to 21 U.S.C. 824(a)(3), the Attorney General is authorized to suspend or revoke a registration issued under section 823 of the Controlled Substances Act (CSA), ''upon a finding that the registrant . . . has had his State

[3] In its March 21, 2017, Proposed Decision, the California ALJ based his proposed decision to revoke Respondent's medical license primarily on his findings of fact related to Respondent's own admissions in connection with his federal felony conviction for mail fraud in violation of 18 U.S.C. 1341. *See* GX 3 to Govt. Mot., at 4, 9. The California ALJ recited Respondent's admission in his plea agreement that, in the course of committing his mail fraud scheme, he ''knowingly obtained non-FDA approved copper IUDs [intrauterine devices] by purchasing them on the internet[,] knowingly inserted them into his patients[. . . and] failed to inform his patients that he had inserted a non-FDA approved copper IUD.'' *Id.* at 4 (citations omitted). The California ALJ also recited Respondent's admission that he had ''billed at least 10 different health care benefit programs for payment for the insertion of non-FDA approved copper IUDs in his patients . . . representing that he inserted an FDA-approved copper IUD when in fact he had not.'' *Id.* at 5. The California ALJ also noted that the OMBC had ''previously disciplined Respondent for his conduct arising out of the same general facts'' on November 15, 2014. *Id.* Pursuant to these findings, the California ALJ concluded that Respondent violated sections 2234(e), 2236(a), and 2261 of California's Business and Professions Code related to unprofessional conduct and dishonest and corrupt acts. *Id.* at 9.

license . . . suspended [or] revoked . . . by competent State authority and is no longer authorized by State law to engage in the . . . dispensing of controlled substances.'' Also, DEA has long held that the possession of authority to dispense controlled substances under the laws of the State in which a practitioner engages in professional practice is a fundamental condition for obtaining and maintaining a practitioner's registration. *See, e.g., James L. Hooper,* 76 FR 71371 (2011), *pet. for rev. denied,* 481 Fed. Appx. 826 (4th Cir. 2012); *see also Frederick Marsh Blanton,* 43 FR 27616 (1978) (''State authorization to dispense or otherwise handle controlled substances is a prerequisite to the issuance and maintenance of a Federal controlled substances registration.'').

This rule derives from the text of two provisions of the CSA. First, Congress defined ''the term 'practitioner' [to] mean[ ] a . . . physician . . . or other person licensed, registered or otherwise permitted, by . . . the jurisdiction in which he practices . . . to distribute, dispense, [or] administer . . . a controlled substance in the course of professional practice.'' 21 U.S.C. 802(21). Second, in setting the requirements for obtaining a practitioner's registration, Congress directed that ''[t]he Attorney General shall register practitioners . . . if the applicant is authorized to dispense . . . controlled substances under the laws of the State in which he practices.'' 21 U.S.C. 823(f). Because Congress has clearly mandated that a practitioner possess state authority in order to be deemed a practitioner under the Act, DEA has long held that revocation of a practitioner's registration is the appropriate sanction whenever he is no longer authorized to dispense controlled substances under the laws of the State in which he engages in professional practice. *See, e.g., Calvin Ramsey,* 76 FR 20034, 20036 (2011); *Sheran Arden Yeates, M.D.,* 71 FR 39130, 39131 (2006); *Dominick A. Ricci,* 58 FR 51104, 51105 (1993); *Bobby Watts,* 53 FR 11919, 11920 (1988); *Blanton,* 43 FR 27616 (1978).

Based on my finding that the OMBC revoked Respondent's Osteopathic Physician's and Surgeon's License to practice medicine, I find that Respondent is currently without authority to dispense controlled substances under the laws of California, the State in which he is registered. *Accord Christopher D. Owens, M.D.,* 83 FR 13143, 13145 & n.1 (2018) (citing Cal. Health & Safety Code §§ 11024, 11150, 11210, 11352, 2051, 2052). Here, there is no dispute over the material fact that Respondent is no longer currently authorized to dispense controlled substances in California, the State in which he is registered. Accordingly, Respondent is not entitled to maintain his DEA registration. I will therefore adopt the ALJ's recommendation that I revoke Respondent's registration. R.D., at 7. I will also deny any pending application to renew or to modify his registration, or any pending application for any other DEA registration in California, as requested in the Show Cause Order. Order to Show Cause, at 1.

Order

Pursuant to the authority vested in me by 21 U.S.C. 823(f) and 824(a), as well as 28 CFR 0.100(b), I order that DEA Certificate of Registration No. BS7367623, issued to Paul Surinder Singh, D.O., be, and it hereby is, revoked. I further order that any pending application of Paul Surinder Singh to renew or modify the above registration, or any pending application of Paul Surinder Singh for any other DEA registration in the State of California, be, and it hereby is, denied. This Order is effective March 13, 2019.

Dated: January 17, 2019.

Uttam Dhillon,

Acting Administrator.

[FR Doc. 2019–01849 Filed 2–8–19; 8:45 am]

BILLING CODE 4410–09–P

DEPARTMENT OF JUSTICE

Drug Enforcement Administration

[Docket No. DEA–392]

Importer of Controlled Substances Application: Almac Clinical Services Incorp (ACSI)

ACTION: Notice of application.

DATES: Registered bulk manufacturers of the affected basic classes, and applicants therefore, may file written comments on or objections to the issuance of the proposed registration on or before March 13, 2019. Such persons may also file a written request for a hearing on the application on or before March 13, 2019.

ADDRESSES: Written comments should be sent to: Drug Enforcement Administration, Attention: DEA Federal Register Representative/DPW, 8701 Morrissette Drive, Springfield, Virginia 22152. All requests for hearing must be sent to: Drug Enforcement Administration, Attn: Administrator, 8701 Morrissette Drive, Springfield, Virginia 22152. All requests for hearing should also be sent to: (1) Drug Enforcement Administration, Attn: Hearing Clerk/OALJ, 8701 Morrissette Drive, Springfield, Virginia 22152; and (2) Drug Enforcement Administration, Attn: DEA Federal Register Representative/DPW, 8701 Morrissette Drive, Springfield, Virginia 22152.

SUPPLEMENTARY INFORMATION: The Attorney General has delegated his authority under the Controlled Substances Act to the Administrator of the Drug Enforcement Administration (DEA), 28 CFR 0.100(b). Authority to exercise all necessary functions with respect to the promulgation and implementation of 21 CFR part 1301, incident to the registration of manufacturers, distributors, dispensers, importers, and exporters of controlled substances (other than final orders in connection with suspension, denial, or revocation of registration) has been redelegated to the Assistant Administrator of the DEA Diversion Control Division (''Assistant Administrator'') pursuant to section 7 of 28 CFR part 0, appendix to subpart R.

In accordance with 21 CFR 1301.34(a), this is notice that on December 28, 2018, Almac Clinical Services Incorp (ACSI), 25 Fretz Road, Souderton, Pennsylvania 18964 applied to be registered as an importer of the following basic class of controlled substance:

Controlled substance	Drug code	Schedule
Psilocybin	7437	I

The company plans to import the controlled substance in packaged dosage forms for clinical trials for one customer.

Dated: January 30, 2019.

John J. Martin,

Assistant Administrator.

[FR Doc. 2019–01861 Filed 2–8–19; 8:45 am]

BILLING CODE 4410–09–P

NATIONAL CAPITAL PLANNING COMMISSION

Notice of Memorandum of Agreement

AGENCY: National Capital Planning Commission.

ACTION: Notice of Memorandum of Agreement Between the National Capital Planning Commission and the Smithsonian Institution.

SUMMARY: The National Capital Planning Commission (NCPC) and the Smithsonian Institution (Smithsonian) have entered into a Memorandum of Agreement (MOA) effective December

20, 2018. The MOA details the process the two agencies will follow to comply with the National Environmental Policy Act (NEPA) 42 U.S.C. 4371). NCPC has a NEPA obligation for projects submitted by the Smithsonian to NCPC for review and approval. The Smithsonian is not considered a federal agency for NEPA purposes and has no NEPA obligation. The MOA is required by NCPC's NEPA Regulations (1 CFR part 601) to establish a cooperative working relationship between the parties to ensure NCPC's compliance with NEPA. A copy of the MOA is online at NCPC's website at the following location: *https://www.ncpc.gov/docs/MOA_NCPC_Smithsonian_NEPA_December2018.pdf.*

FOR FURTHER INFORMATION CONTACT: Diane Sullivan, Director, Urban Design and Plan Review Division at (202) 482–7244 or *diane.sullivan@ncpc.gov.*

Authority: 42 U.S.C. 4371, 1 CFR 601.5(b).

Dated: February 5, 2019.

Anne Schuyler,

General Counsel.

[FR Doc. 2019–01710 Filed 2–8–19; 8:45 am]

BILLING CODE P

NATIONAL CREDIT UNION ADMINISTRATION

Sunshine Act: Notice of Agency Meeting

TIME AND DATE: 10:00 a.m., Thursday, February 14, 2019.

PLACE: Board Room, 7th Floor, Room 7047, 1775 Duke Street (All visitors must use Diagonal Road Entrance), Alexandria, VA 22314–3428.

STATUS: Open.

MATTERS TO BE CONSIDERED:

1. Board Briefing, Loans in Areas Having Special Flood Hazards.
2. NCUA Rules and Regulations, Supervisory Committee Audits.

RECESS: 10:30 a.m.

TIME AND DATE: 11:00 a.m., Thursday, February 14, 2019.

PLACE: Board Room, 7th Floor, Room 7047, 1775 Duke Street, Alexandria, VA 22314–3428.

STATUS: Closed.

MATTERS TO BE CONSIDERED:

1. Creditor Claim Appeal. Closed pursuant to Exemption (6).
2. Creditor Claim Appeal. Closed pursuant to Exemption (6).

FOR FURTHER INFORMATION CONTACT: Gerard Poliquin, Secretary of the Board, Telephone: 703–518–6304.

Gerard Poliquin,

Secretary of the Board.

[FR Doc. 2019–02099 Filed 2–7–19; 4:15 pm]

BILLING CODE 7535–01–P

NATIONAL SCIENCE FOUNDATION

Proposal Review Panel for Materials Research; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92–463, as amended), the National Science Foundation announces the following meeting:

Name and Committee Code: University of Illinois at Urbana-Champaign MRSEC 2nd year Site Visit (1203).

Date and Time: Tuesday, May 21, 2019; 7:30 a.m.–3:45 p.m.

Place: University of Illinois (Urbana-Champaign), 1304 W Green St. Urbana, IL 61801.

Type of Meeting: Part-Open.

Contact Person: Dr. Daniele Finotello, Program Director, Division of Materials Research, National Science Foundation, 2415 Eisenhower Avenue, Room W 9216, Alexandria, VA 22314; Telephone: (703) 292–4432.

Purpose of Meeting: Site visit to provide an evaluation of the progress of the projects at the host site for the Division of Materials Research at the National Science Foundation.

Agenda

May 21, 2019:

07:30 a.m.–08:30 a.m	Breakfast—NSF PDs and Site Visit Team	OPEN.
08:30 a.m.–09:00 a.m	Transfer to Meeting Site, Introductions, Setup	OPEN.
09:00 a.m.–09:45 a.m	Directors Overview	OPEN.
09:45 a.m.–10:00 a.m	Discussion	OPEN.
10:00 a.m.–10:25 a.m	IRG–1 Presentation	OPEN.
10:25 a.m.–10:30 a.m	IRG–1 Discussion	OPEN.
10:30 a.m.–10:45 a.m	Break	OPEN.
10:45 a.m.–11:10 a.m	IRG–2 Presentation	OPEN.
11:10 a.m.–11:15 a.m	RG–2 Discussion	OPEN.
11:15 a.m.–11:40 a.m	Education and Outreach Presentation	OPEN.
11:40 a.m.–11:45 a.m	Education and Outreach Discussion	OPEN.
11:45 a.m.–12:10 p.m	NSF PDs and Site Visit Team	CLOSED.
12:10 p.m.–01:10 p.m	LUNCH.	
01:15 p.m.–02:15 p.m	Poster Session	OPEN.
02:15 p.m.–02:30 p.m	Panel & NSF Meet MRSEC Director/Exec. Com	OPEN.
02:30 p.m.–03:15 p.m	NSF PDs and Site Visit Team (Closed)	CLOSED.
03:15 p.m.–03:45 p.m	Debriefing	OPEN.
03:45 p.m	Adjourn.	

Reason for Closing: The work being reviewed during closed portions of the site visit include information of a proprietary or confidential nature, including technical information; financial data, such as salaries and personal information concerning individuals associated with the project. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: February 6, 2019.

Crystal Robinson,

Committee Management Officer.

[FR Doc. 2019–01870 Filed 2–8–19; 8:45 am]

BILLING CODE 7555–01–P

NATIONAL SCIENCE FOUNDATION

Proposal Review Panel for Materials Research; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92–463, as amended), the National Science Foundation (NSF) announces the following meeting:

Name and Committee Code: University of Pennsylvania MRSEC 2nd year Site Visit (1203).

Date and Time: Thursday, May 23, 2019; 7:15 a.m.–3:45 p.m.

Place: Center for Nanoscale Science, Pennsylvania State University, 104 Davey Lab, University Park, PA 16802.

Type of Meeting: Part-Open.

Contact Person: Dr. Daniele Finotello, Program Director, Division of Materials Research, National Science Foundation, 2415 Eisenhower Avenue, Room W 9216, Alexandria, VA 22314; Telephone: (703) 292–4432.

Purpose of Meeting: Site visit to provide an evaluation of the progress of the projects at the host site for the Division of Materials Research at the National Science Foundation.

Agenda

May 23, 2019:

07:15 a.m.–08:15 a.m	Welcome	OPEN.
08:15 a.m.–08:45 a.m	Transfer to meeting site, Introductions, Setup	OPEN.
08:45 a.m.–09:30 a.m	Directors Overview	OPEN.
09:30 a.m.–09:45 a.m	Discussion	OPEN.
09:45 a.m.–10:10 a.m	IRG–1 Presentation	OPEN.
10:10 a.m.–10:15 a.m	IRG–1 Discussion	OPEN.
10:15 a.m.–10:25 a.m	Break	OPEN.
10:25 a.m.–10:50 a.m	IRG–2 Presentation	OPEN.
10:50 a.m.–10:55 a.m	RG–2 Discussion	OPEN.
10:55 a.m.–11:20 a.m	IRG–3 Presentation	OPEN.
11:20 a.m.–11:25 a.m	RG–3 Discussion	OPEN.
11:25 a.m.–11:50 a.m	Education and Outreach Presentation	OPEN.
11:50 a.m.–11:55 a.m	Education and Outreach Discussion	OPEN.
11:55 a.m.–12:10 p.m	NSF PDs and Site Visit Team	CLOSED.
12:10 p.m.–01:10 p.m	Lunch.	
01:15 p.m.–02:15 p.m	Poster Session	OPEN.
02:15 p.m.–02:30 p.m	Panel & NSF Meet MRSEC Director/Exec. Com	OPEN.
02:30 p.m.–03:15 p.m	NSF PDs & Site Visit Team	CLOSED.
03:15 p.m.–03:45 p.m	Debreifing	OPEN.
03:45 p.m	Adjourn.	

Reason for Closing: The work being reviewed during closed portions of the site visit include information of a proprietary or confidential nature, including technical information; financial data, such as salaries and personal information concerning individuals associated with the project. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: February 6, 2019.

Crystal Robinson,

Committee Management Officer.

[FR Doc. 2019–01871 Filed 2–8–19; 8:45 am]

BILLING CODE 7555–01–P

NATIONAL SCIENCE FOUNDATION

Proposal Review Panel for Materials Research; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92–463, as amended), the National Science Foundation announces the following meeting:

Name and Committee Code: University of Washington—Seattle MRSEC 2nd year Site Visit (1203).

Date and Time: Wednesday, April 30, 2019; 7:30 a.m.–3:45 p.m.

Place: University of Washington (Seattle), 302 Roberts Hall, Box 352120 Seattle, WA 98195–2120.

Type of Meeting: Part-Open.

Contact Person: Dr. Daniele Finotello, Program Director, Division of Materials Research, National Science Foundation, 2415 Eisenhower Avenue, Room W 9216, Alexandria, VA 22314; Telephone: (703) 292–4432.

Purpose of Meeting: Site visit to provide an evaluation of the progress of the projects at the host site for the Division of Materials Research at the National Science Foundation.

Agenda

April 30, 2019:

07:30 a.m.–08:30 a.m	Breakfast—NSF PDs and Site Visit Team	OPEN.
08:30 a.m.–09:00 a.m	Transfer to Meeting Site, Introductions, Setup	OPEN.
09:00 a.m.–09:45 a.m	Directors Overview	OPEN.
09:45 a.m.–10:00 a.m	Discussion	OPEN.
10:00 a.m.–10:25 a.m	IRG–1 Presentation	OPEN.
10:25 a.m.–10:30 a.m	IRG–1 Discussion	OPEN.
10:30 a.m.–10:45 a.m	Break	OPEN.
10:45 a.m.–11:10 a.m	IRG–2 Presentation	OPEN.
11:10 a.m.–11:15 a.m	RG–2 Discussion	OPEN.
11:15 a.m.–11:40 a.m	Education and Outreach Presentation	OPEN.
11:40 a.m.–11:45 a.m	Education and Outreach Discussion	OPEN.
11:45 a.m.–12:10 p.m	NSF PDs and Site Visit Team	CLOSED.
12:10 p.m.–01:10 p.m	Lunch.	
01:15 p.m.–02:15 p.m	Poster Session	OPEN.
02:15 p.m.–02:30 p.m	Panel & NSF Meet MRSEC Director/Exec. Com	OPEN.
02:30 p.m.–03:15 p.m	NSF PDs and Site Visit Team (Closed)	CLOSED.
03:15 p.m.–03:45 p.m	Debriefing	OPEN.
03:45 p.m	Adjourn.	

Reason for Closing: The work being reviewed during closed portions of the site visit include information of a proprietary or confidential nature, including technical information; financial data, such as salaries and

personal information concerning individuals associated with the project. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: February 6, 2019.

Crystal Robinson,

Committee Management Officer.

[FR Doc. 2019–01866 Filed 2–8–19; 8:45 am]

BILLING CODE 7555–01–P

NATIONAL SCIENCE FOUNDATION

Proposal Review Panel for Materials Research; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92–463, as amended), the National Science Foundation (NSF) announces the following meeting:

Name and Committee Code: University of Wisconsin-Madison MRSEC 2nd year Site Visit (1203).

Date and Time: Wednesday, April 17, 2019; 7:30 a.m.–3:45 p.m.

Place: University of Wisconsin-Madison, 3115 Engineering Centers Building, 1550 Engineering Drive, Madison, WI 53706.

Type of Meeting: Part-Open.

Contact Person: Dr. Daniele Finotello, Program Director, Division of Materials Research, National Science Foundation, 2415 Eisenhower Avenue, Room W 9216, Alexandria, VA 22314; Telephone: (703) 292–4432.

Purpose of Meeting: Site visit to provide an evaluation of the progress of the projects at the host site for the Division of Materials Research at the National Science Foundation.

Agenda

April 17, 2019:

07:30 a.m.–08:30 a.m	Breakfast—NSF PDs and Site Visit Team.	
08:30 a.m.–09:00 a.m	Transfer to Meeting Site, Introductions, Setup.	
09:00 a.m.–09:45 a.m	Directors Overview.	
09:45 a.m.–10:00 a.m	Discussion.	
10:00 a.m.–10:25 a.m	IRG–1 Presentation.	
10:25 a.m.–10:30 a.m	IRG–1 Discussion.	
10:30 a.m.–10:45 a.m	Break.	
10:45 a.m.–11:10 a.m	IRG–2 Presentation.	
11:10 a.m.–11:15 a.m	RG–2 Discussion.	
11:15 a.m.–11:40 a.m	Education and Outreach Presentation.	
11:40 a.m.–11:45 a.m	Education and Outreach Discussion.	
11:45 a.m.–12:10 p.m	NSF PDs and Site Visit Team	CLOSED.
12:10 p.m.–01:10 p.m	Lunch.	
01:15 p.m.–02:15 p.m	Poster Session.	
02:15 p.m.–02:30 p.m	Panel & NSF Meet MRSEC Director/Exec. Com.	
02:30 p.m.–03:15 p.m	NSF PDs and Site Visit Team	CLOSED.
03:15 p.m.–03:45 p.m	Debriefing.	
03:45 p.m	Adjourn.	

Reason for Closing: The work being reviewed during closed portions of the site visit include information of a proprietary or confidential nature, including technical information; financial data, such as salaries and personal information concerning individuals associated with the project. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: February 6, 2019.

Crystal Robinson,

Committee Management Officer.

[FR Doc. 2019–01895 Filed 2–8–19; 8:45 am]

BILLING CODE 7555–01–P

NATIONAL SCIENCE FOUNDATION

Proposal Review Panel for Materials Research; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92–463, as amended), the National Science Foundation announces the following meeting:

Name and Committee Code: University of California at Santa Barbara MRSEC 2nd year Site Visit (1203).

Date and Time: Thursday, May 2, 2019; 7:15 a.m.–3:45 p.m.

Place: Materials Research Laboratory, MC 5121 University of California, Santa Barbara, CA 93106–5121.

Type of Meeting: Part-Open.

Contact Person: Dr. Daniele Finotello, Program Director, Division of Materials Research, National Science Foundation, 2415 Eisenhower Avenue, Room W 9216, Alexandria, VA 22314; Telephone: (703) 292–4432.

Purpose of Meeting: Site visit to provide an evaluation of the progress of the projects at the host site for the Division of Materials Research at the National Science Foundation.

Agenda

May 2, 2019:

07:15 a.m.–08:15 a.m	Welcome	OPEN.
08:15 a.m.–08:45 a.m	Transfer to meeting site, Introductions, Setup	OPEN.
08:45 a.m.–09:30 a.m	Directors Overview	OPEN.
09:30 a.m.–09:45 a.m	Discussion	OPEN.
09:45 a.m.–10:10 a.m	IRG–1 Presentation	OPEN.
10:10 a.m.–10:15 a.m	IRG–1 Discussion	OPEN.
10:15 a.m.–10:25 a.m	Break	OPEN.
10:25 a.m.–10:50 a.m	IRG–2 Presentation	OPEN.
10:50 a.m.–10:55 a.m	RG–2 Discussion	OPEN.
10:55 a.m.–11:20 a.m	IRG–3 Presentation	OPEN.
11:20 a.m.–11:25 a.m	RG–3 Discussion	OPEN.
11:25 a.m.–11:50 a.m	Education and Outreach Presentation	OPEN.
11:50 a.m.–11:55 a.m	Education and Outreach Discussion	OPEN.
11:55 a.m.–12:10 p.m	NSF PDs and Site Visit Team	CLOSED.
12:10 p.m.–01:10 p.m	Lunch.	
01:15 p.m.–02:15 p.m	Poster Session	OPEN.

02:15 p.m.–02:30 p.m	Panel & NSF Meet MRSEC Director/Exec. Com.	OPEN.
02:30 p.m.–03:15 p.m	NSF PDs & Site Visit Team	CLOSED.
03:15 p.m.–03:45 p.m	Debriefing	OPEN.
03:45 p.m	Adjourn.	

Reason for Closing: The work being reviewed during closed portions of the site visit include information of a proprietary or confidential nature, including technical information; financial data, such as salaries and personal information concerning individuals associated with the project. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: February 6, 2019.

Crystal Robinson,

Committee Management Officer.

[FR Doc. 2019–01867 Filed 2–8–19; 8:45 am]

BILLING CODE 7555–01–P

NATIONAL SCIENCE FOUNDATION

Proposal Review Panel for Materials Research; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92–463, as amended), the National Science Foundation (NSF) announces the following meeting:

Name and Committee Code: Northwestern University MRSEC 2nd year Site Visit (1203).

Date and Time: Tuesday, May 7, 2019; 7:30 a.m.–3:45 p.m.

Place: Technological Institute, 2145 Sheridan Road, Suite K111, Evanston, IL 60208.

Type of Meeting: Part-Open.

Contact Person: Dr. Daniele Finotello, Program Director, Division of Materials Research, National Science Foundation, 2415 Eisenhower Avenue, Room W 9216, Alexandria, VA 22314; Telephone: (703) 292–4432.

Purpose of Meeting: Site visit to provide an evaluation of the progress of the projects at the host site for the Division of Materials Research at the National Science Foundation.

Agenda

May 7, 2019:

07:30 a.m.–08:30 a.m	Breakfast—NSF PDs and Site Visit Team	OPEN.
08:30 a.m.–09:00 a.m	Transfer to Meeting Site, Introductions, Setup	OPEN.
09:00 a.m.–09:45 a.m	Directors Overview	OPEN.
09:45 a.m.–10:00 a.m	Discussion	OPEN.
10:00 a.m.–10:25 a.m	IRG–1 Presentation	OPEN.
10:25 a.m.–10:30 a.m	IRG–1 Discussion	OPEN.
10:30 a.m.–10:45 a.m	Break	OPEN.
10:45 a.m.–11:10 a.m	IRG–2 Presentation	OPEN.
11:10 a.m.–11:15 a.m	RG–2 Discussion	OPEN.
11:15 a.m.–11:40 a.m	Education and Outreach Presentation	OPEN.
11:40 a.m.–11:45 a.m	Education and Outreach Discussion	OPEN.
11:45 a.m.–12:10 p.m	NSF PDs and Site Visit Team	CLOSED.
12:10 p.m.–01:10 p.m	LUNCH.	
01:15 p.m.–02:15 p.m	Poster Session	OPEN.
02:15 p.m.–02:30 p.m	Panel & NSF Meet MRSEC Director/Exec. Com	OPEN.
02:30 p.m.–03:15 p.m	NSF PDs and Site Visit Team (Closed)	CLOSED.
03:15 p.m.–03:45 p.m	Debriefing	OPEN.
03:45 p.m	Adjourn.	

Reason for Closing: The work being reviewed during closed portions of the site visit include information of a proprietary or confidential nature, including technical information; financial data, such as salaries and personal information concerning individuals associated with the project. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: February 6, 2019.

Crystal Robinson,

Committee Management Officer.

[FR Doc. 2019–01869 Filed 2–8–19; 8:45 am]

BILLING CODE 7555–01–P

NATIONAL SCIENCE FOUNDATION

Astronomy and Astrophysics Advisory Committee; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92–463, as amended), the National Science Foundation (NSF) announces the following meeting:

Name and Committee Code: Astronomy and Astrophysics Advisory Committee (#13883)

Date and Time:

February 25, 2019; 9:00 a.m.–5:00 p.m.

February 26, 2019, 9:00 a.m.–4:00 p.m.

Place: National Science Foundation, 2415 Eisenhower Avenue, Alexandria, VA 22314, Room E2020.

Type of Meeting: Open.

Attendance information for the meeting will be forthcoming on the website: *https://www.nsf.gov/mps/ast/aaac.jsp*.

Contact Person: Dr. Christopher Davis, Program Director, Division of Astronomical Sciences, Suite W 9136, National Science Foundation, 2415 Eisenhower Avenue, Alexandria, VA 22314; Telephone: 703–292–4910.

Purpose of Meeting: To provide advice and recommendations to the National Science Foundation (NSF), the National Aeronautics and Space Administration (NASA) and the U.S. Department of Energy (DOE) on issues within the field of astronomy and astrophysics that are of mutual interest and concern to the agencies.

Agenda: To hear presentations of current programming by representatives from NSF, NASA, DOE and other agencies relevant to astronomy and astrophysics; to discuss current and potential areas of cooperation between the agencies; to formulate recommendations for continued and new areas of cooperation and mechanisms for achieving them. Discuss the Committee's draft annual report due 15 March 2019.

Reason for Late Notice: Scheduling complications resulting from the recent lapse in appropriations. In the event of a lapse in appropriations this meeting may be canceled or rescheduled for a later date. Please refer to *NSF.gov* for further guidance.

Dated: February 6, 2019.

Crystal Robinson,

Committee Management Officer.

[FR Doc. 2019–01791 Filed 2–8–19; 8:45 am]

BILLING CODE 7555–01–P

NATIONAL SCIENCE FOUNDATION

Proposal Review Panel for Materials Research; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92–463, as amended), the National Science Foundation announces the following meeting:

Name and Committee Code: Cornell University MRSEC 2nd year Site Visit (1203).

Date and Time: Wednesday, May 29, 2019; 7:15 a.m.–3:45 p.m.

Place: Cornell University, 627 Clark Hall of Science, Ithaca, NY 14853.

Type of Meeting: Part-Open.

Contact Person: Dr. Daniele Finotello, Program Director, Division of Materials Research, National Science Foundation, 2415 Eisenhower Avenue, Room W 9216, Alexandria, VA 22314; Telephone: (703) 292–4432.

Purpose of Meeting: Site visit to provide an evaluation of the progress of the projects at the host site for the Division of Materials Research at the National Science Foundation.

Agenda

May 29, 2019:

07:15 a.m.–08:15 a.m	Welcome	OPEN.
08:15 a.m.–08:45 a.m	Transfer to meeting site, Introductions, Setup	OPEN.
08:45 a.m.–09:30 a.m	Directors Overview	OPEN.
09:30 a.m.–09:45 a.m	Discussion	OPEN.
09:45 a.m.–10:10 a.m	IRG–1 Presentation	OPEN.
10:10 a.m.–10:15 a.m	IRG–1 Discussion	OPEN.
10:15 a.m.–10:25 a.m	Break	OPEN.
10:25 a.m.–10:50 a.m	IRG–2 Presentation	OPEN.
10:50 a.m.–10:55 a.m	RG–2 Discussion	OPEN.
10:55 a.m.–11:20 a.m	IRG–3 Presentation	OPEN.
11:20 a.m.–11:25 a.m	RG–3 Discussion	OPEN.
11:25 a.m.–11:50 a.m	Education and Outreach Presentation	OPEN.
11:50 a.m.–11:55 a.m	Education and Outreach Discussion	OPEN.
11:55 a.m.–12:10 p.m	NSF PDs and Site Visit Team	CLOSED.
12:10 p.m.–1:10 p.m	Lunch.	
01:15 p.m.–02:15 p.m	Poster Session	OPEN.
02:15 p.m.–02:30 p.m	Panel & NSF Meet MRSEC Director/Exec. Com	OPEN.
02:30 p.m.–03:15 p.m	NSF PDs & Site Visit Team	CLOSED.
03:15 p.m.–03:45 p.m	Debreifing	OPEN.
03:45 p.m	Adjourn.	

Reason for Closing: The work being reviewed during closed portions of the site visit include information of a proprietary or confidential nature, including technical information; financial data, such as salaries and personal information concerning individuals associated with the project. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: February 6, 2019.

Crystal Robinson,

Committee Management Officer.

[FR Doc. 2019–01872 Filed 2–8–19; 8:45 am]

BILLING CODE 7555–01–P

NATIONAL SCIENCE FOUNDATION

Proposal Review Panel for Materials Research; Notice of Meeting

In accordance with the Federal Advisory Committee Act (Pub. L. 92–463, as amended), the National Science Foundation (NSF) announces the following meeting:

Name and Committee Code: University of Texas—Austin MRSEC 2nd year Site Visit (1203).

Date and Time: Tuesday, May 14, 2019; 7:30 a.m.–3:45 p.m.

Place: University of Texas (Austin), 2501 Speedway, C0803, Austin, TX 78712.

Type Of Meeting: Part-Open.

Contact Person: Dr. Daniele Finotello, Program Director, Division of Materials Research, National Science Foundation, 2415 Eisenhower Avenue, Room W 9216, Alexandria, VA 22314; Telephone: (703) 292–4432.

Purpose of Meeting: Site visit to provide an evaluation of the progress of the projects at the host site for the Division of Materials Research at the National Science Foundation.

Agenda

May 14, 2019:

07:30 a.m.–08:30 a.m	Breakfast—NSF PDs and Site Visit Team	OPEN.
08:30 a.m.–09:00 a.m	Transfer to Meeting Site, Introductions, Setup	OPEN.
09:00 a.m.–09:45 a.m	Directors Overview	OPEN.
09:45 a.m.–10:00 a.m	Discussion	OPEN.
10:00 a.m.–10:25 a.m	IRG–1 Presentation	OPEN.
10:25 a.m.–10:30 a.m	IRG–1 Discussion	OPEN.
10:30 a.m.–10:45 a.m	Break	OPEN.
10:45 a.m.–11:10 a.m	IRG–2 Presentation	OPEN.
11:10 a.m.–11:15 a.m	RG–2 Discussion	OPEN.
11:15 a.m.–11:40 a.m	Education and Outreach Presentation	OPEN.
11:40 a.m.–11:45 a.m	Education and Outreach Discussion	OPEN.
11:45 a.m.–12:10 p.m	NSF PDs and Site Visit Team	CLOSED.
12:10 p.m.–01:10 p.m	Lunch.	
01:15 p.m.–02:15 p.m	Poster Session	OPEN.
02:15 p.m.–02:30 p.m	Panel & NSF Meet MRSEC Director/Exec. Com	OPEN.
02:30 p.m.–03:15 p.m	NSF PDs and Site Visit Team (Closed)	CLOSED.
03:15 p.m.–03:45 p.m	Debriefing	OPEN.

03:45 p.m ..... Adjourn.

Reason for Closing: The work being reviewed during closed portions of the site visit include information of a proprietary or confidential nature, including technical information; financial data, such as salaries and personal information concerning individuals associated with the project. These matters are exempt under 5 U.S.C. 552b(c), (4) and (6) of the Government in the Sunshine Act.

Dated: February 6, 2019.

Crystal Robinson,

Committee Management Officer.

[FR Doc. 2019–01868 Filed 2–8–19; 8:45 am]

BILLING CODE 7555–01–P

NUCLEAR REGULATORY COMMISSION

[Docket Nos. 50–390 and 50–391; NRC–2019–0046]

Tennessee Valley Authority; Watts Bar Nuclear Plant, Units 1 and 2

AGENCY: Nuclear Regulatory Commission.

ACTION: Environmental assessment and finding of no significant impact; issuance.

SUMMARY: The U.S. Nuclear Regulatory Commission (NRC) is considering issuance of amendments to licenses held by Tennessee Valley Authority (TVA, the licensee) for the operation of Watts Bar Nuclear Power Plant (WBN), Units 1 and 2. The proposed amendments would revise the WBN, Unit 2 Technical Specification (TS) 4.2.1, Fuel Assemblies, to add a limit on the number of tritium producing burnable absorber rods (TPBARs) that can be irradiated. This license amendment request also provides proposed changes to the WBN, Units 1 and 2 TSs related to the new criticality analyses performed for the spent fuel storage racks. The NRC is issuing an environmental assessment (EA) and finding of no significant impact (FONSI) associated with the proposed license amendments.

DATES: The EA and FONSI referenced in this document is available on February 11, 2019.

ADDRESSES: Please refer to Docket ID NRC–2019–0046 when contacting the NRC about the availability of information regarding this document. You may obtain publicly-available information related to this document using any of the following methods:

- *Federal Rulemaking Website:* Go to *http://www.regulations.gov* and search for Docket ID NRC–2019–0046. Address questions about NRC Docket IDs in *Regulations.gov* to Krupskaya Castellon; telephone: 301–287–9221; email: *Krupskaya.Castellon@nrc.gov*. For technical questions, contact the individual listed in the **FOR FURTHER INFORMATION CONTACT** section of this document.
- *NRC's Agencywide Documents Access and Management System (ADAMS):* You may obtain publicly-available documents online in the ADAMS Public Documents collection at *http://www.nrc.gov/reading-rm/adams.html*. To begin the search, select ''Begin Web-based ADAMS Search.'' For problems with ADAMS, please contact the NRC's Public Document Room (PDR) reference staff at 1–800–397–4209, 301–415–4737, or by email to *pdr.resource@nrc.gov*. The ADAMS accession number for each document referenced (if it is available in ADAMS) is provided the first time that it is mentioned in this document. In addition, for the convenience of the reader, the ADAMS accession numbers are provided in a table in the ''Availability of Documents'' section of this document.
- *NRC's PDR:* You may examine and purchase copies of public documents at the NRC's PDR, Room O1–F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852.

FOR FURTHER INFORMATION CONTACT: John G. Lamb, Office of Nuclear Reactor Regulation, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001; telephone: 301–415–3100; email: *John.Lamb@nrc.gov*.

SUPPLEMENTARY INFORMATION:

I. Introduction

The NRC is considering issuance of amendments to Facility Operating License Nos. NFP–90 and NFP–96, issued to TVA for operation of the WBN, Units 1 and 2, located in Rhea County, Tennessee.

In accordance with section 51.21 of title 10 of the *Code of Federal Regulations* (10 CFR), the NRC prepared the following EA that analyzes the environmental impacts of the proposed licensing action. Based on the results of this EA, and in accordance with 10 CFR 51.31(a), the NRC has determined not to prepare an environmental impact statement for the proposed licensing action, and is issuing a FONSI.

II. Environmental Assessment

Description of the Proposed Action

The proposed action would revise the WBN, Unit 2 TS 4.2.1, Fuel Assemblies to allow up to 1,792 TPBARs to be irradiated in the reactor core. The proposed action would also revise the WBN, Units 1 and 2 TS 3.7.15, Spent Fuel Assembly Storage, to simplify the fuel storage limitations on fuel assemblies by eliminating the burnup-related criteria; TS 3.9.9, Spent Fuel Pool Boron Concentration, to modify the minimum fuel storage pool boron concentration during refueling operations when fuel is stored in the pool; and TS 4.3, Fuel Storage, to replace the storage limitations on fuel assembly burnup and storage with a single requirement to maintain a specified boron concentration in the spent fuel pool. The proposed action would also add the WBN, Units 1 and 2 TS 3.7.18, Fuel Storage Pool Boron Concentration, to specify the minimum fuel storage pool boron concentration when fuel is stored in the pool, and TS 5.7.2.21, Spent Fuel Storage Rack Neutron Absorber Monitoring Program, to monitor the condition of the neutron absorber material used in the spent fuel pool storage racks to ensure it will continue to perform its assumed design functions.

The proposed action is also described in the licensee's application dated December 20, 2017 (ADAMS Accession No. ML17354B282), as supplemented by letters dated February 15, 2018 (ADAMS Accession No. ML18047A181), April 9, 2018 (ADAMS Accession No. ML18100A953) and October 4, 2018 (ADAMS Accession No. ML18283A107).

Need for the Proposed Action

The U.S. Department of Energy (DOE) and TVA are cooperating in a program to produce tritium for the National Security Stockpile by irradiating TPBARs at the WBN site. Tritium is produced when the neutrons produced by nuclear fission in the core are absorbed by the lithium target material of the TPBAR. A solid zirconium metal cladding covering the TPBAR (called a getter) captures the tritium produced. Most of the tritium is contained within the TPBAR, however, some tritium permeates through the TPBAR cladding and is released into the reactor coolant system.

This proposed action is needed to support the DOE, National Nuclear Security Administration, national security stockpile needs in accordance

with Public Law (Pub. L.) 106–65. Section 3134 of Public Law 106–65 directs the Secretary of Energy to produce new tritium at TVA's WBN site. By letter dated June 23, 2016 (ADAMS Accession No. ML18283A107), the NRC approved a similar amendment to irradiate 1,792 TPBARs in the WBN, Unit 1 reactor core. The EA and FONSI for that licensing action was completed June 23, 2016, and can be found in ADAMS (Accession No. ML16138A045).

Environmental Impacts of the Proposed Action

The proposed action consists of revising the WBN, Unit 2 TSs to allow and limit the number of TPBARs that can be irradiated in the reactor core. This license amendment request also provides proposed changes for both the WBN, Units 1 and 2 TSs related to the new criticality analyses performed for the spent fuel storage racks to allow the proper safe handling and storage of spent fuel, including TPBARs, at the WBN site.

The radiological and nonradiological impacts on the environment that may result from the proposed action are summarized below.

Non-Radiological Impacts

The proposed changes would have no direct impacts on land use or water resources, including terrestrial and aquatic biota, as they involve no new construction or modification of plant operational systems. There would be no changes to the quality or quantity of nonradiological effluents and no need to change the plant's National Pollutant Discharge Elimination System permit. There would be no changes in air pollutant emissions or ambient air quality from the proposed changes. In addition, there would be no noticeable effect on socioeconomic conditions in the region, no environment justice impacts, and no impacts to historic and cultural resources from the proposed TS changes. Therefore, there are no significant nonradiological environmental impacts associated with the proposed action.

Radiological Impacts

Radioactive Gaseous and Liquid Effluents and Solid Waste

The WBN, Units 1 and 2, utilize waste treatment systems to collect, process, recycle, and dispose of gaseous and liquid effluents and solid wastes that contain radioactive material in a safe and controlled manner within NRC and U.S. Environmental Protection Agency's radiation safety standards. Implementation of the proposed action would result in allowing the WBN, Unit 2, to irradiate up to 1,792 TPBARs, per cycle in the reactor core. This is the same number of TPBARs authorized by the NRC for the WBN, Unit 1 reactor core. This would also affect the quantities of radioactive material generated from WBN, Unit 2 as some tritium permeates through the TPBAR cladding and is released into the reactor coolant system. The average observed TPBAR tritium permeation rate for the WBN, Unit 1 tritium production is approximately 3 Curi per TPBAR per year (Ci/TPBAR/year), with the maximum observed permeation rate being approximately 4.8 Ci/TPBAR/year. For the purposes of assessing the environmental impacts and regulatory compliance of this proposed action for the WBN, Unit 2 tritium production, TVA assumed a core load of 1,792 TPBARs with a permeation rate of 5.0 Ci/TPBAR/year of tritium, which is a conservative source term that bounds the observed and maximum TPBAR tritium permeation rate. While the quantity of tritium generated during plant operations will increase under the proposed action, current radioactive waste treatment systems will be able to handle that increase according to TVA.

Radioactive Gaseous Effluents

The WBN, Unit 2, maintains a gaseous waste management system (GWMS) that is designed to process and control the release of radioactive gaseous effluents into the environment in accordance with the requirements of 10 CFR 20.1301, Dose limits for individual members of the public, and to ensure consistency with the as low as reasonably achievable (ALARA) dose objectives set forth in appendix I to 10 CFR part 50.

As stated above relative to TVA's license amendment request, TVA assumed a core load of 1,792 TPBARs with a permeation rate of 5.0 Ci/TPBAR/year of tritium, which is a conservative source term that bounds the observed and maximum TPBAR tritium permeation rate as seen from the WBN, Unit 1 tritium production.

To determine whether the gaseous effluents would fall within the requirements of 10 CFR 20.1301, TVA calculated the sum of the ratios of each isotope concentration (C) to its corresponding gaseous Effluent Concentration Limit (ECL, as listed in 10 CFR part 20, appendix B, Table 2, Column 1). Consistent with the requirements of 10 CFR 20.1302(b)(2)(i), a C/ECL sum of less than 1.0 indicates that the annual average effluent release is within the limits of 10 CFR 20.1301. Tables 4.1–31 and 32 of the license amendment request demonstrate that TVA's calculated C/ECL sums for gaseous effluent releases at the WBN, Unit 2 from an assumed core load of 1,792 TPBARs for containment purge without filtration would be 4.52×10^{-1} and would be 4.01×10^{-1} with continuous filtration. TVA's calculated C/ECL sums for gaseous effluent releases for both of the WBN, Units 1 and 2 (dual operation) for containment purge without filtration would be 9.12×10^{-1} and would be 8.02×10^{-1} with continuous filtration. Both sets of numbers are within the maximum C/ECL limit of 1.0 according to TVA.

To determine whether the gaseous effluents are consistent with the ALARA dose objectives set forth in appendix I to 10 CFR part 50 (which are per-unit numbers) TVA calculated bounding public doses from the applicable plant effluent dose pathways with the tritium release attributable to TPBAR permeability. These doses were based on an assumed core load of 1,792 TPBARs and the methods and assumptions in the current WBN Offsite Dose Calculation Manual (ODCM), (documented in the Watts Bar Nuclear Plant 2017, Annual Radioactive Effluent Release Report (ADAMS Accession No. ML18120A138). TVA calculated that the Whole Body dose to a Maximally Exposed Individual from the WBN, Unit 2 would be 0.63 millirem (mrem) (0.0063 millisievert (mSv)), which is much less than the Whole Body dose objective in appendix I to 10 CFR part 50 of 5.00 mrem (0.05 mSv). TVA also calculated that the Organ Dose (Thyroid) to the Maximally Exposed Individual from the WBN, Unit 2 would be 8.30 mrem (0.083 mSv), which is less than the Organ dose objective in appendix I to 10 CFR part 50 of 15.00 mrem (0.15 mSv).

Doses would be assumed to double (1.26 mrem or 0.0126 mSv Whole Body and 16.6 mrem or 0.166 mSv Organ Dose (Thyroid)) for dual reactor tritium production at both the WBN, Units 1 and 2, which would be within the appendix I to 10 CFR part 50 dose objective as they are per-unit numbers as stated above, and would also double according to TVA.

Based on the above, the NRC staff finds that the TVA's analyses have demonstrated that WBN, Unit 2, can be operated with the proposed maximum core loading of 1,792 TPBARs and that the current GWMS can maintain the gaseous effluents within the Effluent Concentration Limits listed in 10 CFR part 20, appendix B to meet the dose limit requirements to members of the public in 10 CFR 20.1301, as well as maintain doses to the public ALARA as per the dose objectives set forth in

appendix I to 10 CFR part 50. Therefore, the NRC staff concludes that there would be no significant radiological impact from gaseous effluents under the proposed action.

Radioactive Liquid Effluents

The WBN, Unit 2 liquid radioactive waste system (LRWS) is used to collect and process radioactive liquid wastes to reduce radioactivity and chemical concentrations to levels acceptable for discharge to the environment according to TVA. The LRWS maintains sufficient processing capability so that liquid waste may be discharged to the environment below the regulatory limits of 10 CFR 20.1301 and consistent with the ALARA dose objectives in appendix I to 10 CFR part 50. The WBN, Units 1 and 2 share three large storage tanks in the LRWS, which includes a Tritiated Water Storage Tank with a capacity of 500,000 gallons. This storage tank supports managing large volume/high tritium concentrations in the reactor coolant system for both Units 1 and 2. These storage tanks can be used for liquid effluent holdup, dilution, and timing of releases to ensure that regulatory requirements are met. Release of radioactive liquids from the LRWS only occurs after laboratory analysis of the storage tank contents. If the activity is found to be above ODCM limits, the liquid waste streams are returned to the system for further processing by a mobile demineralizer. If the activity is found to be below the ODCM limits, the liquid waste stream is pumped to a discharge pipe where it is monitored for radiation levels and flowrate before it enters the Cooling Tower Blowdown line, where it can ultimately be discharged by permit into the Tennessee River.

To determine whether the liquid effluents are within the requirements of 10 CFR 20.1301, TVA calculated the sum of the ratios of each isotope concentration (C) to its corresponding liquid Effluent Concentration Limit (ECL as listed in 10 CFR part 20, appendix B, Table 2, Column 2). Consistent with the requirements of 10 CFR 20.1302(b)(2)(i), a C/ECL sum of less than 1.0 indicates that the annual average effluent release is within the limits of 10 CFR 20.1301. Tables 4.1–28 through 30 of the license amendment request show TVA's calculated C/ECL sums for liquid effluent releases from an assumed core load of 1,792 TPBARs. Table 4.1–28 indicates that extended effluent releases, without processing the liquid radioactive waste streams through the mobile demineralizer or allowing for sufficient dilution of the radioactive waste stream, would not meet the regulatory requirements of 10 CFR 20.1301. The calculated C/ECL for the WBN, Unit 2 in this scenario is 5.23, which is greater than the maximum allowable C/ECL of 1.0. Dual operation of both the WBN, Units 1 and 2 in this scenario would yield a C/ECL of 10.5.

To ensure that the effluent concentration limits of 10 CFR 20.1301 are met, Section 11.2.6.5 of the Final Safety Analysis Report states that ''No untreated wastes are released unless they are below the Lower Limit of Detection.'' Table 4.1–29 of the license amendment request demonstrates that TVA's calculated C/ECL sum for liquid effluent releases for the WBN, Unit 2 processed through the mobile demineralizer would be 4.18×10^{-1}. Dual operation of both the WBN, Units 1 and 2 in this scenario would yield a C/ECL of 8.35×10^{-1}. Table 4.1–30 demonstrates that TVA's calculated C/ECL for liquid effluents not processed through the mobile demineralizer, but sufficiently diluted before release, would be 4.23×10^{-1}. Dual operation of both the WBN, Units 1 and 2 in this scenario would yield a C/ECL of 8.47×10^{-1}. All numbers for both scenarios are within the maximum C/ECL limit of 1.0.

To determine whether the liquid effluents are consistent with the ALARA dose objectives set forth in appendix I to 10 CFR part 50, TVA calculated bounding public doses from the applicable plant effluent dose pathways with the tritium release attributable to TPBAR permeability. These doses were based on an assumed core load of 1,792 TPBARs and the methods and assumptions in the current ODCM. TVA calculated that the Whole Body dose to a Maximally Exposed Individual from liquid effluents would be 0.37 mrem (0.0037 mSv), which is much less than the Whole Body dose objective in appendix I to 10 CFR part 50 of 3.00 mrem (0.03 mSv). TVA also calculated that the Organ Dose (Liver) to the Maximally Exposed Individual from liquid effluents would be 0.49 mrem (0.0049 mSv), which is much less than the Organ dose objective in appendix I to 10 CFR part 50 of 10.00 mrem (0.15 mSv).

Doses would be assumed to double (0.74 mrem or 0.0074 mSv Whole Body and 0.98 mrem or 0.098 mSv Organ Dose (Liver)) for dual reactor tritium production at both the WBN, Units 1 and 2, which would be within the appendix I to 10 CFR part 50 dose objective as they are per-unit numbers as stated above, and would also double according to TVA.

The NRC staff finds that TVA has demonstrated that WBN, Unit 2, can be operated with the proposed maximum core loading of 1,792 TPBARs, and that with processing of the liquid radioactive waste streams through the demineralizer, or allowing for proper dilution of the liquid radioactive waste streams, the current LRWS can maintain the liquid effluents within the Effluent Concentration Limits listed in 10 CFR part 20, appendix B. Specifically, doses from liquid effluents would meet the requirements regarding members of the public in 10 CFR 20.1301 as well as maintain the public ALARA dose objectives set forth in appendix I to 10 CFR part 50. Therefore, the NRC staff concludes that there would be no significant radiological impact from gaseous effluents under the proposed action.

Solid Radioactive Wastes

Solid radioactive wastes generated by nuclear power plant operations at WBN, Units 1 and 2, are processed, packaged, and stored until they are shipped offsite to a vendor for further processing or to a licensed facility for permanent disposal, or both. The storage areas have restricted access and shielding to reduce radiation rates to plant workers. Solid radioactive wastes are packaged and transported in compliance with NRC's regulations in 10 CFR parts 61, Licensing Requirements for Land Disposal of Radioactive Waste, and 71, Packaging and Transportation of Radioactive Material, and the U.S. Department of Transportation regulations in 49 CFR parts 170 through 179; and to maintain the dose limits of 10 CFR 20.1201, 10 CFR 20.1301, and design objectives in appendix I to 10 CFR part 50.

Implementation of the proposed action would increase the activity and volume of solid radioactive waste due to the irradiation of the TPBAR base plates and thimble plugs, which remain after TPBAR consolidation activities. For the consolidation process, plant operators will remove the irradiated TPBAR assemblies from the spent fuel assemblies, disassemble all the irradiated TPBARs for consolidation, and place them into consolidation canisters. Operators will return the loaded consolidation canisters to the spent fuel racks, where they will remain until removed from the site. Offsite shipment and ultimate disposal would be conducted in accordance with agreements between TVA and DOE. The disposal volume of the TPBAR base plates and thimble plugs is estimated to be 33.3 cubic feet (0.942 cubic meters) per year. This additional volume represents a slight increase in the WBN, Units 1 and 2, annual estimated solid

waste generation from 65,640 cubic feet (1859 cubic meters) per year to 65,706 cubic feet (1861 cubic meters) per year. This projected increase in volume can be handled by the existing equipment and plant procedures that control radioactive solid waste handling without modification. The estimated increase in activity inventory attributable to the handling of the TPBAR base plates and thimble plugs ranges from approximately 3,600 Ci/yr (1.33×10^{14} Bq/yr) to 11,060 Ci/yr (4.09×10^{14} Bq/yr). While there would be increased activity associated with implementation of the proposed action, the existing equipment and plant procedures that control radioactive solid waste handling will continue to be used to maintain plant personnel exposures within the dose limits of 10 CFR 20.1201, 10 CFR 20.1301, and design objectives in 10 CFR part 50, appendix I. Based on the above, the NRC staff concludes that there would be no significant radiological impact from solid radioactive waste management under the proposed action.

Spent Fuel Generation, Storage, and Handling

The number of spent fuel bundles would increase by approximately four per cycle with implementation of the proposed action. WBN, Units 1 and 2, currently store spent fuel in spent fuel pools on site and in an independent spent fuel storage installation. There will be adequate spent fuel storage available on site, therefore, the NRC staff concludes that there would be no significant radiological impact from spent fuel generation and storage under the proposed action.

As stated above in Section II of this document, the proposed action would also revise the WBN, Units 1 and 2 TS 3.7.15, Spent Fuel Assembly Storage, to simplify the fuel storage limitations on fuel assemblies by eliminating the burnup-related criteria; TS 3.9.9, Spent Fuel Pool Boron Concentration, to modify the minimum fuel storage pool boron concentration during refueling operations when fuel is stored in the pool; and TS 4.3, Fuel Storage, to replace the storage limitations on fuel assembly burnup and storage with a single requirement to maintain a specified boron concentration in the spent fuel pool. The proposed action would also add the WBN, Units 1 and 2 TS 3.7.18, Fuel Storage Pool Boron Concentration, to specify the minimum fuel storage pool boron concentration when fuel is stored in the pool, and TS 5.7.2.21, Spent Fuel Storage Rack Neutron Absorber Monitoring Program, to monitor the condition of the neutron absorber material used in the spent fuel pool storage racks to ensure it will continue to perform its assumed design functions. These proposed changes would have no direct radiological environmental impacts. There would be no change to the types or amounts of radioactive effluents that may be released and, therefore, no change in occupational or public radiation exposure from the proposed changes. No changes would be made to plant buildings or the site property from these proposed changes. Therefore, there would be no significant radiological environmental impacts associated with these TS changes.

Occupational Radiation Doses

At WBN, Units 1 and 2, TVA maintains a radiation protection program to monitor radiation levels throughout the nuclear power plant to establish appropriate work controls, training, temporary shielding, and protective equipment requirements so that worker doses will remain within the dose limits of 10 CFR part 20, subpart C, Occupational Dose Limits. Implementation of the proposed action would affect the quantities of radioactive material generated during plant operations since some tritium permeates through the TPBAR cladding and is released into the reactor coolant system, as previously described.

Separate from the environmental review for this EA, the NRC staff is evaluating the licensee's technical and safety analyses provided in TVA's license amendment request to ensure the licensee continues to meet NRC regulatory requirements for occupational dose. The results of the NRC staff's safety review and conclusion will be documented in a safety evaluation that will be made publicly available following issuance of the EA. If the NRC staff concludes in the safety evaluation that the requested number of 1,792 TPBARs that can be irradiated, per cycle, in the WBN, Unit 2 core and the proposed changes related to the new criticality analyses performed for the spent fuel storage racks comply with NRC regulations for occupational dose, then granting the proposed license amendments will not have a significant radiological impact to workers.

Design-Basis Accidents

Design-basis accidents are evaluated by both TVA and the NRC staff to ensure that WBN, Units 1 and 2, can withstand the spectrum of postulated accidents without undue hazard to public health and safety and ensure the protection of the environment.

The NRC staff is evaluating the licensee's technical and safety analyses provided in the proposed license amendments to ensure the licensee continues to meet the NRC regulatory requirements for safe operation. The results of the NRC staff's safety review and conclusion will be documented in a safety evaluation that will be made publicly available following issuance of the EA. If the NRC staff concludes in the safety evaluation that 1,792 TPBARs irradiated, per cycle, in the WBN, Unit 2 core and the proposed changes related to the new criticality analyses performed for the spent fuel storage racks comply with NRC regulations, and there is reasonable assurance that public health and safety will not be endangered, then granting the proposed license amendments will not have a significant environmental impact.

Radiological Impacts Summary

Based on the radiological evaluations presented in this EA, with the exception of the impacts associated with occupational dose and design-basis accidents, which the NRC staff are evaluating separately, implementation of the proposed action would not result in any significant radiological impacts. If the NRC staff concludes in the safety evaluation that 1,792 TPBARs irradiated, per cycle, in the WBN, Unit 2 core and the proposed changes related to the new criticality analyses performed for the spent fuel storage racks comply with NRC regulations, and there is reasonable assurance that public health and safety will not be endangered, then granting the proposed license amendments will not have a significant radiological impact to workers or the environment.

Environmental Impacts of the Alternatives to the Proposed Action

As an alternative to the proposed action, the NRC staff considered denial of the license amendment request (*i.e.,* the no-action alternative). Denial of the license amendment request would result in no change in current environmental impacts. Accordingly, the environmental impacts of the proposed action and the no-action alternative are similar.

Alternative Use of Resources

There are no unresolved conflicts concerning alternative uses of available resources under the proposed action.

Agencies and Persons Consulted

An official of the State of the Tennessee was notified about the environmental assessment and the state official had no comments.

III. Finding of No Significant Impact

The licensee has requested license amendments pursuant to 10 CFR 50.90, Application for amendment of license, construction permit, or early site permit, to revise the WBN, Unit 2 TSs to allow up to 1,792 TPBARs to be irradiated in the reactor core. The license amendments also provide proposed changes for both the WBN, Units 1 and 2 TSs related to the new criticality analyses performed for the spent fuel storage racks to allow the proper safe handling and storage of spent fuel, including TPBARs, at the WBN site. The NRC is considering issuing the requested amendments. The proposed action would not significantly affect plant safety, would not have a significant adverse effect on the probability of an accident occurring, and would not have any significant radiological or nonradiological impacts. The reason the environment would not be significantly affected is because while the proposed changes would result in increased radiological plant effluents and offsite doses, those numbers would still be within the regulatory limits as stated in 10 CFR part 20 and design objectives in appendix I to 10 CFR part 50. This FONSI incorporates by reference the EA in Section II of this notice. Therefore, the NRC concludes that the proposed action will not have a significant effect on the quality of the human environment. Accordingly, the NRC has determined there is no need to prepare an environmental impact statement for the proposed action.

Previous considerations regarding the environmental impacts of operating Watts Bar, Units 1 and 2, in accordance with their operating licenses, are described in NUREG–0498, Final Environmental Statement Related to Operation of Watts Bar Nuclear Plant, Units 1 and 2, dated December 1978, and NUREG–0498, Supplement 1, dated April 1995, and NUREG–0498, Supplement 2, Final Environmental Statement Related to Operation of Watts Bar Nuclear Plant, Unit 2, dated May 2013 (ADAMS Package Accession Nos. ML082540803, ML081430592, and ML13144A092).

This FONSI and other related environmental documents may be examined, and/or copied for a fee, at the NRC's PDR, located at One White Flint North, 11555 Rockville Pike, Rockville, Maryland 20852. Publicly-available records are also accessible online in the ADAMS Public Documents collection at *http://www.nrc.gov/reading-rm/adams.html.* Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS should contact the NRC's PDR reference staff by telephone at 1–800–397–4209 or 301–415–4737, or by email to *pdr.resource@nrc.gov*.

IV. Availability of Documents

The documents identified in the following table are available to interested persons through ADAMS.

Document	ADAMS accession No.
NUREG–0498—Final Environmental Statement Related to Operation of Watts Bar Nuclear Plant, Units 1 and 2, dated December 1978.	ML082540803
NUREG–0498—Final Environmental Statement Related to the Operation of Watts Bar Nuclear Plant, Units 1 and 2, Supplement 1, dated April 1995.	ML081430592
NUREG–0498—Final Environmental Statement Related to the Operation of Watts Bar Nuclear Plant, Unit 2, Supplement 2, dated May 2013.	ML13144A092
Watts Bar Nuclear Plant, Unit 1: Environmental Assessment and Finding of No Significant Impact Related to License Amendment Request to Revise Technical Specification 4.2.1, Fuel Assemblies, dated June 23, 2016.	ML16138A045
TVA letter to NRC, Application to Revise Watts Bar Unit 2 Technical Specification 4.2.1, Fuel Assemblies, and Watts Bar Units 1 and 2 Technical Specifications Related to Fuel Storage (WBN–TS–17–028), dated December 20, 2017.	ML17354B282
TVA letter to NRC, Correction to Application to Revise Watts Bar Unit 2 Technical Specification 4.2.1, Fuel Assemblies, and Watts Bar Units 1 and 2 Technical Specifications Related to Fuel Storage (WBN–TS–17–028), dated April 9, 2018.	ML18100A953
TVA letter to NRC, Response to Request for Additional Information Regarding Application to Revise Watts Bar Unit 2 Technical Specification 4.2.1, Fuel Assemblies, and Watts Bar Units 1 and 2 Technical Specifications Related to Fuel Storage (WBN–TS–17–028) (EPID L–2017–LLA–0427), dated October 4, 2018.	ML18283A107
WBN Offsite Dose Calculation Manual, as documented in the Watts Bar Nuclear Plant Annual Radioactive Effluent Release Report—2017, dated April 30, 2018.	ML18120A138

Dated at Rockville, Maryland, this 6th day of February 2019.

For the Nuclear Regulatory Commission.

John G. Lamb,

Senior Project Manager, Special Projects and Process Branch, Division of Operating Reactor Licensing, Office of Nuclear Reactor Regulation.

[FR Doc. 2019–01859 Filed 2–8–19; 8:45 am]

BILLING CODE 7590–01–P

SECURITIES AND EXCHANGE COMMISSION

[Investment Company Act Release No. 33368; 812–14965]

Yleana Advisors, LLC and Yleana Trust

February 6, 2019.

AGENCY: Securities and Exchange Commission (''Commission'').

ACTION: Notice.

Notice of an application for an order under section 6(c) of the Investment Company Act of 1940 (the ''Act'') for an exemption from sections 2(a)(32), 5(a)(1), 22(d), and 22(e) of the Act and rule 22c–1 under the Act, under sections 6(c) and 17(b) of the Act for an exemption from sections 17(a)(1) and 17(a)(2) of the Act, and under section 12(d)(1)(J) for an exemption from sections 12(d)(1)(A) and 12(d)(1)(B) of the Act. The requested order would permit (a) index-based series of certain open-end management investment companies (''Funds'') to issue shares redeemable in large aggregations (''Creation Units''); (b) secondary market transactions in Fund shares to occur at negotiated market prices rather than at net asset value (''NAV''); (c) certain Funds to pay redemption proceeds, under certain circumstances, more than seven days after the tender of shares for redemption; (d) certain affiliated persons of a Fund to deposit securities into, and receive securities from, the Fund in connection with the purchase and redemption of Creation Units; (e) certain registered management investment companies and unit

investment trusts outside of the same group of investment companies as the Funds (''Funds of Funds'') to acquire shares of the Funds; (f) certain Funds (''Feeder Funds'') to create and redeem Creation Units in-kind in a master-feeder structure; and (g) certain Funds to issue Shares in less than Creation Unit size to investors participating in a distribution reinvestment program.

APPLICANTS: Yleana Trust (the ''Trust''), a Delaware statutory trust, which is registered under the Act as an open-end management investment company with multiple series, and Yleana Advisors, LLC (the ''Initial Adviser''), a Delaware limited liability company registered as an investment adviser under the Investment Advisers Act of 1940.

FILING DATES: The application was filed on October 16, 2018, and amended on December 31, 2018 and January 31, 2019.

HEARING OR NOTIFICATION OF HEARING: An order granting the requested relief will be issued unless the Commission orders a hearing. Interested persons may request a hearing by writing to the Commission's Secretary and serving applicants with a copy of the request, personally or by mail. Hearing requests should be received by the Commission by 5:30 p.m. on March 4, 2019, and should be accompanied by proof of service on applicants, in the form of an affidavit, or for lawyers, a certificate of service. Pursuant to rule 0–5 under the Act, hearing requests should state the nature of the writer's interest, any facts bearing upon the desirability of a hearing on the matter, the reason for the request, and the issues contested. Persons who wish to be notified of a hearing may request notification by writing to the Commission's Secretary.

ADDRESSES: Secretary, Securities and Exchange Commission, 100 F Street NE, Washington, DC 20549–1090; Applicants: Allison M. Fumai, Esq. and Stuart M. Strauss, Esq., Dechert LLP, 1095 Avenue of the Americas, New York, New York 10036.

FOR FURTHER INFORMATION CONTACT: Jill Corrigan, Senior Counsel, at (202) 551–8929, or Parisa Haghshenas, Branch Chief, at (202) 551–6723 (Division of Investment Management, Chief Counsel's Office).

SUPPLEMENTARY INFORMATION: The following is a summary of the application. The complete application may be obtained via the Commission's website by searching for the file number, or for an applicant using the Company name box, at *http://www.sec.gov/search/search.htm* or by calling (202) 551–8090.

Summary of the Application

1. Applicants request an order that would allow Funds to operate as index exchange traded funds (''ETFs'').[1] Fund shares will be purchased and redeemed at their NAV in Creation Units (other than pursuant to a distribution reinvestment program, as described in the application). All orders to purchase Creation Units and all redemption requests will be placed by or through an ''Authorized Participant,'' which will have signed a participant agreement with the Distributor. Shares will be listed and traded individually on a national securities exchange, where share prices will be based on the current bid/offer market. Certain Funds may operate as Feeder Funds in a master-feeder structure. Any order granting the requested relief would be subject to the terms and conditions stated in the application.

2. Each Fund will hold investment positions selected to correspond closely to the performance of an Underlying Index. In the case of Self-Indexing Funds, an affiliated person, as defined in section 2(a)(3) of the Act (''Affiliated Person''), or an affiliated person of an Affiliated Person (''Second-Tier Affiliate''), of the Trust or a Fund, of the Adviser, of any sub-adviser to or promoter of a Fund, or of the Distributor will compile, create, sponsor or maintain the Underlying Index.[2]

3. Shares will be purchased and redeemed in Creation Units and generally on an in-kind basis, or issued in less than Creation Unit size to investors participating in a distribution reinvestment program. Except where the purchase or redemption will include cash under the limited circumstances specified in the application, purchasers will be required to purchase Creation Units by depositing specified instruments (''Deposit Instruments''), and shareholders redeeming their shares will receive specified instruments (''Redemption Instruments''). The Deposit Instruments and the Redemption Instruments will each correspond pro rata to the positions in the Fund's portfolio (including cash positions) except as specified in the application.

4. Because shares will not be individually redeemable, applicants request an exemption from section 5(a)(1) and section 2(a)(32) of the Act that would permit the Funds to register as open-end management investment companies and issue shares that are redeemable in Creation Units (other than pursuant to a dividend reinvestment program).

5. Applicants also request an exemption from section 22(d) of the Act and rule 22c–1 under the Act as secondary market trading in shares will take place at negotiated prices, not at a current offering price described in a Fund's prospectus, and not at a price based on NAV. Applicants state that (a) secondary market trading in shares does not involve a Fund as a party and will not result in dilution of an investment in shares, and (b) to the extent different prices exist during a given trading day, or from day to day, such variances occur as a result of third-party market forces, such as supply and demand. Therefore, applicants assert that secondary market transactions in shares will not lead to discrimination or preferential treatment among purchasers. Finally, applicants represent that share market prices will be disciplined by arbitrage opportunities, which should prevent shares from trading at a material discount or premium from NAV.

6. With respect to Funds that effect creations and redemptions of Creation Units in kind and that are based on certain Underlying Indexes that include foreign securities, applicants request relief from the requirement imposed by section 22(e) in order to allow such Funds to pay redemption proceeds within fifteen calendar days following the tender of Creation Units for redemption. Applicants assert that the requested relief would not be inconsistent with the spirit and intent of section 22(e) to prevent unreasonable, undisclosed or unforeseen delays in the actual payment of redemption proceeds.

7. Applicants request an exemption to permit Funds of Funds to acquire Fund shares beyond the limits of section 12(d)(1)(A) of the Act; and the Funds, and any principal underwriter for the Funds, and/or any broker or dealer

[1] Applicants request that the order apply to the Initial Fund and any additional series of the Trust, and any other existing or future open-end management investment company or existing or future series thereof (each, included in the term ''Fund''), each of which will operate as an ETF, and their respective existing or future master funds, and will track a specified index comprised of domestic and/or foreign equity securities and/or domestic and/or foreign fixed income securities (each, an ''Underlying Index''). Any Fund will (a) be advised by the Initial Adviser or an entity controlling, controlled by, or under common control with the Initial Adviser (each of the foregoing and any successor thereto, an ''Adviser'') and (b) comply with the terms and conditions of the application. For purposes of the requested order, a ''successor'' is limited to an entity or entities that result from a reorganization into another jurisdiction or a change in the type of business organization.

[2] Each Self-Indexing Fund will post on its website the identities and quantities of the investment positions that will form the basis for the Fund's calculation of its NAV at the end of the day. Applicants believe that requiring Self-Indexing Funds to maintain full portfolio transparency will help address, together with other protections, conflicts of interest with respect to such Funds.

registered under the Exchange Act, to sell shares to Funds of Funds beyond the limits of section 12(d)(1)(B) of the Act. The application's terms and conditions are designed to, among other things, help prevent any potential (i) undue influence over a Fund through control or voting power, or in connection with certain services, transactions, and underwritings, (ii) excessive layering of fees, and (iii) overly complex fund structures, which are the concerns underlying the limits in sections 12(d)(1)(A) and (B) of the Act.

8. Applicants request an exemption from sections 17(a)(1) and 17(a)(2) of the Act to permit persons that are Affiliated Persons, or Second Tier Affiliates, of the Funds, solely by virtue of certain ownership interests, to effectuate purchases and redemptions in-kind. The deposit procedures for in-kind purchases of Creation Units and the redemption procedures for in-kind redemptions of Creation Units will be the same for all purchases and redemptions, and Deposit Instruments and Redemption Instruments will be valued in the same manner as those investment positions currently held by the Funds. Applicants also seek relief from the prohibitions on affiliated transactions in section 17(a) to permit a Fund to sell its shares to and redeem its shares from a Fund of Funds, and to engage in the accompanying in-kind transactions with the Fund of Funds.[3] The purchase of Creation Units by a Fund of Funds directly from a Fund will be accomplished in accordance with the policies of the Fund of Funds and will be based on the NAVs of the Funds.

9. Applicants also request relief to permit a Feeder Fund to acquire shares of another registered investment company managed by the Adviser having substantially the same investment objectives as the Feeder Fund (''Master Fund'') beyond the limitations in section 12(d)(1)(A) and permit the Master Fund, and any principal underwriter for the Master Fund, to sell shares of the Master Fund to the Feeder Fund beyond the limitations in section 12(d)(1)(B).

10. Section 6(c) of the Act permits the Commission to exempt any persons or transactions from any provision of the Act if such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act. Section 12(d)(1)(J) of the Act provides that the Commission may exempt any person, security, or transaction, or any class or classes of persons, securities, or transactions, from any provision of section 12(d)(1) if the exemption is consistent with the public interest and the protection of investors. Section 17(b) of the Act authorizes the Commission to grant an order permitting a transaction otherwise prohibited by section 17(a) if it finds that (a) the terms of the proposed transaction are fair and reasonable and do not involve overreaching on the part of any person concerned; (b) the proposed transaction is consistent with the policies of each registered investment company involved; and (c) the proposed transaction is consistent with the general purposes of the Act.

For the Commission, by the Division of Investment Management, under delegated authority.

Eduardo A. Aleman,

Deputy Secretary.

[FR Doc. 2019–01887 Filed 2–8–19; 8:45 am]

BILLING CODE 8011–01–P

[3] The requested relief would apply to direct sales of shares in Creation Units by a Fund to a Fund of Funds and redemptions of those shares. Applicants, moreover, are not seeking relief from section 17(a) for, and the requested relief will not apply to, transactions where a Fund could be deemed an Affiliated Person, or a Second-Tier Affiliate, of a Fund of Funds because an Adviser or an entity controlling, controlled by or under common control with an Adviser provides investment advisory services to that Fund of Funds.

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34–85052; File No. SR–BOX–2019–01]

Self-Regulatory Organizations; BOX Exchange LLC; Notice of Filing and Immediate Effectiveness of a Proposed Rule Change To Clarify That Multi-Leg Qualified Open Outcry Orders Are Permitted on the BOX Trading Floor

February 5, 2019.

Pursuant to Section 19(b)(1) of the Securities Exchange Act of 1934 (''Act''),[1] and Rule 19b–4 thereunder,[2] notice is hereby given that on January 30, 2019, BOX Exchange LLC (the ''Exchange'') filed with the Securities and Exchange Commission (''Commission'') the proposed rule change as described in Items I and II below, which Items have been prepared by the self-regulatory organization. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

[1] 15 U.S.C. 78s(b)(1).

[2] 17 CFR 240.19b–4.

I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The Exchange proposes to make multi-leg QOO Orders available on the BOX Trading Floor. The text of the proposed rule change is available from the principal office of the Exchange, at the Commission's Public Reference Room and also on the Exchange's internet website at *http://boxoptions.com.*

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of, and basis for, the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The self-regulatory organization has prepared summaries, set forth in Sections A, B, and C below, of the most significant aspects of such statements.

A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

1. Purpose

In August 2017, the Securities and Exchange Commission (''SEC'' or ''Commission'') approved the Exchange's proposal to adopt rules for an open outcry trading floor.[3] Among the approved rules was BOX Rule 7600(a)(4) which stated that ''QOO Orders may be multi-leg orders up to four (4) legs, including Complex Orders as defined in Rule 7240(a)(5) and tied to hedge orders as defined in IM–7600–2.'' [4] The Exchange notes that while this

[3] *See* Securities Exchange Act Release No. 81292 (August 2, 2017), 82 FR 37144 (August 8, 2017) (Order Approving a Proposed Rule Change, as Modified by Amendment Nos. 1 and 2, To Adopt Rules for an Open-Outcry Trading Floor).

[4] The Exchange notes it recently amended this rule to provide the ability for the Exchange to determine the applicable number of legs for a Complex QOO Order. *See* Securities Exchange Act Release No. 84340 (October 2, 2018), 83 FR 50718 (October 9, 2018) (Notice of Filing and Immediate Effectiveness SR–BOX–2018–30). In this filing, the Exchange stated that only orders that meet the definition of a Complex Order are allowed to trade on the BOX Trading Floor. The Exchange now proposes, due to technology enhancements, to make such multi-leg QOO Orders that do not meet the definition of a Complex Order available on the BOX Trading Floor. Upon approval, multi-leg QOO orders that are entered into the system will be accepted and executed pursuant to Rule 7600(c). The Exchange notes that Complex Order priority provisions do not apply to multi-leg QOO Orders.

Continued

rule currently allows for multi-leg QOO Orders that do not meet the definition of a Complex Order [5] to trade on the BOX Trading Floor, such multi-leg QOO Orders are not currently traded. Due to technology enhancements, the Exchange now proposes to make these multi-leg QOO Orders available on the BOX Trading Floor.[6] As such, the Exchange proposes to add rule text that states that the priority rules for Complex Orders contained in Rule 7240(b)(2) and (3) do not apply to multi-leg QOO orders that are not Complex Orders (''multi-leg QOO Orders''). Multi-leg QOO Orders must involve the simultaneous purchase and/or sale of two or more different options series in the same underlying security, for the same account, and for the purpose of executing a particular investment strategy.[7] Each component series of a multi-leg QOO order must be executed at a price that is equal to or better than the NBBO for that series subject to the exceptions of Rule 15010(b). Each component series of a multi-leg QOO order (1) may not trade through any equal or better priced Public Customer bids or offers on the BOX book for that series or any non-Public Customer bids or offers on the BOX book for that series that are ranked ahead of or equal to better priced Public Customer bids or offers, and (2) may not trade through any non-Public Customer bids or offers for that series on the BOX book that are priced better than the proposed execution price.[8]

The Exchange notes that the system will enforce the execution and priority provisions in the proposed change. As such, multi-leg QOO Orders will not be allowed to take advantage of the Complex Order priority provisions in BOX Rule 7240(b)(2) and (3).

The Exchange anticipates this enhanced functionality to be available in the first quarter of 2019. The Exchange will distribute an Informational Circular at least two weeks before the implementation date.

2. Statutory Basis

The Exchange believes that the proposal is consistent with the requirements of Section 6(b) of the Act,[9] in general, and Section 6(b)(5) of the Act,[10] in particular, in that it is designed to promote just and equitable principles of trade, to remove impediments to and perfect the mechanism of a free and open market and a national market system, and, in general to protect investors and the public interest. The Exchange believes that the proposed change discussed herein protects investors and the public interest as it will reduce any potential confusion regarding multi-leg QOO Orders on the BOX Trading Floor. Further, the Exchange notes that similar functionality exists on another options exchange with a trading floor.[11] Also, the Exchange believes the proposed change promotes just and equitable principles of trade and removes impediments to and perfects the mechanism of a free and open market and a national system because it mirrors the current functionality for single leg orders on the Trading Floor. Lastly, the Exchange believes the proposed change is consistent with the Act because it is simply advising Participants of the technological enhancement. Further, the functionality is available to all Floor Participants.

B. Self-Regulatory Organization's Statement on Burden on Competition

The Exchange does not believe that the proposed rule change will impose any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act. The Exchange believes that proposed clarification will promote competition by making the enhanced functionality available to market participants. The Exchange notes that similar functionality already exists on another trading floor.[12] As such, the Exchange does not believe that the proposed rule change will impose any burden on competition not necessary or appropriate in furtherance of the purposes of the Act.

C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

The Exchange has neither solicited nor received comments on the proposed rule change.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

Because the foregoing proposed rule change does not: (i) Significantly affect the protection of investors or the public interest; (ii) impose any significant burden on competition; and (iii) become operative for 30 days after the date of the filing, or such shorter time as the Commission may designate, it has become effective pursuant to 19(b)(3)(A) of the Act [13] and Rule 19b–4(f)(6) [14] thereunder.

At any time within 60 days of the filing of the proposed rule change, the Commission summarily may temporarily suspend such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act. If the Commission takes such action, the Commission shall institute proceedings to determine whether the proposed rule should be approved or disapproved.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

Electronic Comments

- Use the Commission's internet comment form (*http://www.sec.gov/rules/sro.shtml*); or

Multi-leg QOO Orders are treated like single-leg QOO Orders with respect to execution and priority.

[5] The term ''Complex Order'' means any order involving the simultaneous purchase and/or sale of two or more different options series in the same underlying security, for the same account, in a ratio that is equal to or greater than one-to-three (.333) and less than or equal to three-to-one (3.00) and for the purpose of executing a particular investment strategy. *See* BOX Rule 7240(a)(7).

[6] The Exchange notes that NYSE Arca Inc. (''NYSE Arca'') currently allows multi-leg orders to trade on their trading floor. While NYSE Arca does not specifically provide in their rulebook that multi-leg orders (that do not meet the definition of a Complex Order) may trade on the trading floor, NYSE Arca distributed a regulatory bulletin which detailed the rules of priority and order protection in open outcry including multi-leg orders on the trading floor. Specifically, the bulletin states, ''OTP Holders are reminded that orders involving multiple legs that do not meet the definition of a Complex Order, as defined in Rule 6.62(e) . . . do not have priority over equal priced priority interest in the Consolidated Book.'' *See* NYSE Arca Options RB–16–04. Given this language, the Exchange believes that multi-leg orders that do not meet the definition of a Complex Order are currently permitted on the NYSE Arca trading floor. As such, the Exchange does not believe the proposed clarification is novel; especially since current BOX rules already allow for such orders to be traded on the Trading Floor. The purpose of this filing is to advise market participants that multi-leg QOO Orders will now be allowed to trade on the Trading Floor due to recent technological enhancements.

[7] The Exchange notes multi-leg QOO Orders are the same as Complex QOO Orders except for the ratio restrictions.

[8] The Exchange notes that similar functionality exists at NYSE Arca with respect to execution and priority for single leg orders on their trading floor. *See* NYSE Arca Rule 6.47–O(a)(3).

[9] 15 U.S.C. 78f(b).

[10] 15 U.S.C. 78f(b)(5).

[11] *See supra* note 6.

[12] *Id.*

[13] 15 U.S.C. 78s(b)(3)(A).

[14] 17 CFR 240.19b–4(f)(6). In addition, Rule 19b–4(f)(6) requires a self-regulatory organization to give the Commission written notice of its intent to file the proposed rule change at least five business days prior to the date of filing of the proposed rule change, or such shorter time as designated by the Commission. The Exchange has satisfied this requirement.

• Send an email to *rule-comments@sec.gov.* Please include File Number SR–BOX–2019–01 on the subject line.

Paper Comments

• Send paper comments in triplicate to Secretary, Securities and Exchange Commission, 100 F Street NE, Washington, DC 20549–1090.

All submissions should refer to File Number SR–BOX–2019–01. This file number should be included on the subject line if email is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's internet website (*http://www.sec.gov/rules/sro.shtml*). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for website viewing and printing in the Commission's Public Reference Room, 100 F Street NE, Washington, DC 20549, on official business days between the hours of 10:00 a.m. and 3:00 p.m. Copies of the filing also will be available for inspection and copying at the principal office of the Exchange. All comments received will be posted without change. Persons submitting comments are cautioned that we do not redact or edit personal identifying information from comment submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR–BOX–2019–01 and should be submitted on or before March 4, 2019.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.[15]

Eduardo A. Aleman,

Deputy Secretary.

[FR Doc. 2019–01728 Filed 2–8–19; 8:45 am]

BILLING CODE 8011–01–P

[15] 17 CFR 200.30–3(a)(12).

SECURITIES AND EXCHANGE COMMISSION

[Investment Company Act Release No. 33370; 812–14966]

Yleana Advisors, LLC and Yleana Trust

February 6, 2019.

AGENCY: Securities and Exchange Commission (''Commission'').

ACTION: Notice.

Notice of an application for an order under section 6(c) of the Investment Company Act of 1940 (the ''Act'') for an exemption from sections 2(a)(32), 5(a)(1), 22(d), and 22(e) of the Act and rule 22c–1 under the Act, under sections 6(c) and 17(b) of the Act for an exemption from sections 17(a)(1) and 17(a)(2) of the Act, and under section 12(d)(1)(J) of the Act for an exemption from sections 12(d)(1)(A) and 12(d)(1)(B) of the Act. The requested order would permit (a) actively-managed series of certain open-end management investment companies (''Funds'') to issue shares redeemable in large aggregations only (''Creation Units''); (b) secondary market transactions in Fund shares to occur at negotiated market prices rather than at net asset value (''NAV''); (c) certain Funds to pay redemption proceeds, under certain circumstances, more than seven days after the tender of shares for redemption; (d) certain affiliated persons of a Fund to deposit securities into, and receive securities from, the Fund in connection with the purchase and redemption of Creation Units; (e) certain registered management investment companies and unit investment trusts outside of the same group of investment companies as the Funds (''Funds of Funds'') to acquire shares of the Funds; (f) certain Funds (''Feeder Funds'') to create and redeem Creation Units in-kind in a master-feeder structure; and (g) the Funds to issue shares in less than Creation Unit size to investors participating in a distribution reinvestment program.

Applicants: Yleana Advisors, LLC (the ''Initial Adviser''), a Delaware limited liability company registered as an investment adviser under the Investment Advisers Act of 1940, and Yleana Trust (the ''Trust''), a Delaware statutory trust registered under the Act as an open-end management investment company with multiple series.

Filing Dates: The application was filed on October 16, 2018, and amended on December 31, 2018 and January 31, 2019.

Hearing or Notification of Hearing: An order granting the requested relief will be issued unless the Commission orders a hearing. Interested persons may request a hearing by writing to the Commission's Secretary and serving applicants with a copy of the request, personally or by mail. Hearing requests should be received by the Commission by 5:30 p.m. on March 4, 2019, and should be accompanied by proof of service on applicants, in the form of an affidavit, or for lawyers, a certificate of service. Pursuant to rule 0–5 under the Act, hearing requests should state the nature of the writer's interest, any facts bearing upon the desirability of a hearing on the matter, the reason for the request, and the issues contested. Persons who wish to be notified of a hearing may request notification by writing to the Commission's Secretary.

ADDRESSES: Secretary, Securities and Exchange Commission, 100 F Street, NE, Washington, DC 20549–1090; Applicants: Allison M. Fumai, Esq. and Stuart M. Strauss, Esq., Dechert LLP, 1095 Avenue of the Americas, New York, New York 10036.

FOR FURTHER INFORMATION CONTACT: Jill Corrigan, Senior Counsel, at (202) 551–8929, or Parisa Haghshenas, Branch Chief, at (202) 551–6723 (Division of Investment Management, Chief Counsel's Office).

SUPPLEMENTARY INFORMATION: The following is a summary of the application. The complete application may be obtained via the Commission's website by searching for the file number, or for an applicant using the Company name box, at *http://www.sec.gov/search/search.htm* or by calling (202) 551–8090.

Summary of the Application

1. Applicants request an order that would allow Funds to operate as actively-managed exchange traded funds (''ETFs'').[1] Fund shares will be purchased and redeemed at their NAV in Creation Units only (other than pursuant to a distribution reinvestment program described in the application). All orders to purchase Creation Units and all redemption requests will be

[1] Applicants request that the order apply to the new series of the Company described in the application, as well as to additional series of the Company and any other open-end management investment company or series thereof that currently exist or that may be created in the future (each, included in the term ''Fund''), each of which will operate as an actively-managed ETF. Any Fund will (a) be advised by MFAM or an entity controlling, controlled by, or under common control with MFAM (each such entity and any successor thereto is included in the term ''Adviser'') and (b) comply with the terms and conditions of the application. For purposes of the requested Order, the term ''successor'' is limited to an entity that results from a reorganization into another jurisdiction or a change in the type of business organization.

placed by or through an ''Authorized Participant'' which will have signed a participant agreement with the Distributor. Shares will be listed and traded individually on a national securities exchange, where share prices will be based on the current bid/offer market. Certain Funds may operate as Feeder Funds in a master-feeder structure. Any order granting the requested relief would be subject to the terms and conditions stated in the application.

2. Each Fund will consist of a portfolio of securities and other assets and investment positions (''Portfolio Instruments''). Each Fund will disclose on its website the identities and quantities of the Portfolio Instruments that will form the basis for the Fund's calculation of NAV at the end of the day.

3. Shares will be purchased and redeemed in Creation Units only and generally on an in-kind basis, or issued in less than Creation Unit size to investors participating in a distribution reinvestment program. Except where the purchase or redemption will include cash under the limited circumstances specified in the application, purchasers will be required to purchase Creation Units by depositing specified instruments (''Deposit Instruments''), and shareholders redeeming their shares will receive specified instruments (''Redemption Instruments''). The Deposit Instruments and the Redemption Instruments will each correspond pro rata to the positions in the Fund's portfolio (including cash positions) except as specified in the application.

4. Because shares will not be individually redeemable, applicants request an exemption from section 5(a)(1) and section 2(a)(32) of the Act that would permit the Funds to register as open-end management investment companies and issue shares that are redeemable in Creation Units only.

5. Applicants also request an exemption from section 22(d) of the Act and rule 22c–1 under the Act as secondary market trading in shares will take place at negotiated prices, not at a current offering price described in a Fund's prospectus, and not at a price based on NAV. Applicants state that (a) secondary market trading in shares does not involve a Fund as a party and will not result in dilution of an investment in shares, and (b) to the extent different prices exist during a given trading day, or from day to day, such variances occur as a result of third-party market forces, such as supply and demand. Therefore, applicants assert that secondary market transactions in shares will not lead to discrimination or preferential treatment among purchasers. Finally, applicants represent that share market prices will be disciplined by arbitrage opportunities, which should prevent shares from trading at a material discount or premium from NAV.

6. With respect to Funds that hold non-U.S. Portfolio Instruments and that effect creations and redemptions of Creation Units in kind, applicants request relief from the requirement imposed by section 22(e) in order to allow such Funds to pay redemption proceeds within fifteen calendar days following the tender of Creation Units for redemption. Applicants assert that the requested relief would not be inconsistent with the spirit and intent of section 22(e) to prevent unreasonable, undisclosed or unforeseen delays in the actual payment of redemption proceeds.

7. Applicants request an exemption to permit Funds of Funds to acquire Fund shares beyond the limits of section 12(d)(1)(A) of the Act; and the Funds, and any principal underwriter for the Funds, and/or any broker or dealer registered under the Exchange Act, to sell shares to Funds of Funds beyond the limits of section 12(d)(1)(B) of the Act. The application's terms and conditions are designed to, among other things, help prevent any potential (i) undue influence over a Fund through control or voting power, or in connection with certain services, transactions, and underwritings, (ii) excessive layering of fees, and (iii) overly complex fund structures, which are the concerns underlying the limits in sections 12(d)(1)(A) and (B) of the Act.

8. Applicants request an exemption from sections 17(a)(1) and (a)(2) of the Act to permit persons that are affiliated persons, or second-tier affiliates, of the Funds, solely by virtue of certain ownership interests, to effectuate purchases and redemptions in-kind. The deposit procedures for in-kind purchases of Creation Units and the redemption procedures for in-kind redemptions of Creation Units will be the same for all purchases and redemptions and Deposit Instruments and Redemption Instruments will be valued in the same manner as those Portfolio Instruments currently held by the Funds. Applicants also seek relief from the prohibitions on affiliated transactions in section 17(a) to permit a Fund to sell its shares to and redeem its shares from a Fund of Funds, and to engage in the accompanying in-kind transactions with the Fund of Funds.[2] The purchase of Creation Units by a Fund of Funds directly from a Fund will be accomplished in accordance with the policies of the Fund of Funds and will be based on the NAVs of the Funds.

9. Applicants also request relief to permit a Feeder Fund to acquire shares of another registered investment company managed by the Adviser having substantially the same investment objectives as the Feeder Fund (''Master Fund'') beyond the limitations in section 12(d)(1)(A) and permit the Master Fund, and any principal underwriter for the Master Fund, to sell shares of the Master Fund to the Feeder Fund beyond the limitations in section 12(d)(1)(B).

10. Section 6(c) of the Act permits the Commission to exempt any persons or transactions from any provision of the Act if such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act. Section 12(d)(1)(J) of the Act provides that the Commission may exempt any person, security, or transaction, or any class or classes of persons, securities, or transactions, from any provision of section 12(d)(1) if the exemption is consistent with the public interest and the protection of investors. Section 17(b) of the Act authorizes the Commission to grant an order permitting a transaction otherwise prohibited by section 17(a) if it finds that (a) the terms of the proposed transaction are fair and reasonable and do not involve overreaching on the part of any person concerned; (b) the proposed transaction is consistent with the policies of each registered investment company involved; and (c) the proposed transaction is consistent with the general purposes of the Act.

For the Commission, by the Division of Investment Management, under delegated authority.

Eduardo A. Aleman,

Deputy Secretary.

[FR Doc. 2019–01888 Filed 2–8–19; 8:45 am]

BILLING CODE 8011–01–P

[2] The requested relief would apply to direct sales of shares in Creation Units by a Fund to a Fund of Funds and redemptions of those shares. Applicants, moreover, are not seeking relief from section 17(a) for, and the requested relief will not apply to, transactions where a Fund could be deemed an Affiliated Person, or a Second-Tier Affiliate, of a Fund of Funds because an Adviser or an entity controlling, controlled by or under common control with an Adviser provides investment advisory services to that Fund of Funds.

SECURITIES AND EXCHANGE COMMISSION

[Investment Company Act Release No. 33369; 812–14986]

Victory Capital Management Inc. et al.

February 6, 2019.

AGENCY: Securities and Exchange Commission (''Commission'').

ACTION: Notice.

Notice of an application under section 6(c) of the Investment Company Act of 1940 (''Act'') for an exemption from section 15(a) of the Act and rule 18f–2 under the Act, as well as from certain disclosure requirements in rule 20a–1 under the Act, Item 19(a)(3) of Form N–1A, Items 22(c)(1)(ii), 22(c)(1)(iii), 22(c)(8) and 22(c)(9) of Schedule 14A under the Securities Exchange Act of 1934, and Sections 6–07(2)(a), (b), and (c) of Regulation S–X (''Disclosure Requirements''). The requested exemption would permit an investment adviser to hire and replace certain sub-advisers without shareholder approval and grant relief from the Disclosure Requirements as they relate to fees paid to the sub-advisers.

APPLICANTS: Victory Portfolios and Victory Portfolios II (each, a ''Victory Investment Company'' and together, the ''Victory Investment Companies'' with multiple series (each, a ''Fund'')); Victory Capital Management Inc. (''VCM'') (the ''Adviser''); Victory Capital Advisers, Inc. (''VCA'') and Foreside Fund Services, LLC (''Foreside''), collectively, the ''Applicants''. Each Victory Investment Company is organized as a Delaware statutory trust and is registered with the Commission as an open-end management investment company under the Act.

FILING DATES: The application was filed on December 10, 2018, and amended on February 1, 2019.

HEARING OR NOTIFICATION OF HEARING: An order granting the application will be issued unless the Commission orders a hearing. Interested persons may request a hearing by writing to the Commission's Secretary and serving applicants with a copy of the request, personally or by mail. Hearing requests should be received by the Commission by 5:30 p.m. on March 4, 2019, and should be accompanied by proof of service on the applicants, in the form of an affidavit or, for lawyers, a certificate of service. Pursuant to rule 0–5 under the Act, hearing requests should state the nature of the writer's interest, any facts bearing upon the desirability of a hearing on the matter, the reason for the request, and the issues contested. Persons who wish to be notified of a hearing may request notification by writing to the Commission's Secretary.

ADDRESSES: Secretary, U.S. Securities and Exchange Commission, 100 F Street NE, Washington, DC 20549–1090. Applicants: c/o James G. Silk, Esq., Willkie Farr & Gallagher LLP, 1875 K Street NW, Washington, DC 20006 and Jay G. Baris, Shearman & Sterling LLP, 599 Lexington Avenue, New York, NY 10022.

FOR FURTHER INFORMATION CONTACT: Laura L. Solomon, Senior Counsel, at (202) 551–6915, or Kaitlin C. Bottock, Branch Chief, at (202) 551–6821 (Division of Investment Management, Chief Counsel's Office).

SUPPLEMENTARY INFORMATION: The following is a summary of the application. The complete application may be obtained via the Commission's website by searching for the file number, or an applicant using the Company name box, at *http://www.sec.gov/search/search.htm* or by calling (202) 551–8090.

Summary of the Application

1. The Adviser will serve as the investment adviser to the Subadvised Funds pursuant to an investment advisory agreement with the Victory Investment Companies (each, an ''Investment Management Agreement'').[1] The Adviser will provide the Subadvised Funds with continuous and comprehensive investment management services subject to the supervision of, and policies established by, each Subadvised Funds' board of directors or trustees (the ''Board'').[2] Each Investment Management Agreement permits the Adviser, subject to the approval of the Board, to delegate to one or more Sub-Advisers the responsibility to provide the day-to-day portfolio investment management of each Subadvised Fund, subject to the supervision and direction of the Adviser.[3] The primary responsibility for managing the Subadvised Funds will remain vested in the Adviser. The Adviser will hire, evaluate, allocate assets to and oversee the Sub-Advisers, including determining whether a Sub-Adviser should be terminated, at all times subject to the authority of the Board.

2. Applicants request an exemption to permit the Adviser, subject to Board approval, to hire a Non-Affiliated Sub-Adviser or a Wholly-Owned Sub-Adviser, pursuant to Sub-Advisory Agreements and materially amend Sub-Advisory Agreements with Non-Affiliated Sub-Advisers and Wholly-Owned Sub-Advisers without obtaining the shareholder approval required under section 15(a) of the Act and rule 18f–2 under the Act.[4] Applicants also seek an exemption from the Disclosure Requirements to permit a Subadvised Fund to disclose (as both a dollar amount and a percentage of the Subadvised Fund's net assets): (a) The aggregate fees paid to the Adviser and any Wholly-Owned Sub-Advisers; (b) the aggregate fees paid to Non-Affiliated Sub-Advisers; and (c) the fee paid to each Affiliated Sub-Adviser.

3. Applicants agree that any order granting the requested relief will be subject to the terms and conditions stated in the application. Such terms and conditions provide for, among other

[1] Applicants request that the relief apply to the named Applicants, as well as to any future Fund and any other existing or future registered open-end management investment company or series thereof that intends to rely on the requested order in the future and that (i) is advised by the Adviser, its successors, and any entity controlling, controlled by or under common control with the Adviser or its successors (included in the term ''Adviser''), (ii) uses the multi-manager structure described in the application, and (iii) complies with the terms and conditions of the application (each, a ''Subadvised Fund''). For the purposes of the requested order, ''successor'' is limited to an entity resulting from a reorganization into another jurisdiction or a change in the type of business organization.

[2] The term ''Board'' includes the board of trustees or directors of a future Subadvised Fund.

[3] A ''Sub-Adviser'' for a Fund is (1) an indirect or direct ''wholly-owned subsidiary'' (as such term is defined in the Act) of the Adviser for that Fund, or (2) a sister company of the Adviser for that Fund that is an indirect or direct ''wholly-owned subsidiary'' (as such term is defined in the Act) of the same company that, indirectly or directly, wholly owns the Adviser, or (3) a company of which the Adviser for that Fund is an indirect or direct ''wholly-owned subsidiary'' (as such term is defined in the 1940 Act) (each of (1), (2) and (3) a ''Wholly-Owned Sub-Adviser'' and collectively, the ''Wholly-Owned Sub-Advisers''), or (4) an investment sub-adviser for that Fund that is not an ''affiliated person'' (as such term is defined in Section 2(a)(3) of the Act) of the Fund, any Feeder Fund, (as defined below) invested in a Master Fund (as defined below), the Funds, or the Adviser, except to the extent that an affiliation arises solely because the Sub-Adviser serves as a sub-adviser to one or more Funds (each a ''Non-Affiliated Sub-Adviser'' and collectively, the ''Non-Affiliated Sub-Advisers'').

In the future, a Fund may operate in a master-feeder structure pursuant to Section 12(d)(1)(E) of the Act. In such a structure, certain Funds (each, a ''Feeder Fund'') may invest substantially all of their assets in a Fund (a ''Master Fund'') pursuant to Section 12(d)(1)(E) of the Act. No Feeder Fund will engage any sub-advisers other than through approving the engagement of one or more of the Master Fund's sub-advisers.

[4] The requested relief will not extend to any sub-adviser, other than a Wholly-Owned Sub-Adviser, who is an affiliated person, as defined in section 2(a)(3) of the Act, of the Subadvised Fund, of any Feeder Fund or of the Adviser, other than by reason of serving as a sub-adviser to one or more of the Subadvised Funds (''Affiliated Sub-Adviser'').

safeguards, appropriate disclosure to Subadvised Funds' shareholders and notification about sub-advisory changes and enhanced Board oversight to protect the interests of the Subadvised Funds' shareholders.

4. Section 6(c) of the Act provides that the Commission may exempt any person, security, or transaction or any class or classes of persons, securities, or transactions from any provisions of the Act, or any rule thereunder, if such relief is necessary or appropriate in the public interest and consistent with the protection of investors and purposes fairly intended by the policy and provisions of the Act. Applicants believe that the requested relief meets this standard because, as further explained in the application, the Investment Management Agreement will remain subject to shareholder approval, while the role of the Sub-Advisers is substantially equivalent to that of individual portfolio managers, so that requiring shareholder approval of Sub-Advisory Agreements would impose unnecessary delays and expenses on the Subadvised Funds. Applicants believe that the requested relief from the Disclosure Requirements meets this standard because it will improve the Adviser's ability to negotiate fees paid to the Sub-Advisers that are more advantageous for the Subadvised Funds.

For the Commission, by the Division of Investment Management, under delegated authority.

Eduardo A. Aleman,

Deputy Secretary.

[FR Doc. 2019–01890 Filed 2–8–19; 8:45 am]

BILLING CODE 8011–01–P

SMALL BUSINESS ADMINISTRATION

[Disaster Declaration #15863 and #15864; NORTH CAROLINA Disaster Number NC–00104]

Presidential Declaration of a Major Disaster for Public Assistance Only for the State of North Carolina

AGENCY: U.S. Small Business Administration.

ACTION: Notice.

SUMMARY: This is a Notice of the Presidential declaration of a major disaster for Public Assistance Only for the State of North Carolina (FEMA–4412–DR), dated 01/31/2019.

Incident: Tropical Storm Michael.

Incident Period: 10/10/2018 through 10/12/2018.

DATES: Issued on 01/31/2019.

Physical Loan Application Deadline Date: 04/01/2019.

Economic Injury (EIDL) Loan Application Deadline Date: 10/31/2019.

ADDRESSES: Submit completed loan applications to: U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

FOR FURTHER INFORMATION CONTACT: A Escobar, Office of Disaster Assistance, U.S. Small Business Administration, 409 3rd Street SW, Suite 6050, Washington, DC 20416, (202) 205–6734.

SUPPLEMENTARY INFORMATION: Notice is hereby given that as a result of the President's major disaster declaration on 01/31/2019, Private Non-Profit organizations that provide essential services of a governmental nature may file disaster loan applications at the address listed above or other locally announced locations.

The following areas have been determined to be adversely affected by the disaster:

Primary Counties: Alamance, Brunswick, Caswell, Chatham, Dare, Davidson, Davie, Forsyth, Granville, Hyde, Iredell, McDowell, Montgomery, Orange, Person, Randolph, Rockingham, Stokes, Surry, Vance, Yadkin

The Interest Rates are:

	Percent
For Physical Damage:	
Non-Profit Organizations With Credit Available Elsewhere ...	2.500
Non-Profit Organizations Without Credit Available Elsewhere	2.500
For Economic Injury:	
Non-Profit Organizations Without Credit Available Elsewhere	2.500

The number assigned to this disaster for physical damage is 15863B and for economic injury is 158640.

(Catalog of Federal Domestic Assistance Number 59008)

Rafaela Monchek,

Acting Associate Administrator for Disaster Assistance.

[FR Doc. 2019–01858 Filed 2–8–19; 8:45 am]

BILLING CODE 8025–01–P

SMALL BUSINESS ADMINISTRATION

[Disaster Declaration #15798 and #15799; California Disaster Number CA–00295]

Presidential Declaration Amendment of a Major Disaster for the State of California

AGENCY: U.S. Small Business Administration.

ACTION: Amendment 3.

SUMMARY: This is an amendment of the Presidential declaration of a major disaster for the State of California (FEMA–4407–DR), dated 11/12/2018.

Incident: Wildfires.

Incident Period: 11/08/2018 through 11/25/2018.

DATES: Issued on 01/30/2019.

Physical Loan Application Deadline Date: 02/15/2019.

Economic Injury (EIDL) Loan Application Deadline Date: 08/12/2019.

ADDRESSES: Submit completed loan applications to: U.S. Small Business Administration, Processing and Disbursement Center, 14925 Kingsport Road, Fort Worth, TX 76155.

FOR FURTHER INFORMATION CONTACT: A. Escobar, Office of Disaster Assistance, U.S. Small Business Administration, 409 3rd Street SW, Suite 6050, Washington, DC 20416, (202) 205–6734.

SUPPLEMENTARY INFORMATION: The notice of the President's major disaster declaration for the State of California, dated 11/12/2018, is hereby amended to extend the deadline for filing applications for physical damages as a result of this disaster to 02/15/2019.

All other information in the original declaration remains unchanged.

(Catalog of Federal Domestic Assistance Number 59008)

Rafaela Monchek,

Acting Associate Administrator for Disaster Assistance.

[FR Doc. 2019–01860 Filed 2–8–19; 8:45 am]

BILLING CODE 8025–01–P

DEPARTMENT OF STATE

[Public Notice: 10671]

Issuance of Presidential Permit to the General Services Administration to Construct, Operate, and Maintain a Vehicular and Pedestrian Border Crossing Called ''Otay Mesa East'' Near San Diego, California, at the International Boundary Between the United States and Mexico

SUMMARY: The Under Secretary of State for Political Affairs issued a Presidential permit to the General Services Administration on November 19, 2018, authorizing it to construct, operate, and maintain the Otay Mesa East border crossing at the international boundary between the United States and Mexico. Prior to the Under Secretary's determination, other Federal Agency heads were consulted, as required by Executive Order 11423, as amended. Public comments on the proposed

permit were solicited (83 FR 5504, February 7, 2018).

FOR FURTHER INFORMATION CONTACT: Contact Tammy Baker at 202–647–9894 or the Office of Mexican Affairs' Border Affairs Unit via email at *WHABorderAffairs@state.gov,* or by mail at Office of Mexican Affairs—Room 3924, Department of State, 2201 C St. NW, Washington, DC 20520.

SUPPLEMENTARY INFORMATION: The following is the text of the issued permit:

Presidential Permit

Authorizing the General Services Administration to Construct, Operate, and Maintain a Vehicular and Pedestrian Border Crossing Called ''Otay Mesa East'' Near San Diego, California, at the International Boundary Between the United States and Mexico

By virtue of the authority vested in the Secretary of State by Executive Order 11423, 33 FR 11741 (1968); as amended by Executive Order 12847 of May 17, 1993, 58 FR 29511 (1993), Executive Order 13284 of January 23, 2003, 68 FR 4075 (2003), and Executive Order 13337 of April 30, 2004, 69 FR 25299 (2004); and delegated to the Under Secretary of State for Political Affairs pursuant to Department of State Delegation of Authority 118–2 of January 26, 2006; having considered the environmental effects of the proposed action consistent with the National Environmental Policy Act of 1969, as amended (83 Stat. 852, 42 U.S.C. 4321 *et seq.*), and other statutes relating to environmental concerns; having considered the proposed action consistent with the National Historic Preservation Act of 1966, as amended (80 Stat. 917, 16 U.S.C. 470f *et seq.*); taking into account the Existing Permit issued to the General Services Administration on November 20, 2008 (''Existing Permit''); and having requested and received the views of various of the federal departments and other interested persons; I hereby grant permission, subject to the conditions herein set forth, to the General Services Administration (hereinafter referred to as ''permittee''), to construct, operate, and maintain a new commercial vehicle, passenger vehicle, and pedestrian land border crossing (hereinafter referred to as Otay Mesa East POE) approximately two miles east of the existing Otay Mesa border crossing near San Diego, California.

The term ''facilities'' as used in this permit means the facilities proposed to be constructed at the Otay Mesa East POE near San Diego, California. These facilities are likely to consist of the following improvements and structures, as described in the California Department of Transportation's (Caltrans) November 22, 2017 application for a Presidential permit (the ''Application'').

- Inspection and X-Ray Facilities
- Containment Areas and Docks
- Commercial Inspection Building with Import and Export Docks
- Export Inspection
- Main Administrative Building with Pedestrian Facilities
- Entry and Exit Control Booths and related improvements
- Roadways and related Infrastructure, Pathways, Parking Lots, and related Lots
- Landscaping
- Ancillary Support Facilities
- Commercial Cargo and Passenger Vehicle lanes
- Fiber Optic Cables
- Related Improvements and Infrastructure

This permit is subject to the following conditions:

Article 1. (1) The U.S. facilities herein described, and all aspects of their operation, shall be subject to all the conditions, provisions, and requirements of this permit, and any amendment thereof. This permit may be terminated at the will of the Secretary of State or the Secretary's delegate or may be amended by the Secretary of State or the Secretary's delegate at will or upon proper application therefore. The permittee shall make no substantial change in the location of the U.S. facilities or in the operation authorized by this permit until such changes have been approved by the Secretary of State or the Secretary's delegate.

(2) The construction, operation, and maintenance of the facilities shall be in all material respects as described in the Application and, to the extent not inconsistent with that Application, the application for Existing Permit.

Article 2. The standards for, and the manner of, the construction, operation, and maintenance of the U.S. facilities shall be subject to inspection and approval by the representatives of appropriate federal, state, and local agencies. The permittee shall allow duly authorized officers and employees of such agencies free and unrestricted access to said facilities in the performance of their official duties.

Article 3. The permittee shall comply with all applicable federal, state, and local laws and regulations regarding the construction, operation, and maintenance of the U.S. facilities and with all applicable industrial codes. The permittee shall obtain all requisite permits from the relevant Mexican authorities as well as from the relevant state and local government entities and relevant federal agencies.

Article 4. In the event that the Otay Mesa East POE is permanently closed and is no longer used as an international crossing, this permit shall terminate and the permittee may manage, utilize, or dispose of the facilities in accordance with its statutory authorities.

Article 5. As authorized by applicable federal laws and regulations, the permittee is a federal agency that is responsible for managing and operating the existing Otay Mesa border crossing and, upon acceptance of the facilities by the United States of America, the Otay Mesa East POE. This permit shall continue in full force and effect for only so long as the permittee shall continue the operations hereby authorized.

Article 6. This Article applies to transfer of the facilities or any part thereof as an operating land border crossing. The permittee shall immediately notify the United States Department of State (''Department'') of any decision to transfer custody and control of the facilities or any part thereof to any other agency or department of the United States Government. Said notice shall identify the transferee agency or department and seek the approval of the Department for the transfer of the permit. In the event of approval by the Department of such transfer of custody and control to another agency or department of the United States Government, the permit shall remain in force and effect, and the facilities shall be subject to all the conditions, permissions, and requirements of this permit and any amendments thereof. The permittee may transfer ownership or control of the facilities to a non-federal entity or individual only upon the prior express approval of such transfer by the Department, which approval may include such conditions, permissions, and requirements that the Secretary, in his discretion, determines are appropriate and necessary for inclusion in the permit, to be effective on the date of transfer.

Article 7. (1) The permittee or its agent shall acquire such right-of-way grants or easements and permits as may become necessary and appropriate.

(2) The permittee shall maintain the U.S. facilities and every part.

(3) Before issuing, or causing the issuance of, the notice to proceed for construction, the permittee or its agent shall obtain the concurrence of the U.S. Section of the International Boundary and Water Commission.

Article 8. The permittee shall file any applicable statements and reports that might be required by applicable federal law in connection with this project.

Article 9. The permittee shall take all appropriate measures to prevent or mitigate adverse environmental impacts or disruption of significant archeological resources in connection with the operation and maintenance of the U.S. facilities, including those mitigation measures set forth in the 2007 Programmatic Environmental Tier I EIR/EIS and the 2012 Tier II Final EIR/EIS.

Article 10. The permittee shall not begin construction until it has been informed that the Government of the United States and the Government of Mexico have exchanged diplomatic notes confirming that both governments authorized the commencement of construction of the new POE.

Article 11. The permittee shall provide written notice to the Department at such time as the construction authorized by this permit has begun and again at such time as construction is completed, interrupted for more than 90 days, or discontinued.

Article 12. This permit is not intended to, and does not, create any right, benefit, or trust responsibility, substantive or procedural, enforceable at law or in equity, by any party against the United States, its departments, agencies, instrumentalities or entities, its officers or employees, in their individual or official capacities, or any other person. The issuance of this permit does not create any obligation on the part of the permittee or the United States of America to construct, operate, maintain, fund, or accept the donation of all or any portion of the Otay Mesa East POE; provided, however, if the permittee does operate the facilities then it will do so in accordance with the terms and conditions of this permit.

Article 13. This permit shall expire 10 years from the date of issuance in the event that the permittee has neither issued nor caused to be issued the notice to proceed for construction activities.

In witness whereof, I, Under Secretary of State for Political Affairs, have hereunto set my hand this 19 day of November 2018, in the City of Washington, District of Columbia.

David Hale,
Under Secretary of State for Political Affairs

End of permit text.

Colleen A. Hoey,

Director, Office of Mexican Affairs, Department of State.

[FR Doc. 2019–01828 Filed 2–8–19; 8:45 am]

BILLING CODE 4710–29–P

SURFACE TRANSPORTATION BOARD

[Docket No. FD 36239]

Delmarva Central Railroad Company—Modified Rail Certificate

On November 21, 2018, Delmarva Central Railroad Company (DCR), a Class III rail carrier,[1] filed a notice for a modified certificate of public convenience and necessity under 49 CFR pt. 1150 subpart C—*Modified Certificate of Public Convenience and Necessity,* to operate over two lines (together, the Lines) owned by the Delaware Transit Corporation, an operating division of the Delaware Department of Transportation (the State). The first line is approximately 6.75 miles in length and is located between milepost 24.42 at Georgetown, Del., and milepost 31.17 at Harbeson, Del. (Lewes Running Track). The second line is approximately 4.92 miles in length and is located between milepost 0.00 at Ellendale, Del., and milepost 4.92 at Milton, Del. (Milton Industrial Track).[2]

DCR states that the Lewes Running Track previously was owned by a component of the Penn Central Transportation Company (PCTC) and abandoned pursuant to section 304 of the Regional Rail Reorganization Act of 1973, 45 U.S.C. 744. According to DCR, the Milton Industrial Track also was owned by PCTC but was transferred to Consolidated Rail Corporation (Conrail), which subsequently abandoned it as authorized in *Conrail Abandonment Between Ellendale & Milton, Del.,* AB 167 (Sub-No. 188N) (ICC served Mar. 26, 1982).[3] DCR indicates that the State acquired the Lines after they were abandoned, and it contracted with Delaware Coast Line Railroad Company (DCLR) to operate them under a modified certificate of public convenience and necessity. *See Del. Coast Line R.R.—Modified Rail Certificate,* FD 30035 (ICC served Sept. 22, 1982). On November 13, 2018, DCLR filed notice, pursuant to 49 CFR 1150.24, of its intent to discontinue rail service over the Lines in Docket No. FD 30035.

On May 25, 2018, DCR and the State signed an operating agreement, which authorizes DCR to provide service on the Lines from January 1, 2019, to December 31, 2023, with one five-year renewal option. DCR's notice includes a copy of the operating agreement. (*See* Notice Ex. B.)

According to DCR, the sole interline connections for the Lines are with DCR, at Georgetown for the Lewes Running Track and at Ellendale for the Milton Industrial Track. DCR states that it intends to provide rail service on the Lines up to five days per week.

The Lines qualify for a modified certificate of public convenience and necessity. *See Common Carrier Status of States, State Agencies & Instrumentalities & Political Subdivisions,* FD 28990F (ICC served July 16, 1981); 49 CFR 1150.22.

DCR states that no subsidy is involved and there are no preconditions that shippers must meet to receive rail service and provides information regarding the nature and extent of its liability insurance coverage. *See* 49 CFR 1150.23(b)(4)–(5).

This notice will be served on the Association of American Railroads (Car Service Division), as agent for all railroads subscribing to the car-service and car-hire agreement, at 425 Third Street SW, Suite 1000, Washington, DC 20024; and on the American Short Line and Regional Railroad Association at 50 F Street NW, Suite 7020, Washington, DC 20001.

Board decisions and notices are available at *www.stb.gov.*

Decided: February 6, 2019.

By the Board, Allison C. Davis, Acting Director, Office of Proceedings.

Brendetta Jones,

Clearance Clerk.

[FR Doc. 2019–01815 Filed 2–8–19; 8:45 am]

BILLING CODE 4915–01–P

[1] DCR operates approximately 177 miles of rail line on the Delmarva Peninsula in Delaware, Maryland, and Virginia. *See Delmarva Cent. R.R.—Change in Operator Exemption—Cassatt Mgmt., LLC,* FD 36196 (STB served June 4, 2018); *Delmarva Cent. R.R.—Lease & Operation Exemption with Interchange Commitment—Norfolk S. Ry.,* FD 36071 (STB served Dec. 2, 2016).

[2] DCR states that outer extensions of the Lewes Running Track and the Milton Industrial Track that were previously served by prior operators pursuant to modified certificates are no longer active and are not included in its notice for a modified certificate.

[3] In its notice, DCR indicates that the Interstate Commerce Commission served the abandonment authorization on April 21, 1982 and August 4, 1982; however, it appears that abandonment authorization was first served on March 26, 1982.

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

Notice of Final Federal Agency Actions on Proposed Highways in Nevada

AGENCY: Federal Highway Administration (FHWA), DOT.

ACTION: Notice of Limitation on Claims for Judicial Review of Actions by FHWA and Other Federal Agencies.

SUMMARY: This notice announces actions taken by FHWA and other Federal agencies that are final. The actions

relate to the Pyramid Highway/US 395 Connection Project located in Washoe County, Nevada. These actions grant licenses, permits, and approval of the project.

DATES: By this notice, FHWA is advising the public of final agency actions subject to 23 U.S.C. 139(l)(1). A claim seeking judicial review of the Federal agency actions on the listed highway project will be barred unless the claim is filed on or before July 11, 2019. If this date falls on a Saturday, Sunday, or legal holiday, parties are advised to file their claim no later than the business day preceding this date. If the Federal law that authorizes judicial review of a claim provides a time-period of less than 150 days for filing such claim, then that shorter time-period still applies.

FOR FURTHER INFORMATION CONTACT: For the FHWA: Mr. Abdelmoez Abdalla, Ph.D., Environmental Program Manager, Federal Highway Administration, 705 North Plaza Street, Carson City, Nevada 89701–0602; telephone: (775) 687–1231; email: *abdelmoez.abdalla@dot.gov*. The FHWA Nevada Division Office's regular business hours are from 7:30 a.m. to 4:00 p.m. (Pacific Standard Time). For the Nevada Department of Transportation (NDOT): Mr. Steve M. Cooke, P.E., Chief, Environmental Services Division, Nevada Department of Transportation, 1263 South Stewart Street, Carson City, Nevada 89712; telephone: (775) 888–7686; email: *scooke@dot.nv.gov*. The NDOT office's regular business hours are from 8:00 a.m. to 5:00 p.m. (Pacific Standard Time).

SUPPLEMENTARY INFORMATION: Notice is hereby given that FHWA and other Federal agencies have taken final agency actions related to the Pyramid Highway/US 395 Connection Project located in Washoe County, Nevada. The FHWA, in cooperation with the Nevada Department of Transportation (NDOT), prepared a Draft Environmental Impact Statement (EIS) (FHWA–NV–EIS–12–02–D) and Final EIS (FHWA–NV–EIS–12–02–F) to improve Pyramid Highway between Queen Way and Calle de la Plata and provide a new connection between Pyramid Highway and United States (US) 395 (referred to as the US 395 Connection). The project includes arterial improvements along approximately seven miles of Pyramid Highway from Queen Way to Calle de la Plata, and a new US 395 Connection that would start near Sparks Boulevard, run west along a ridge alignment, cross Sun Valley Boulevard south of Rampion Way, and terminate at the existing US 395/Parr Boulevard interchange, which would be modified to accommodate the new US 395 Connection. A new interchange for the US 395 Connection would be built west of Sun Valley Boulevard. The project includes improvements on Disc Drive between Pyramid Highway and Vista Boulevard, and would extend Disc Drive from Pyramid Highway west to the new US 395 Connection. Bicycle and pedestrian facility improvements would also be provided along new and improved roadways.

The actions by the Federal agencies, and the laws under which such actions were taken, are described in the Record of Decision (ROD) issued on December 7, 2018, and in other documents in the FHWA and NDOT project records. These documents are available by contacting FHWA or NDOT at the addresses provided above. The ROD can also be downloaded electronically from the project website at: *http://www.pyramidus395connection.com* or viewed at area public libraries.

This notice applies to all Federal agency decisions on the project as of the issuance date of this notice and all laws under which such actions were taken, including but not limited to:

1. *General:* National Environmental Policy Act (NEPA) [42 U.S.C. 4321–4351]; Federal-Aid Highway Act (FAHA) [23 U.S.C. 109 as amended by the Fast Act Section 1404(a) and 23 U.S.C. 128];

2. *Air:* Clean Air Act [42 U.S.C. 7401–7671(q)] (Transportation Conformity, 40 CFR part 93).

3. *Noise:* Procedures for Abatement of Highway Traffic Noise and Construction Noise [23 U.S.C. 109(h), 109(i); 42 U.S.C. 4331, 4332; sec. 339(b), Public Law 104–59, 109 Stat. 568, 605; 49 CFR 1.48(b)].

4. *Land:* Section 4(f) of the Department of Transportation Act of 1966 [23 U.S.C. 138 and 49 U.S.C. 303] and Section 6(f) of the Land and Water Conservation Act as amended [16 U.S.C. 4601]; 23 CFR 774.

5. *Historic and Cultural Resources:* Section 106 of the National Historic Preservation Act of 1966, as amended [54 U.S.C. 306108]; Archeological and Historic Preservation Act of 1974 [16 U.S.C. 469–469(c)].

6. *Wildlife:* Endangered Species Act [16 U.S.C. 1531–1544 and Section 1536]; Fish and Wildlife Coordination Act [16 U.S.C. 661–667(e)]; Migratory Bird Treaty Act [16 U.S.C. 703–712].

7. *Social and Economic:* Civil Rights Act of 1964 [42 U.S.C. 2000 (d)-2000 (d)(1)].

8. *Executive Orders:* E.O. 11990, Protection of Wetlands; E.O. 11988, Floodplain Management; E.O. 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low Income Populations; E.O. 11593, Protection and Enhancement of Cultural Resources; E.O. 13287, Preserve America; E.O. 11514, Protection and Enhancement of Environmental Quality; E.O. 13112, Invasive Species.

(Catalog of Federal Domestic Assistance Program No. 20.205, Highway Research, Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program.)

Authority: 23 U.S.C. 139(l)(1), as amended by the Moving Ahead for Progress Act, Pub. L. 112–141, section 1308, 126 Stat. 405 (2012).

Issued on: January 31, 2019.

Susan Klekar,

Division Administrator, Carson City, Nevada.

[FR Doc. 2019–01630 Filed 2–8–19; 8:45 am]

BILLING CODE 4910–RY–P

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

Notice of Final Federal Agency Actions on Proposed Highway in New Mexico

AGENCY: Federal Highway Administration (FHWA), DOT.

ACTION: Notice of Limitation on Claims for Judicial Review of Actions by FHWA.

SUMMARY: This notice announces actions taken by the FHWA that are final. The actions relate to a proposed highway project, Sunport Boulevard Extension and Woodward Road from Interstate 25 extending west to NM 303 (2nd Street SW), in the County of Bernalillo, State of New Mexico. Those actions grant licenses, permits, and approvals for the project.

DATES: By this notice, the FHWA is advising the public of final agency actions subject to 23 U.S.C. 139(*l*)(1). A claim seeking judicial review of the Federal agency actions on the highway project will be barred unless the claim is filed on or before July 11, 2019. If the Federal law that authorizes judicial review of a claim provides a time period of less than 150 days for filing such claim, then that shorter time period still applies.

FOR FURTHER INFORMATION CONTACT: For FHWA, Gregory L. Heitmann, Environmental/Realty Specialist, FHWA New Mexico Division, 4001 Office Court Drive, Suite 801, Santa Fe, NM 87507, 8:30 a.m. to 4:45 p.m., Phone Number (505) 820–2027, Email *greg.heitmann@dot.gov*. For New Mexico Department of

Transportation (NMDOT), R. Blake Roxlau, Environmental Bureau Manager, Environmental Bureau, 1120 Cerillos Road, Room 205, Santa Fe, NM 87504–1149, Office hours 8:00 a.m. to 5:00 p.m., Phone (505) 490–2575, Email *Blake.Roxlau@state.nm.us.*

SUPPLEMENTARY INFORMATION: Notice is hereby given that FHWA has taken final agency action(s) subject to 23 U.S.C. 139(*l*)(1) by issuing licenses, permits, and approvals for the following highway project in the State of New Mexico: The Sunport Boulevard Extension Project is a project that connects the Sunport Interstate 25 Interchange to NM 47(Broadway Boulevard) to the west of the interchange via a new highway facility that includes a bridge. The project also includes improvements to the Broadway Boulevard/Sunport Boulevard/Woodward Road Intersection, as well as improvements to the existing Woodward Road facility extending west to NM 303 (2nd Street SW). The project provides an important regional transportation link in completing the western leg of the existing Sunport Interchange, which serves the Albuquerque International Airport. The project length is approximately 1.05 miles. FHWA and the NMDOT recognize the project with the following Control Numbers: A300160 and A300161. The actions by the agencies, and the laws under which such actions were taken, are described in the Environmental Assessment (EA) for the project, approved on May 8, 2018, in the Finding of No Significant Impact (FONSI), issued on January 31, 2019, and in other documents in the project records. The EA/FONSI, and other project records are available by contacting FHWA or the NMDOT at the addresses provided above. The EA and can be viewed and downloaded from the project website at *https://www.bernco.gov/public-works/current-past-projects.aspx?1fc7eb62479a4a568e871b92638de153blogPostId=52e84a84b12f4e9c92a967416e68556f#/Blog Content* or obtained from any contact listed above.

This notice applies to all Federal agency decisions that are final as of the issuance date of this notice and all laws under which such actions were taken, including but not limited to:

1. *General:* National Environmental Policy Act (NEPA) (42 U.S.C. 4321–4351); Federal-Aid Highway Act (23 U.S.C. 109 and 23 U.S.C. 128).

2. *Air:* Clean Air Act (42 U.S.C. 7401–7671q).

3. *Land:* Section 4(f) Requirements (49 U.S.C. 303; 23 U.S.C. 138); Landscaping and Scenic Enhancement (Wildflowers) (23 U.S.C. 319).

4. *Wildlife:* Endangered Species Act (16 U.S.C. 1531–1544 and Section 1536); Marine Mammal Protection Act (16 U.S.C. 1361–1423h); Fish and Wildlife Coordination Act (16 U.S.C. 661–667d); Migratory Bird Treaty Act (16 U.S.C. 703–712).

5. *Historic and Cultural Resources:* Section 106 of the National Historic Preservation Act of 1966, as amended (54 U.S.C. 306108); Archeological Resources Protection Act of 1977 (16 U.S.C. 470aa–470mm); Archeological and Historic Preservation Act (16 U.S.C. 469–469c); Native American Grave Protection and Repatriation Act (NAGPRA) (25 U.S.C. 3001–3013).

6. *Social and Economic:* Civil Rights Act of 1964 (42 U.S.C. 200(d)–2000(d)(1)); American Indian Religious Freedom Act (42 U.S.C. 1996); Farmland Protection Policy Act (FPPA) (7 U.S.C. 4201–4209).

7. *Wetlands and Water Resources:* Clean Water Act (Section 404, Section 401, Section 319) (33 U.S.C. 1251–1387); Land and Water Conservation Fund (LWCF) (16 U.S.C. 4601–4604); Safe Drinking Water Act (SDWA) (42 U.S.C. 300f-300j-26)); Rivers and Harbors Act of 1899 (33 U.S.C. 401–406); Wild and Scenic Rivers Act (16 U.S.C. 1271–1287); Emergency Wetlands Resources Act, (16 U.S.C. 3901, 3921); Wetlands Mitigation (23 U.S.C. 119(g) and 133(b)(14)); Flood Disaster Protection Act, 42 U.S.C. 4012a, 4106).

8. *Executive Orders:* E.O. 11990 Protection of Wetlands; E.O. 11988 Floodplain Management; E.O. 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low Income Populations; E.O. 11593 Protection and Enhancement of Cultural Resources; E.O. 13007 Indian Sacred Sites; E.O. 13287 Preserve America; E.O. 13175 Consultation and Coordination with Indian Tribal Governments; E.O. 11514 Protection and Enhancement of Environmental Quality; E.O. 13112 Invasive Species; E.O. 11991 Environmental Impact Statements; E.O. 13766 Expediting Environmental Reviews and Approvals for High Priority Infrastructure Projects; E.O. 13807 Establishing Discipline and Accountability in the Environmental Review and Permitting Process for Infrastructure Projects.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program.)

Authority: 23 U.S.C. 139(*l*)(1)

J. Don Martinez,

Division Administrator, Santa Fe, New Mexico.

[FR Doc. 2019–01631 Filed 2–8–19; 8:45 am]

BILLING CODE 4910–RY–P

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

[Docket No. FHWA–2019–0004]

Renewed Memorandum of Understanding (MOU) Assigning Certain Federal Environmental Responsibilities to the State of California, Including National Environmental Policy Act (NEPA) Authority for Certain Categorical Exclusions (CEs)

AGENCY: Federal Highway Administration (FHWA), DOT.

ACTION: Notice of proposed renewal of MOU, request for comments.

SUMMARY: The FHWA and the State of California acting by and through its Department of Transportation (Caltrans), propose renew the MOU authorizing the State's participation in the Categorical Exclusion Assignment Program. This program allows FHWA to assign to States its authority and responsibility for determining whether certain designated activities within the geographic boundaries of the State are categorically excluded from preparation of an Environmental Assessment or an Environmental Impact Statement under the National Environmental Policy Act.

DATES: Comments must be received on or before March 13, 2019.

ADDRESSES: You may submit comments by any of the methods described below. To ensure that you do not duplicate your submissions, please submit them by only one of the means below. Electronic or facsimile comments are preferred because Federal offices experience intermittent mail delays due to security screening.

Federal eRulemaking Portal: Go to website: *http://www.regulations.gov/.* Follow the instructions for submitting comments on the DOT electronic docket site (FHWA–2019–0004).

Facsimile (Fax): 1–202–493–2251.

Mail: Docket Management Facility, U.S. Department of Transportation, 1200 New Jersey Avenue SE, Washington, DC 20590.

Hand Delivery: 1200 New Jersey Avenue SE, Washington, DC 20590 between 9 a.m. and 5 p.m., Eastern Time, Monday through Friday, except Federal holidays.

For access to the docket to view a complete copy of the proposed MOU, or to read background documents or comments received, go to *http://www.regulations.gov/* at any time or to, SE Washington, DC 20590, between 9 a.m. and 5 p.m., Eastern Time, Monday through Friday, except for Federal holidays.

Instructions: You must include the agency name and docket number at the beginning of your comments. All comments received will be posted without change to *http://www.regulations.gov,* including any personal information provided.

FOR FURTHER INFORMATION CONTACT: For FHWA: Shawn Oliver; by email at *shawn.oliver@dot.gov* or by telephone at 916–498–5048. The FHWA California Division Office's normal business hours are 8 a.m. to 4:30 p.m. (Pacific Time), Monday–Friday, except for Federal holidays. For the State of California: Tammy Massengale; by email at *tammy.massengale@dot.ca.gov* or by telephone at 916–653–5157. State business hours are the same as above although State holidays may not completely coincide with Federal holidays.

SUPPLEMENTARY INFORMATION:

Electronic Access

Internet users may reach the Office of the Federal Register's home page at: *http://www.archives.gov/* and the Government Printing Office's database: *http://www.fdsys.gov/.* An electronic version of the proposed MOU may be downloaded by accessing the DOT DMS docket, as described above, at *http://www.regulations.gov/.*

Background

Section 326 of Title 23 U.S. Code, creates a program that allows the Secretary of the U.S. Department of Transportation (Secretary) to assign, and a State to assume, responsibility for determining whether certain Federal highway projects are included within classes of action that are categorically excluded (CE) from requirements for Environmental Assessments or Environmental Impact Statements pursuant to the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. 4321 *et seq.* In addition, this program allows the assignment of other environmental review requirements applicable to Federal highway projects, except with respect to government-to-government consultations with federally recognized Indian tribes (23 U.S.C. 326(b)(1)). The FHWA retains responsibility for conducting formal government-to-government consultation with federally recognized Indian tribes, which is required under some of the above-listed laws and Executive Orders. The State may assist FHWA with formal consultations, with consent of a tribe, but FHWA remains responsible for the consultation. The Secretary delegated his authority to FHWA, which acts on behalf of the Secretary with respect to these matters.

The FHWA renewed California's participation in this program for a third time on May 31, 2016. The original MOU became effective on June 7, 2007, for an initial term of three (3) years. The first renewal followed on June 7, 2010, and the second renewal followed on June 7, 2013. The third MOU renewal has an expiration date on May 31, 2019.

The FHWA will consider the comments submitted on the proposed MOU when making its decision on whether to execute this renewal MOU. The FHWA will make the final, executed MOU publicly available.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program.)

Authority: 23 U.S.C. 326; 42 U.S.C. 4331, 4332; 23 CFR 771.117; 49 CFR 1.85; 40 CFR 1507.3, 1508.4.

Vincent Mammano,

California Division Administrator, Federal Highway Administration.

[FR Doc. 2019–01810 Filed 2–8–19; 8:45 am]

BILLING CODE 4910–22–P

DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

[Docket No. FHWA–2018–0046]

Application From the State of Arizona to the Surface Transportation Project Delivery Program and Proposed Memorandum of Understanding (MOU) Assigning Environmental Responsibilities to the State

AGENCY: Federal Highway Administration (FHWA), U.S. Department of Transportation (DOT).

ACTION: Notice of proposed MOU and request for comments.

SUMMARY: This notice announces that FHWA has received and reviewed an application from the Arizona Department of Transportation (ADOT) requesting participation in the Surface Transportation Project Delivery Program (Program). This Program allows for FHWA to assign, and States to assume, responsibilities under the National Environmental Policy Act of 1969 (NEPA), and all or part of FHWA's responsibilities for environmental review, consultation, or other actions required under any Federal environmental law with respect to one or more Federal highway projects within the State. The FHWA has determined the application to be complete and developed a draft MOU with ADOT outlining how the State would implement the program with FHWA oversight. The FHWA invites the public to comment on ADOT's request, including its application and the proposed MOU, which includes the proposed assignments and assumptions of environmental review, consultation, and other activities.

DATES: Please submit comments by March 13, 2019.

ADDRESSES: To ensure that you do not duplicate your docket submissions, please submit them by only one of the following means:

- *Federal eRulemaking Portal:* Go to *http://www.regulations.gov* and follow the online instructions for submitting comments.
- *Facsimile (Fax):* 1–202–493–2251.
- *Mail:* Docket Management Facility; U.S. Department of Transportation, 1200 New Jersey Ave. SE, West Building Ground Floor Room W12–140, Washington, DC 20590.
- *Hand Delivery:* West Building Ground Floor, Room W12–140, 1200 New Jersey Ave. SE, Washington, DC 20590 between 9:00 a.m. and 5:00 p.m. e.t., Monday through Friday, except Federal holidays.

Instructions: You must include the agency name and docket number at the beginning of your comments. All comments received will be posted without change to *http://www.regulations.gov,* including any personal information provided.

FOR FURTHER INFORMATION CONTACT: Anthony Sarhan, Assistant Division Administrator, Federal Highway Administration Arizona Division, 4000 North Central Avenue, Suite 1500, Phoenix, AZ 85012–3500, 7:30 a.m.–4:30 p.m. (MST), (602) 379–3646, *Anthony.Sarhan@dot.gov.*

Steven Olmsted, NEPA Assignment Manager, Arizona Department of Transportation, Environmental Planning, 1611 West Jackson, Mail Drop EM02, Phoenix, AZ 85007, (602) 712–6421, *solmsted@azdot.gov.*

SUPPLEMENTARY INFORMATION:

Electronic Access

An electronic copy of this notice may be downloaded from the **Federal Register**'s home page at *http://*

www.archives.gov. An electronic version of the application materials and proposed MOU may be downloaded by accessing the DOT DMS docket, as described above, at *http://www.regulations.gov/.*

Background

Section 327 of title 23, United States Code (23 U.S.C. 327), allows the Secretary of the U.S. Department of Transportation (Secretary) to assign, and a State to assume, responsibility for all or part of FHWA's responsibilities for environmental review, consultation, or other actions required under any Federal environmental law with respect to one or more Federal-aid highway projects within the State pursuant to the National Environmental Policy Act of 1969 (42 U.S.C. 4321 *et seq.*). The FHWA is authorized to act on behalf of the Secretary with respect to these matters.

Under the proposed MOU, FHWA would assign to the State, through ADOT, its responsibility of making project-level decisions in relation to NEPA on highway projects within the State of Arizona that are proposed to be funded with Title 23 funds or otherwise require FHWA approval, and that require preparation of a categorical exclusion (CE) determination, environmental assessment (EA), or environmental impact statement (EIS) with the exception of the following:

(1) EIS projects—South Mountain Freeway; Interstate 11 Corridor Tier 1 EIS, Nogales to Wickenburg; Sonoran Corridor Tier 1 EIS;

(2) EA projects—State Route 303; Interstate 10 to State Route 30;

Projects excluded in (1) and (2) above, except the South Mountain Freeway, will be retained by FHWA until either (a) expiration of the statute of limitations period for projects on which a limitation of claims notice will be issued under 23 U.S.C. 139(l), or (b) completion of the NEPA process on projects on which such notice will not be issued. The ADOT agrees to be responsible for any re-evaluations needed under 23 CFR 771.129 or other environmental reviews needed for such projects thereafter. The FHWA will retain responsibility for environmental review, consultation, or other actions required under any Federal environmental law for the South Mountain Freeway until the project is complete;

(3) highway projects authorized under 23 U.S.C. 202, 203, and 204, unless the project will be designed and/or constructed by ADOT;

(4) projects that cross or are adjacent to international boundaries;

(5) any project that crosses State boundaries;

(6) Projects advanced by direct recipients of Federal-aid Highway funds other than ADOT, under, but not limited to, the following programs:

1. Transportation Investment Generating Economic Recovery (TIGER) and Better Utilizing Investments to Leverage Development (BUILD) discretionary grants and other competitive grant programs; and

2. Transportation Infrastructure Finance and Innovation Act (TIFIA) Credit Program.

The assignment would give the State the responsibility to conduct environmental review, consultation, and other related activities for project delivery under the following laws and requirements:

Air Quality

- Clean Air Act, 42 U.S.C. 7401–7671q, with the exception of conformity determinations

Executive Orders (E.O.) Relating to Highway Projects

- E.O. 11988, Floodplain Management (except approving design standards and determinations that a significant encroachment is the only practicable alternative under 23 CFR parts 650.113 and 650.115)
- E.O. 11990, Protection of Wetlands
- E.O. 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low Income Populations
- E.O. 13112, Invasive Species, as amended by E.O. 13751, Safeguarding the Nation from the Impacts of Invasive Species
- E.O. 13807, Establishing Discipline and Accountability in the Environmental Review and Permitting Process for Infrastructure

FHWA-Specific

- Efficient Project Reviews for Environmental Decision Making, 23 U.S.C. 139
- Environmental Impact and Related Procedures, 23 CFR part 771
- Planning and Environmental Linkages, 23 U.S.C. 168, with the exception of those FHWA responsibilities associated with 23 U.S.C. 134 and 135
- Programmatic Mitigation Plans, 23 U.S.C. 169, with the exception of those FHWA responsibilities associated with 23 U.S.C. 134 and 135

Hazardous Materials Management

- Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), 42 U.S.C. 9601–9675
- Resource Conservation and Recovery Act (RCRA), 42 U.S.C. 6901–6992k
- Superfund Amendments and Reauthorization Act (SARA), 42 U.S.C. 9671–9675

Historic and Cultural Resources

- Archeological and Historic Preservation Act of 1974, as amended, 54 U.S.C. 312501–312508
- Archeological Resources Protection Act of 1979, 16 U.S.C. 470(aa)–(mm)
- Native American Grave Protection and Repatriation Act (NAGPRA), 25 U.S.C. 3001–3013; 18 U.S.C. 1170
- Section 106 of the National Historic Preservation Act of 1966, as amended, 54 U.S.C. 306101 *et seq.*
- 23 U.S.C. 138 and Section 4(f) of the Department of Transportation Act of 1966, 49 U.S.C. 303 and implementing regulations at 23 CFR part 774

Noise

- Compliance with the noise regulations in 23 CFR part 772
- Noise Control Act of 1972, 42 U.S.C. 4901–4918

Parklands and Other Special Land Uses

- Land and Water Conservation Fund (LWCF) Act, 54 U.S.C. 200302–200310
- Section 4(f) of the Department of Transportation Act of 1966, 23 U.S.C. 138, 49 U.S.C. 303 and implementing regulations at 23 CFR part 774

Social and Economic Impacts

- American Indian Religious Freedom Act, 42 U.S.C. 1996
- Farmland Protection Policy Act (FPPA), 7 U.S.C. 4201–4209

Water Resources and Wetlands

- Clean Water Act, 33 U.S.C. 1251–1387 (Sections 319 and 401, 402, 404, and 408)
- Emergency Wetlands Resources Act, 16 U.S.C. 3901 and 3921
- FHWA wetland and natural habitat mitigation regulations, 23 CFR part 777
- Flood Disaster Protection Act, 42 U.S.C. 4001–4130
- Rivers and Harbors Act of 1899, 33 U.S.C. 403
- Safe Drinking Water Act (SDWA), 42 U.S.C. 300f–300j–26
- Wetlands Mitigation, 23 U.S.C. 119(g) and 133(b)(14)
- Wild and Scenic Rivers Act, 16 U.S.C. 1271–1287

Wildlife

- Fish and Wildlife Coordination Act, 16 U.S.C. 661–667d

- Migratory Bird Treaty Act, 16 U.S.C. 703–712
- Bald and Golden Eagle Protection Act, 16 U.S.C. 668–668d
- Section 7 of the Endangered Species Act of 1973, 16 U.S.C. 1531–1544

The Secretary's responsibilities for government-to-government consultation with Indian tribes, as defined in 36 CFR 800.16(m), are not assigned to or assumed by ADOT under the proposed MOU. The FHWA will retain responsibility for conducting formal government-to-government consultation with federally recognized Indian tribes. The ADOT will conduct routine consultation with Indian tribes and understands that an Indian tribe has the right for government-to-government consultation with FHWA upon request.

Nothing in the proposed MOU shall be construed to permit ADOT's assumption of the Secretary's responsibilities for conformity determinations required by Section 176 of the Clean Air Act (42 U.S.C. 7506) or any responsibility under 23 U.S.C. 134 or 135, or under 49 U.S.C. 5303 or 5304.

The assignment under this part does not alter the scope and terms of the Section 326 MOU signed on January 3, 2018, between ADOT and FHWA. As applicable, ADOT will conduct all environmental reviews authorized under the terms of that MOU.

On the cover page of each EA, Finding of No Significant Impact (FONSI), EIS, and Record of Decision (ROD) prepared under the authority granted by this MOU, and for memoranda corresponding to any CE determination it makes, ADOT shall insert the following language in a way that is conspicuous to the reader:

The environmental review, consultation, and other actions required by applicable Federal environmental laws for this project are being, or have been, carried out by ADOT pursuant to 23 U.S.C. 327 and a Memorandum of Understanding dated [MMDDYYYY] and executed by FHWA and ADOT.

The ADOT will also disclose to the public, agencies and tribes as part of agency outreach and public involvement procedures, the above disclosure.

The ADOT will not make any determination that an action constitutes a constructive use of a Section 4(f) property under 49 U.S.C. 303/23 U.S.C. 138 without first consulting with FHWA and obtaining approval of such determination.

A copy of the proposed MOU may be viewed on the online docket, as described above, or may be obtained by contacting FHWA or the State at the addresses provided above. A copy also may be viewed on the ADOT website at: *https://www.azdot.gov/business/environmental-planning/ce-assignment-and-nepa-assignment.*

The FHWA Arizona Division, in consultation with FHWA Headquarters, will consider the comments submitted when making its decision on the proposed MOU. Any final MOU approved by FHWA may include changes based on comments and consultations relating to the proposed MOU and will be made publicly available.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction. The regulations implementing E.O. 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program.)

Authority: 23 U.S.C. 327; 42 U.S.C. 4331, 4332; 23 CFR 771.101–139; 23 CFR 773.109; 40 CFR 1507.3; and 49 CFR 1.85.

Issued on: February 4, 2019.

Brandye L. Hendrickson,

Deputy Administrator, Federal Highway Administration.

[FR Doc. 2019–01808 Filed 2–8–19; 8:45 am]

BILLING CODE 4910–22–P

DEPARTMENT OF TRANSPORTATION

Federal Railroad Administration

[Docket Number FRA–2019–0007]

Petition for Waiver of Compliance

Under part 211 of Title 49 Code of Federal Regulations (CFR), this document provides the public notice that on December 21, 2018, the Regional Transportation District (RTD) and Adams County, Colorado, petitioned the Federal Railroad Administration (FRA) for a waiver of compliance from certain provisions of the Federal railroad safety regulations contained at 49 CFR part 222. FRA assigned the petition Docket Number FRA–2019–0007.

Specifically, petitioners seek a waiver from the provisions of 49 CFR 222.35(b)(1) to establish a new quiet zone consisting of three public highway-rail grade crossings with active grade crossing warning devices comprising both flashing lights and gates that are not equipped with constant warning time devices. The crossing warning devices on the proposed RTD G-Line are primarily activated by a wireless crossing activation system (WCAS) using ''GPS-determined train speed and location to predict how many seconds a train is from the crossing.'' Petitioners assert that this information is communicated wirelessly to the crossing warning devices and seeks to provide constant warning times. Additionally, this system is supplemented by a conventional track warning system in case the WCAS is unavailable.

A copy of the petition, as well as any written communications concerning the petition, is available for review online at *www.regulations.gov* and in person at the U.S. Department of Transportation's (DOT) Docket Operations Facility, 1200 New Jersey Avenue SE, W12–140, Washington, DC 20590. The Docket Operations Facility is open from 9 a.m. to 5 p.m., Monday through Friday, except Federal Holidays.

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings since the facts do not appear to warrant a hearing. If any interested parties desire an opportunity for oral comment and a public hearing, they should notify FRA, in writing, before the end of the comment period and specify the basis for their request.

All communications concerning these proceedings should identify the appropriate docket number and may be submitted by any of the following methods:

- Website: *http://www.regulations.gov*. Follow the online instructions for submitting comments.
- Fax: 202–493–2251.
- Mail: Docket Operations Facility, U.S. Department of Transportation, 1200 New Jersey Avenue SE, W12–140, Washington, DC 20590.
- Hand Delivery: 1200 New Jersey Avenue SE, Room W12–140, Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal Holidays.

Communications received by March 28, 2019 will be considered by FRA before final action is taken. Comments received after that date will be considered if practicable.

Anyone can search the electronic form of any written communications and comments received into any of our dockets by the name of the individual submitting the comment (or signing the document, if submitted on behalf of an association, business, labor union, etc.). Under 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its processes. DOT posts these comments, without edit, including any personal information the commenter provides, to *www.regulations.gov,* as described in the system of records notice (DOT/ALL–14 FDMS), which can be reviewed at *https://*

www.transportation.gov/privacy. See also *https://www.regulations.gov/privacyNotice* for the privacy notice of *regulations.gov*.

Issued in Washington, DC.

Robert C. Lauby,

Associate Administrator for Railroad Safety, Chief Safety Officer.

[FR Doc. 2019–01799 Filed 2–8–19; 8:45 am]

BILLING CODE 4910–06–P

DEPARTMENT OF TRANSPORTATION

Pipeline and Hazardous Materials Safety Administration

[Docket No. PHMSA–2019–0001]

Pipeline Safety: Information Collection Activities

AGENCY: Pipeline and Hazardous Materials Safety Administration (PHMSA), DOT.

ACTION: Notice and request for comments.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995, PHMSA invites comments on certain information collections that are due to expire in 2019. PHMSA will request an extension with no change for the information collections identified by the Office of Management and Budget (OMB) control numbers 2137–0610, 2137–0624, and 2137–0625, which are due to expire on April 30, 2019. PHMSA will also request an extension with no change for the information collection identified by OMB Control number 2137–0589, which is due to expire on 7/31/2019.

DATES: Interested persons are invited to submit comments on or before April 12, 2019.

ADDRESSES: Comments may be submitted in the following ways:

E-Gov website: http://www.regulations.gov. This site allows the public to enter comments on any **Federal Register** notice issued by any agency.

Fax: 1–202–493–2251.

Mail: Docket Management Facility; U.S. Department of Transportation (DOT), 1200 New Jersey Avenue SE, West Building, Room W12–140, Washington, DC 20590–0001.

Hand Delivery: Room W12–140 on the ground level of DOT, West Building, 1200 New Jersey Avenue SE, Washington, DC, between 9:00 a.m. and 5:00 p.m., Monday through Friday, except Federal holidays.

Instructions: Identify the docket number PHMSA–2019–0001 at the beginning of your comments. Note that all comments received will be posted without change to *http://www.regulations.gov,* including any personal information provided. You should know that anyone is able to search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). Therefore, you may want to review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (65 FR 19476) or visit *http://www.regulations.gov* before submitting any such comments.

Docket: For access to the docket or to read background documents or comments, go to *http://www.regulations.gov* at any time or to Room W12–140 on the ground level of DOT, West Building, 1200 New Jersey Avenue SE, Washington, DC, between 9:00 a.m. and 5:00 p.m., Monday through Friday, except Federal holidays. If you wish to receive confirmation of receipt of your written comments, please include a self-addressed, stamped postcard with the following statement: ''Comments on PHMSA–2019–0001.'' The Docket Clerk will date stamp the postcard prior to returning it to you via the U.S. mail. Please note that due to delays in the delivery of U.S. mail to federal offices in Washington, DC, we recommend that persons consider an alternative method (internet, fax, or professional delivery service) of submitting comments to the docket and ensuring their timely receipt at DOT.

FOR FURTHER INFORMATION CONTACT: Angela Hill by telephone at 202–366–1246, by fax at 202–366–4566, or by mail at DOT, PHMSA, 1200 New Jersey Avenue SE, PHP–30, Washington, DC 20590–0001.

SUPPLEMENTARY INFORMATION: Section 1320.8(d), Title 5, Code of Federal Regulations, requires PHMSA to provide interested members of the public and affected agencies an opportunity to comment on information collection and recordkeeping requests. This notice identifies several information collection requests that PHMSA will submit to OMB for renewal. The following information is provided for each information collection: (1) Title of the information collection; (2) OMB control number; (3) Current expiration date; (4) Type of request; (5) Abstract of the information collection activity; (6) Description of affected public; (7) Estimate of total annual reporting and recordkeeping burden; and (8) Frequency of collection. PHMSA will request a three-year term of approval for each information collection activity. PHMSA requests comments on the following information collections:

1. *Title:* Pipeline Integrity Management in High Consequence Areas Gas Transmission Pipeline Operators.

OMB Control Number: 2137–0610.

Current Expiration Date: 4/30/2019.

Type of Request: Extension without change of a currently approved collection.

Abstract: This information collection request pertains to Gas Transmission operators jurisdictional to 49 CFR part 192 subpart O—Gas Transmission Integrity Management Program. Pipeline Safety regulations in § 192.907 require gas transmission operators jurisdictional to part 192 subpart O to develop and follow a written integrity management program that contains all the elements described in § 192.911. Gas transmission operators subject to these regulations must also maintain records that demonstrate compliance with part 192 subpart O, as described in § 192.947, for the life of the pipeline. PHMSA or state regulators may review the records as a part of inspections. Gas transmission operators are also required to report to PHMSA certain actions related to their integrity management program.

Affected Public: Gas transmission operators.

Annual Reporting and Recordkeeping Burden:

Estimated number of responses: 733.

Estimated annual burden hours: 1,018,807.

Frequency of Collection: On occasion.

2. *Title:* Control Room Management/Human Factors.

OMB Control Number: 2137–0624.

Current Expiration Date: 4/30/2019.

Type of Request: Extension without change of a currently approved collection.

Abstract: 49 CFR 192.631 and 195.446 address human factors and other components of control room management. These regulations require operators of hazardous liquid pipelines and gas pipelines to develop and implement a human factors management plan designed to reduce risks associated with human factors in each control room.

Affected Public: Operators of both natural gas and hazardous liquid pipeline systems.

Annual Reporting and Recordkeeping Burden:

Estimated Number of Responses: 2,702.

Estimated Annual Burden Hours: 127,328.

Frequency of Collection: On occasion.

3. *Title:* Pipeline Safety: Integrity Management Program for Gas Distribution Pipelines.

OMB Control Number: 2137–0625.

Current Expiration Date: 4/30/2019.

Type of Request: Extension without change of a currently approved collection.

Abstract: The Federal Pipeline Safety Regulations require operators of gas distribution pipelines to develop and implement integrity management (IM) programs. The purpose of these programs is to enhance safety by identifying and reducing pipeline integrity risks. PHMSA requires that operators maintain records demonstrating compliance with these requirements for 10 years and that these records must include superseded IM plans.

Affected Public: Operators of gas distribution pipeline systems.

Annual Reporting and Recordkeeping Burden:

Estimated Number of Responses: 9,343.

Estimated Annual burden Hours: 865,178.

Frequency of Collection: On occasion.

4. *Title:* Response Plans for Onshore Oil Pipelines.

OMB Control Number: 2137–0589.

Current Expiration Date: 7/31/2019.

Type of Request: Revision of a currently approved information collection.

Abstract: 49 CFR part 194 requires an operator of an onshore oil pipeline facility to prepare and submit an oil spill response plan to PHMSA for review and approval.

Affected Public: Operators of onshore oil pipeline facilities.

Estimated Number of Responses: 434.

Estimated Annual Burden Hours: 59,458.

Frequency of Collection: On occasion.

Comments are invited on:

(a) The need for the proposed collection of information, including whether the information will have practical utility in helping the agency to achieve its pipeline safety goals;

(b) The accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;

(c) Ways to enhance the quality, utility, and clarity of the information to be collected; and

(d) Ways to minimize the burden of the collection of information on those who are to respond, including the use of appropriate automated, electronic, mechanical, or other technological collection techniques.

Authority: The Paperwork Reduction Act of 1995; 44 U.S.C. Chapter 35, as amended; and 49 CFR 1.48.

Issued in Washington, DC, on February 05, 2019, under authority delegated in 49 CFR 1.97.

John A. Gale,

Director, Standards and Rulemaking Division.

[FR Doc. 2019–01856 Filed 2–8–19; 8:45 am]

BILLING CODE 4910–60–P

DEPARTMENT OF THE TREASURY

Office of the Comptroller of the Currency

Agency Information Collection Activities: Information Collection Renewal; Submission for OMB Review; Annual Stress Test Rule

AGENCY: Office of the Comptroller of the Currency, Treasury (OCC).

ACTION: Notice and request for comment.

SUMMARY: The OCC, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other federal agencies to take this opportunity to comment on the renewal of this information collection as required by the Paperwork Reduction Act of 1995 (PRA).

An agency may not conduct or sponsor, and a respondent is not required to respond to, an information collection unless it displays a currently valid Office of Management and Budget (OMB) control number.

Currently, the OCC is soliciting comment concerning the renewal of its information collection titled ''Annual Stress Test Rule.'' The OCC also is giving notice that it has sent the collection to OMB for review.

DATES: Comments must be received on or before March 13, 2019.

ADDRESSES: Commenters are encouraged to submit comments by email, if possible. You may submit comments by any of the following methods:

- *Email: prainfo@occ.treas.gov.*
- *Mail:* Legislative and Regulatory Activities Division, Office of the Comptroller of the Currency, Attention: 1557–0311, 400 7th Street SW, Suite 3E–218, Washington, DC 20219.
- *Hand Delivery/Courier:* 400 7th Street SW, Suite 3E–218, Washington, DC 20219.
- *Fax:* (571) 465–4326.

Instructions: You must include ''OCC'' as the agency name and ''1557–0311'' in your comment. In general, the OCC will post comments on *www.reginfo.gov* without change, including any business or personal information provided, such as name and address information, email addresses, or phone numbers. Comments received, including attachments and other supporting materials, are part of the public record and subject to public disclosure. Do not include any information in your comment or supporting materials that you consider confidential or inappropriate for public disclosure.

Additionally, please send a copy of your comments by mail to: OCC Desk Officer, 1557–0311, U.S. Office of Management and Budget, 725 17th Street NW, #10235, Washington, DC 20503 or by email to *oira_submission@omb.eop.gov.*

You may review comments and other related materials that pertain to this information collection[1] following the close of the 30-day comment period for this notice by any of the following methods:

- *Viewing Comments Electronically:* Go to *www.reginfo.gov.* Click on the ''Information Collection Review'' tab. Underneath the ''Currently under Review'' section heading, from the drop-down menu, select ''Department of Treasury'' and then click ''submit.'' This information collection can be located by searching by OMB control number ''1557–0311'' or ''Annual Stress Test Rule.'' Upon finding the appropriate information collection, click on the related ''ICR Reference Number.'' On the next screen, select ''View Supporting Statement and Other Documents'' and then click on the link to any comment listed at the bottom of the screen.
- For assistance in navigating *www.reginfo.gov,* please contact the Regulatory Information Service Center at (202) 482–7340.
- *Viewing Comments Personally:* You may personally inspect comments at the OCC, 400 7th Street SW, Washington, DC. For security reasons, the OCC requires that visitors make an appointment to inspect comments. You may do so by calling (202) 649–6700 or, for persons who are deaf or hearing impaired, TTY, (202) 649–5597. Upon arrival, visitors will be required to present valid government-issued photo identification and submit to security screening in order to inspect comments.

FOR FURTHER INFORMATION CONTACT: Shaquita Merritt, Clearance Officer, (202) 649–5490 or, for persons who are deaf or hearing impaired, TTY, (202) 649–5597, Chief Counsel's Office, Office of the Comptroller of the Currency, 400 7th St. SW, Suite 3E–218, Washington, DC 20219.

[1] On December 6, 2018 the OCC published a 60-day notice for this information collection.

SUPPLEMENTARY INFORMATION: Under the Paperwork Reduction Act (PRA) (44 U.S.C. 3501–3520), federal agencies must obtain approval from the OMB for each collection of information that they conduct or sponsor. ''Collection of information'' is defined in 44 U.S.C. 3502(3) and 5 CFR 1320.3(c) to include agency requests or requirements that members of the public submit reports, keep records, or provide information to a third party. The OCC asks that OMB extend its approval of this collection.

Title: Annual Stress Test Rule.

OMB Control No.: 1557–0311.

Description: Section 165(i)(2) of the Dodd-Frank Wall Street Reform and Consumer Protection Act requires certain financial companies, including national banks and federal savings associations, to conduct annual stress tests [2] and requires the primary financial regulatory agency [3] of those financial companies to issue regulations implementing the stress test requirements.[4]

Twelve CFR 46.6(a) specifies the calculations of the potential impact on capital that must be made during each quarter of a planning horizon. Section 46.6(c)(1) requires the senior management of each covered institution to establish and maintain a system of controls, oversight, and documentation, including policies and procedures that, at a minimum, describe the covered institution's stress test practices and methodologies and processes for updating the covered institution's stress test practices. Section 46.6(c)(2) provides that the board of directors of the covered institution shall approve and review these policies and procedures no less than annually and provide the board of directors and senior management with a summary of the stress test results.

Section 46.7 provides that each covered institution shall report to the OCC and to the Board of Governors of the Federal Reserve System annually the results of the stress test in the time, manner and form specified by the OCC.

Section 46.8 requires that a covered institution publish a summary of the results of its annual stress tests on its website or in any other forum that is reasonably accessible to the public. The summary must include a description of the types of risks included in the stress test, a summary description of the methodologies used in the stress test, estimates of aggregate losses, pre-provision net revenue, provisions for loan and lease losses, net income, and pro forma capital ratios and an explanation of the most significant causes of the changes in regulatory capital ratios. The summary also must reflect, for estimates of aggregate losses, pre-provision net revenue, provisions for loan and lease losses, the estimated cumulative effects and estimated capital ratios, net income, and pro forma capital ratios (including regulatory and any other capital ratios specified by the OCC) at the end of the planning horizon, under the severely adverse scenario.

Type of Review: Regular.

Affected Public: Businesses or other for-profit.

Estimated Number of Respondents: 61.

Estimated Total Annual Burden: 63,440 hours.

The OCC issued a notice for 60 days of comment regarding the collection on December 6, 2018, 83 FR 62953. No comments were received. Comments continue to be invited on:

(a) Whether the collection of information is necessary for the proper performance of the functions of the OCC, including whether the information has practical utility;

(b) The accuracy of the OCC's estimate of the burden of the collection of information;

(c) Ways to enhance the quality, utility, and clarity of the information to be collected;

(d) Ways to minimize the burden of the collection on respondents, including through the use of automated collection techniques or other forms of information technology; and

(e) Estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

Dated: February 4, 2019.

Theodore J. Dowd,

Deputy Chief Counsel, Office of the Comptroller of the Currency.

[FR Doc. 2019–01720 Filed 2–8–19; 8:45 am]

BILLING CODE 4810–33–P

[2] 12 U.S.C. 5365(i)(2)(A).

[3] 12 U.S.C. 5301(12).

[4] 12 U.S.C. 5365(i)(2)(C).

DEPARTMENT OF THE TREASURY

Office of the Comptroller of the Currency

Agency Information Collection Activities: Information Collection Renewal; Submission for OMB Review; Identity Theft Red Flags and Address Discrepancies Under the Fair and Accurate Credit Transactions Act of 2003

AGENCY: Office of the Comptroller of the Currency, Treasury (OCC).

ACTION: Notice and request for comment.

SUMMARY: The OCC, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other federal agencies to take this opportunity to comment on a continuing information collection as required by the Paperwork Reduction Act of 1995 (PRA).

An agency may not conduct or sponsor, and a respondent is not required to respond to, an information collection unless it displays a currently valid OMB control number.

The OCC is soliciting comment concerning the renewal of its information collection titled, ''Identity Theft Red Flags and Address Discrepancies under the Fair and Accurate Credit Transactions Act of 2003.'' The OCC also is giving notice that it has sent the collection to OMB for review.

DATES: Comments must be received on or before March 13, 2019.

ADDRESSES: Commenters are encouraged to submit comments by email, if possible. You may submit comments by any of the following methods:

- *Email: prainfo@occ.treas.gov.*
- *Mail:* Legislative and Regulatory Activities Division, Office of the Comptroller of the Currency, Attention: 1557–0237, 400 7th Street SW, Suite 3E–218, Washington, DC 20219.
- *Hand Delivery/Courier:* 400 7th Street SW, Suite 3E–218, Washington, DC 20219.
- *Fax:* (571) 465–4326.

Instructions: You must include ''OCC'' as the agency name and ''1557–0237'' in your comment. In general, the OCC will publish comments on *www.reginfo.gov* without change, including any business or personal information provided, such as name and address information, email addresses, or phone numbers. Comments received, including attachments and other supporting materials, are part of the public record and subject to public disclosure. Do not include any information in your comment or supporting materials that you consider confidential or inappropriate for public disclosure.

Additionally, please send a copy of your comments by mail to: OCC Desk Officer, 1557–0237, U.S. Office of Management and Budget, 725 17th Street NW, #10235, Washington, DC 20503 or by email to *oira_submission@omb.eop.gov.*

You may review comments and other related materials that pertain to this information collection [1] following the close of the 30-Day comment period for

[1] On November 13, 2018 the OCC published a 60-day notice for this information collection.

this notice by any of the following methods:

• *Viewing Comments Electronically:* Go to *www.reginfo.gov.* Click on the ''Information Collection Review'' tab. Underneath the ''Currently under Review'' section heading, from the drop-down menu, select ''Department of Treasury'' and then click ''submit.'' This information collection can be located by searching by OMB control number ''1557–0237'' or ''Identity Theft Red Flags and Address Discrepancies under the Fair and Accurate Credit Transactions Act of 2003.'' Upon finding the appropriate information collection, click on the related ''ICR Reference Number.'' On the next screen, select ''View Supporting Statement and Other Documents'' and then click on the link to any comment listed at the bottom of the screen.

• For assistance in navigating *www.reginfo.gov,* please contact the Regulatory Information Service Center at (202) 482–7340.

• *Viewing Comments Personally:* You may personally inspect comments at the OCC, 400 7th Street, SW Washington, DC. For security reasons, the OCC requires that visitors make an appointment to inspect comments. You may do so by calling (202) 649–6700 or, for persons who are deaf or hearing impaired, TTY, (202) 649–5597. Upon arrival, visitors will be required to present valid government-issued photo identification and submit to security screening in order to inspect comments.

FOR FURTHER INFORMATION CONTACT: Shaquita Merritt, Clearance Officer, (202) 649–5490 or, for persons who are deaf or hearing impaired, TTY, (202) 649–5597, Chief Counsel's Office, Office of the Comptroller of the Currency, 400 7th Street SW, Suite 3E–218, Washington, DC 20219.

SUPPLEMENTARY INFORMATION: Under the PRA (44 U.S.C. 3501–3520), federal agencies must obtain approval from OMB for each collection of information they conduct or sponsor. ''Collection of information'' is defined in 44 U.S.C. 3502(3) and 5 CFR 1320.3(c) to include agency requests and requirements that members of the public submit reports, keep records, or provide information to a third party. The OCC requests that OMB extend its approval of the following collection.

Title: Identity Theft Red Flags and Address Discrepancies under the Fair and Accurate Credit Transactions Act of 2003.

OMB Control No.: 1557–0237.

Description: Section 114 of the Fair and Accurate Credit Transactions Act of 2003 (FACT Act) [2] amended section 615 of the Fair Credit Reporting Act (FCRA) [3] to require the Agencies [4] to issue jointly:

• Guidelines for financial institutions and creditors regarding identity theft with respect to their account holders and customers; (in developing the guidelines, the Agencies are required to identify patterns, practices, and specific forms of activity that indicate the possible existence of identity theft; the guidelines must be updated as often as necessary and must be consistent with the policies and procedures required under section 326 of the USA PATRIOT Act, (31 U.S.C. 5318(l));

• Regulations that require each financial institution and each creditor to establish reasonable policies and procedures for implementing the guidelines in order to identify possible risks to account holders or customers or to the safety and soundness of the institution or creditor; and

• Regulations generally requiring credit and debit card issuers to assess the validity of change of address requests under certain circumstances.

Section 315 of the FACT Act [5] also amended section 605 of FCRA [6] to require the Agencies to issue regulations providing guidance regarding what reasonable policies and procedures a user of consumer reports must have in place and employ when a user receives a notice of address discrepancy from a consumer reporting agency (CRA). These regulations are required to describe reasonable policies and procedures for users of consumer reports to:

• Enable a user to form a reasonable belief that it knows the identity of the person for whom it has obtained a consumer report; and

• Reconcile the address of the consumer with the CRA, if the user establishes a continuing relationship with the consumer, and the user regularly and in the ordinary course of business furnishes information to the CRA.

As required by section 114 of the FACT Act, appendix J to 12 CFR part 41 contains guidelines for financial institutions and creditors to use in identifying patterns, practices, and specific forms of activity that may indicate the existence of identity theft. In addition, 12 CFR 41.90 requires each financial institution or creditor that is a national bank, federal savings association, federal branch or agency of a foreign bank, and any of their operating subsidiaries that are not functionally regulated, to establish an Identity Theft Prevention Program (Program) designed to detect, prevent, and mitigate identity theft in connection with accounts. Pursuant to § 41.91, credit card and debit card issuers must implement reasonable policies and procedures to assess the validity of a request for a change of address under certain circumstances.

Section 41.90 requires each OCC-regulated financial institution or creditor that offers or maintains one or more covered accounts to develop and implement a Program. In developing a Program, financial institutions and creditors are required to consider the guidelines in appendix J and include the suggested provisions, as appropriate. The initial Program must be approved by the institution's board of directors or by an appropriate committee thereof. The board, an appropriate committee thereof, or a designated employee at the level of senior management must be involved in the oversight of the Program. In addition, staff members must be trained to carry out the Program. Pursuant to § 41.91, each credit and debit card issuer is required to establish and implement policies and procedures to assess the validity of a change of address request if it is followed by a request for an additional or replacement card. Before issuing the additional or replacement card, the card issuer must notify the cardholder of the request and provide the cardholder a reasonable means to report incorrect address changes or use another means to assess the validity of the change of address.

As required by section 315 of the FACT Act, § 1022.82 [7] requires users of consumer reports to have in place reasonable policies and procedures that must be followed when a user receives a notice of address discrepancy from a CRA.

Section 1022.82 requires each user of consumer reports to develop and

[2] 15 U.S.C. 1681m(e).

[3] 15 U.S.C. 1681m.

[4] Section 114 required the guidelines and regulations to be issued jointly by the federal banking agencies (OCC, Board of Governors of the Federal Reserve System, and Federal Deposit Insurance Corporation), the National Credit Union Administration, and the Federal Trade Commission. Therefore, for purposes of this filing, ''Agencies'' refers to these entities. Note that Section 1088(a)(8) of the Dodd-Frank Act further amended section 615 of FCRA to also require the Securities and Exchange Commission and the Commodity Futures Trading Commission to issue Red Flags guidelines and regulations.

[5] 15 U.S.C. 1681c(h).

[6] 15 U.S.C. 1681c.

[7] Title X of the Dodd-Frank Wall Street Reform and Consumer Protection Act transferred this regulation to the CFPB. The OCC retains enforcement authority for this regulation for institutions with $10 billion in total assets or less.

implement reasonable policies and procedures designed to enable the user to form a reasonable belief that a consumer report relates to the consumer about whom it requested the report when it receives a notice of address discrepancy from a CRA. A user of consumer reports also must develop and implement reasonable policies and procedures for furnishing a customer address that the user has reasonably confirmed to be accurate to the CRA from which it receives a notice of address discrepancy when the user can: (1) Form a reasonable belief that the consumer report relates to the consumer about whom the user has requested the report; (2) establish a continuing relationship with the consumer; and (3) establish that it regularly and in the ordinary course of business furnishes information to the CRA from which it received the notice of address discrepancy.

Type of Review: Regular.

Affected Public: Individuals; Businesses or other for-profit.

Estimated Number of Respondents: 1,187.

Estimated Total Annual Burden: 132,007 hours.

The OCC issued a notice for 60 days of comment regarding this collection on November 13, 2018, 83 FR 56402. No comments were received. Comments continue to be invited on:

(a) Whether the collection of information is necessary for the proper performance of the functions of the OCC, including whether the information has practical utility;

(b) The accuracy of the OCC's estimate of the burden of the collection of information;

(c) Ways to enhance the quality, utility, and clarity of the information to be collected;

(d) Ways to minimize the burden of the collection on respondents, including through the use of automated collection techniques or other forms of information technology; and

(e) Estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

Dated: February 4, 2019.

Theodore J. Dowd,

Deputy Chief Counsel, Office of the Comptroller of the Currency.

[FR Doc. 2019–01719 Filed 2–8–19; 8:45 am]

BILLING CODE 4810–33–P

DEPARTMENT OF THE TREASURY

Office of Foreign Assets Control

[Case ID VENEZUELA–EO13850–15615]

Notice of OFAC Sanctions Actions

AGENCY: Office of Foreign Assets Control, Treasury.

ACTION: Notice

SUMMARY: The Department of the Treasury's Office of Foreign Assets Control (OFAC) is: (1) Providing notice of the sectoral determination by the Secretary of the Treasury pursuant to Executive Order 13850 (''Blocking Property of Additional Persons Contributing to the Situation in Venezuela'') (E.O. 13850); and (2) publishing the names of one or more persons that have been placed on OFAC's Specially Designated Nationals and Blocked Persons List based on OFAC's determination that one or more applicable legal criteria were satisfied. All property and interests in property subject to U.S. jurisdiction of these persons are blocked, and U.S. persons are generally prohibited from engaging in transactions with them.

DATES: See **SUPPLEMENTARY INFORMATION** section for effective date(s).

FOR FURTHER INFORMATION CONTACT: OFAC: Associate Director for Global Targeting, tel.: 202–622–2420; Assistant Director for Sanctions Compliance & Evaluation, tel.: 202–622–2490; Assistant Director for Licensing, tel.: 202–622–2480; Assistant Director for Regulatory Affairs, tel.: 202–622–4855; or the Department of the Treasury's Office of the General Counsel: Office of the Chief Counsel (Foreign Assets Control), tel.: 202–622–2410.

SUPPLEMENTARY INFORMATION:

Electronic Availability

The Specially Designated Nationals and Blocked Persons List and additional information concerning OFAC sanctions programs are available on OFAC's website (*https://www.treasury.gov/ofac*).

Notice of OFAC Actions

Sectoral Determination by the Secretary of the Treasury Pursuant to E.O. 13850

On January 28, 2019, the Secretary of the Treasury made the following determination:

Section 1(a) of E.O. 13850 imposes economic sanctions on any person determined by the Secretary of the Treasury, in consultation with the Secretary of State, to operate in such sectors of the Venezuelan economy as may be determined, pursuant to section 1(a)(i) of E.O. 13850, by the Secretary of the Treasury, in consultation with the Secretary of State.

To further address the extraordinary threat to the national security and foreign policy of the United States described in E.O. 13850, and in consultation with the Secretary of State, I hereby determine that section 1(a)(i) shall apply to the oil sector of the Venezuelan economy. Any person I or my designee subsequently determine, in consultation with the Secretary of State, operates in this sector shall be subject to sanctions pursuant to section 1(a)(i).

Blocking of Property and Interests in Property Pursuant to E.O. 13850

On January 28, 2019, OFAC determined that the property and interests in property subject to U.S. jurisdiction of the following person is blocked under the relevant sanctions authority listed below.

Entity

1. PETROLEOS DE VENEZUELA, S.A. (a.k.a. PDVSA; a.k.a. PETROLEOS DE VENEZUELA S A; a.k.a. PETROLEOS DE VENEZUELA S.A; a.k.a. REFINERIA EL PALITO), Edificio Petroleos De Venezuela, Torre Este, Piso 9, Avenida Libertador con calle El Empalme, La Campina, Caracas 1010, Venezuela; Torre Este Piso 9, Edif Petroleos de Venezuela, Avenida Libertador, Urb La Campina, Caracas, Distrito Federal, Venezuela; RIF # J–00095036–9 (Venezuela) [VENEZUELA–EO13850].

Designated pursuant to section 1(a)(i) of Executive Order 13850 of November 1, 2018, ''Blocking Property of Additional Persons Contributing to the Situation in Venezuela'' (E.O. 13850), for operating in the oil sector of the Venezuelan economy.

Dated: January 28, 2019.

Andrea Gacki,

Director, Office of Foreign Assets Control.

[FR Doc. 2019–01796 Filed 2–8–19; 8:45 am]

BILLING CODE 4810–AL–P

DEPARTMENT OF VETERANS AFFAIRS

VA Prevention of Fraud, Waste, and Abuse Advisory Committee—Notice of Meeting

The Department of Veterans Affairs (VA) gives notice under the Federal Advisory Committee that the VA Prevention of Fraud, Waste, and Abuse Advisory Committee will meet virtually on April 9, 2019 from 12:00 p.m. until 2:30 p.m. (EDT). The toll-free telephone number for this meeting is (844) 825–8490, access code: 734168606#. (*Note: Note: The telephone line will be muted*

except for the committee and VA Executives) This meeting will be open the the public.

The purpose of the Committee is to advise the Secretary, through the Assistant Secretary for Management and Chief Financial Officer, on matters relating to improving and enhancing VA's efforts to identify, prevent, and mitigate fraud, waste, and abuse across VA in order to improve the integrity of VA's payments and the efficiency of its programs and activities.

The agenda will include ethics training and a status of VA's implementation of the Committee's recommendations.

No time will be allocated at this meeting for receiving oral presentations from the public. Members of the public may submit written statements for the Committee's review to Elizabeth Morales via email at *PFWAAC2@va.gov.*

Dated: February 6, 2019.

Jelessa M. Burney,

Federal Advisory Committee Management Officer.

[FR Doc. 2019–01795 Filed 2–8–19; 8:45 am]

BILLING CODE P

DEPARTMENT OF VETERANS AFFAIRS

VA National Academic Affiliations Council, Notice of Meeting

The Department of Veterans Affairs (VA) gives notice under the Federal Advisory Committee Act that a meeting of the VA National Academic Affiliations Council (the Council) will be held March 20, 2019–March 21, 2019 at the VA Office of Academic Affiliations Conference Room 4040, 4th Floor, 811 Vermont Avenue NW, Washington, DC 20420. The meetings will be held:

Date:	Time:
Wednesday, March 20, 2019	9:00 a.m.–4:00 p.m. (EST).
Thursday, March 21, 2019	9:00 a.m.–12:00 p.m. (EST).

The meetings are open to the public.

The purpose of the Council is to advise the Secretary on matters affecting partnerships between VA and its academic affiliates.

On March 20, 2019, the Council will receive annual Federal Advisory Committee Act (FACA) and Ethics training, and explore recent diversity and inclusion activities. The Council will have an open discussion with Dr. Carolyn Clancy, Former Executive-in-Charge and currently assigned oversight responsibilities for the Offices of Academic Affiliations and Research and Development. NAAC members will receive a presentation from the Strategic Academic Advisory Council (SAAC) and an update on MISSION Act (Pub. L. 115–182) provisions related to health professions education.

On March 21, 2019, the Council will explore the VA Electronic Health Record Modernization as related to education and research, and will receive a status update on Academic Partnership Councils in VA. The Council will receive public comments from 3:45 p.m. to 4:00 p.m. on March 20, 2019; and again, at or before 11:30 a.m. to 11:45 a.m. on March 21, 2019.

Interested persons may attend and present oral statements to the Council. A sign-in sheet for those who want to give comments will be available at the meeting. Individuals who speak are invited to submit a 1–2-page summary of their comments at the time of the meeting for inclusion in the official meeting record. Oral presentations will be limited to five minutes or less, depending on the number of participants. Interested parties may also provide written comments for review by the Council prior to the meeting or at any time, via email to, *Larissa.Emory@va.gov,* or by mail to Larissa Emory PMP, CBP, MS, Designated Federal Officer, Office of Academic Affiliations (10X1), 810 Vermont Avenue NW, Washington, DC 20420. Any member of the public wishing to attend or seeking additional information should contact Ms. Emory via email or by phone at (915) 269–0465. Because the meeting will be held in a Government building, anyone attending must be prepared to submit to security screening and present a valid photo I.D. Please allow at least 30 minutes prior to the meeting for this process.

Dated: February 6, 2019.

Jelessa M. Burney,

Federal Advisory Committee Management Officer.

[FR Doc. 2019–01907 Filed 2–8–19; 8:45 am]

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Reader Aids

Federal Register

Vol. 84, No. 28

Monday, February 11, 2019

CUSTOMER SERVICE AND INFORMATION

Federal Register/Code of Federal Regulations

General Information, indexes and other finding aids — **202–741–6000**

Laws — **741–6000**

Presidential Documents

Executive orders and proclamations — **741–6000**

The United States Government Manual — **741–6000**

Other Services

Electronic and on-line services (voice) — **741–6020**

Privacy Act Compilation — **741–6050**

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FEDERAL REGISTER PAGES AND DATE, FEBRUARY

959–1342 1
1343–1598 4
1599–2042 5
2043–2426 6
2427–2704 7
2705–3094 8
3095–3284 11

CFR PARTS AFFECTED DURING FEBRUARY

At the end of each month the Office of the Federal Register publishes separately a List of CFR Sections Affected (LSA), which lists parts and sections affected by documents published since the revision date of each title.

3 CFR

Executive Orders:
13788 (Amended by 13858) 2039
13858 2039

Proclamations:
9840 2043
9841 2045

5 CFR

894 1599
1655 1600

7 CFR

51 959
300 2427
301 2427
318 2427
319 2427
330 2427
340 2427
355 2427
905 2047
989 2049
1212 1343

Proposed Rules:
54 1641
273 980
1209 3114

9 CFR

310 2430

10 CFR

2 2433
9 3095
13 2433
430 2436

Proposed Rules:
34 3116
36 3116
39 3116
50 2069
52 2069
100 2069
430 3120
431 1652

11 CFR

Proposed Rules:
100 2070
112 2071

12 CFR

263 2051
303 2705
327 1346
337 1346
348 2705
622 1354
652 2706
700 1601
701 1601
702 1601
703 1601
704 1601
705 1601
708a 1601
708b 1601
709 1601
710 1601
715 1601
717 1601
723 1601
725 1601
741 1601
745 1601
746 1601
747 ..... 1601, 2052
748 1601
749 1601
750 1601
760 1601
790 1601
791 1601
792 1601
1026 1356
1411 2437

Proposed Rules:
1 3062
3 3062
5 3062
6 3062
23 3062
24 3062
32 3062
34 3062
44 2778
160 3062
192 3062
206 3062
208 3062
211 3062
215 3062
217 3062
223 3062
225 3062
238 3062
248 2778
251 3062
303 3062
324 3062
337 ..... 2366, 3062
347 3062
351 2778
362 3062
365 ..... 1653, 3062
390 ..... 1653, 3062

14 CFR

39 ..... 2437, 2707, 2709, 2713, 2715
71 ..... 961, 2718, 3095, 3097, 3098, 3101
95 963

97 .....2441, 2443, 2719, 2720
Proposed Rules:
39 .....2465, 2467, 2791, 2793, 2796, 3131

15 CFR

6.....2445
902.....2725
950.....3101

16 CFR

Proposed Rules:
Ch. II.....3134

17 CFR

143.....3103
229.....2402
240.....2402
Proposed Rules:
75.....2778
255.....2778
270.....1286
274.....1286

18 CFR

11.....1359
250.....966
385.....966
Proposed Rules:
7.....2469
35.....993
141.....1412
385.....1412

20 CFR

30.....3026
Proposed Rules:
404.....1006
416.....1006

21 CFR

1308.....2448

22 CFR

Proposed Rules:
171.....1419

23 CFR

1270.....2731
1275.....2731
Proposed Rules:
658.....2071

25 CFR

Proposed Rules:
30.....3135

26 CFR

1.....1838, 2952
Proposed Rules:
1.....1014, 3015

29 CFR

Proposed Rules:
1404.....1420
4001.....2075
4204.....2075
4206.....2075
4207.....2075
4211.....2075
4219.....2075

31 CFR

27.....3105

32 CFR

100.....968
101.....968
279.....969
809a.....2734

33 CFR

117.....1401, 2735
165.....969, 2736
Proposed Rules:
154.....2799
155.....2800
165.....2479
328.....2483

34 CFR

36.....971
668.....971

37 CFR

385.....1918
Proposed Rules:
201.....1661

38 CFR

3.....2449
8.....2449
14.....2449
19.....2449
20.....2449
21.....2449
Proposed Rules:
4.....1678
38.....2093
39.....2093

39 CFR

20.....3107
3035.....974
Proposed Rules
3020.....1420

40 CFR

19.....2056
52 .....976, 1610, 1615, 2060, 2063, 2449, 2738
60.....3108
61.....3108
63.....2742, 3108
70.....1615, 3108
80.....2453
180.....2456
Proposed Rules:
49.....1690
52 .....1015, 1016, 1021, 1025, 1037, 1690, 2109, 2801
60.....2484, 2485
62.....1039
63.....1570, 2670
110.....2483
112.....2483
116.....2483
117.....2483
122.....2483
174.....2115
180.....1691, 2115
232.....2483
300 .....2116, 2122, 2483
302.....2483
401.....2483

42 CFR

Proposed Rules:
493.....1536
1001.....2340

44 CFR

64.....978

45 CFR

1149.....1402
1158.....1402
1607.....1404
1611.....1408

46 CFR

506.....2459
Proposed Rules:
515.....2125

47 CFR

0.....2753
1 .....1618, 2460, 2461, 2753
5.....2753
25.....2462
30.....1618
64.....1409
73.....2753
74.....2753
Proposed Rules:
1.....2485
25.....2126
32.....2132
54.....2132
65.....2132
73.....2485

48 CFR

501.....1410
519.....1410
552.....1410
5215.....3112
5242.....3113
5252.....3113
Proposed Rules:
806.....1014

49 CFR

Proposed Rules:
10.....2137
563.....2804
1002.....1046
1312.....1046

50 CFR

622.....1631, 2759
648 .....1632, 2463, 2760
665.....2767
679 .....2067, 2068, 2723, 2776
680.....2723
Proposed Rules:
217.....3136

LIST OF PUBLIC LAWS

Note: No public bills which have become law were received by the Office of the Federal Register for inclusion in today's **List of Public Laws**.

Last List February 1, 2019

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