

Beginning and Veteran Farmer or Rancher Certification, if applicable for the program year or years for which the affected farmer is applying for the Milk Loss Program and if the affected farmer chooses to provide that certification;

(3) Form CCC-901, Member Information for Legal Entities, if applicable;

(4) Form CCC-902, Farm Operating Plan for an individual or legal entity as provided in 7 CFR part 1400;

(5) Form FSA-510, Request for an Exception to the \$125,000 Payment Limitation for Certain Programs, accompanied by a certification from a certified public accountant or attorney as to that person or legal entity's certification, for a legal entity and all members of that entity, for each applicable program year, including the legal entity's members, partners, or shareholders, as provided in 7 CFR part 1400; and

(6) Form AD-1026, Highly Erodible Land Conservation (HELIC) and Wetland Conservation (WC) Certification, for the Milk Loss Program and applicable affiliates as provided in 7 CFR part 12.

(c) If supporting documentation is requested under § 760.1707(b), the documentation must be submitted to FSA within 60 calendar days from the request or the application will be disapproved by FSA.

(d) Milk Loss Program payments are limited to 30 days per year for each of 2020, 2021, and 2022.

(e) Each Milk Loss Program application is limited to the milk loss for one calendar month due to a qualifying disaster event or multiple qualifying disaster events. Milk loss that occurs in a subsequent month for the same qualifying disaster event will require a separate application.

#### **§ 760.1711 [Amended]**

■ 14. In newly redesignated § 760.1711, amend paragraph (c) by removing the word “his”.

■ 15. Revise newly redesignated § 760.1712 to read as follows:

#### **§ 760.1712 Estates and trusts; minors.**

(a) A receiver of an insolvent debtor's estate and the trustee of a trust estate will, for the purpose of this subpart, be considered to represent an insolvent affected farmer and the beneficiaries of a trust, respectively, and the production of the receiver or trustee will be considered to be the production of the represented person. Program documents executed by any such person will be accepted only if they are legally valid and such person has the authority to sign the applicable documents.

(b) An affected dairy farmer who is a minor will be eligible for milk loss payments only if at least one of the following requirements is true:

(1) The right of majority has been conferred on him by court proceedings or by law;

(2) A guardian has been appointed to manage the property and the applicable program documents are signed by the guardian; or

(3) A bond is furnished under which the surety guarantees any loss incurred for which the minor would be liable had the person been an adult.

#### **§ 760.1713 [Amended]**

■ 16. Amend newly redesignated § 760.1713 by:

■ a. In paragraph (a) removing the words “or manufacturer”; and

■ b. In paragraph (b) removing the words “he would otherwise have” and adding “that would otherwise be available” in their place.

#### **§ 760.1714 [Amended]**

■ 17. Amend newly redesignated § 760.1714 by removing the words “or manufacturer”.

#### **§ 760.1716 [Amended]**

■ 18. Amend newly redesignated § 760.1716 as follows:

■ a. In paragraph (a), remove the words “as well as his milk handler and” and add “milk marketing organization, and” in their place.

■ b. In paragraph (b) remove the words “his milk handler” and add “milk marketing organization” in their place.

■ 19. Amend newly redesignated § 760.1720 by:

■ a. In paragraph (a)(2), removing the word “whole” and;

■ b. In paragraph (a)(3), removing the word “handler” and adding in its place “marketing organization” and removing the word “whole”; and

■ c. Revise paragraph (a)(4).

The revision reads as follows:

#### **§ 760.1720 Calculating payments for milk losses.**

(a) \* \* \*

(4) Multiplied by a program factor of 90 percent for underserved farmers or ranchers, or 75 percent for all other farmers or ranchers.

\* \* \* \* \*

### **Subpart S—Emergency Relief Program**

#### **§ 760.1902 [Amended]**

■ 20. Amend § 760.1902 as follows:

■ a. In paragraph (b)(3), remove the word “Law” and add “law consisting solely of citizens of the United States or resident aliens”; and

■ b. In paragraph (b)(4), remove the word “law” and add “law consisting solely of citizens of the United States or resident aliens”.

#### **§ 760.1905 [Amended]**

■ 21. In § 760.1905, in paragraph (b)(3) remove the word “net” and add “gross” in its place.

**John Berge,**

*Acting Administrator, Farm Service Agency.*

[FR Doc. 2023-19479 Filed 9-6-23; 4:15 pm]

**BILLING CODE 3411-E2-P**

## **NUCLEAR REGULATORY COMMISSION**

### **10 CFR Parts 50 and 52**

[NRC-2023-0054]

### **Regulatory Guide: Quality Assurance Program Criteria (Design and Construction)**

**AGENCY:** Nuclear Regulatory Commission.

**ACTION:** Final guide; issuance.

**SUMMARY:** The U.S. Nuclear Regulatory Commission (NRC) is issuing Revision 6 to Regulatory Guide (RG), 1.28, “Quality Assurance Program Criteria (Design and Construction)”. RG 1.28, Revision 6, endorses, with certain clarifications and regulatory positions, Part I and Part II requirements included in NQA-1-2017, NQA-1-2019, and NQA-1-2022 for the implementation of a quality assurance (QA) program during the design and construction phases of nuclear power plants and fuel reprocessing plants.

**DATES:** Revision 6 to RG 1.28 is available on September 11, 2023.

**ADDRESSES:** Please refer to Docket ID NRC-2023-0054 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 <https://www.regulations.gov> and search for Docket ID NRC-2023-0054. Address questions about Docket IDs in *Regulations.gov* to Stacy Schumann; telephone: 301-415-0624; email: [Stacy.Schumann@nrc.gov](mailto:Stacy.Schumann@nrc.gov). For technical questions, contact the individuals 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 <https://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](mailto: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.

- NRC’s PDR: The PDR, where you may examine and order copies of publicly available documents, is open by appointment. To make an appointment to visit the PDR, please send an email to [PDR.Resource@nrc.gov](mailto:PDR.Resource@nrc.gov) or call 1–800–397–4209 or 301–415–4737, between 8 a.m. and 4 p.m. eastern time (ET), Monday through Friday, except Federal holidays.

Revision 6 to RG 1.28 and the regulatory analysis may be found in ADAMS under Accession Nos. ML23177A002 and ML22304A055, respectively.

Regulatory guides are not copyrighted, and NRC approval is not required to reproduce them.

**FOR FURTHER INFORMATION CONTACT:** Andrea Keim, Office of Nuclear Reactor Regulation, telephone: 301–415–1671, email: [Andrea.Keim@nrc.gov](mailto:Andrea.Keim@nrc.gov) and James Steckel, Office of Nuclear Regulatory Research, telephone: 301–415–1026, email: [James.Steckel@nrc.gov](mailto:James.Steckel@nrc.gov). Both are staff of the U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001.

#### SUPPLEMENTARY INFORMATION:

##### I. Discussion

The NRC is issuing a revision in the NRC’s “Regulatory Guide” series. This series was developed to describe methods that are acceptable to the NRC staff for implementing specific parts of the agency’s regulations, to explain techniques that the staff uses in evaluating specific issues or postulated events, and to describe information that the staff needs in its review of applications for permits and licenses.

In addition to the endorsement of Part I and Part II requirements included in NQA–1–2017, NQA–1–2019, and NQA–1–2022, this RG endorses NEI 14–05A, “Guidelines for the Use of Accreditation in Lieu of Commercial Grade Surveys for Procurement of Laboratory Calibration and Test Services,” Revision 1, issued September 2020 as an acceptable approach for licensees and suppliers subject to the QA requirements of appendix B to part 50 of title 10 of the *Code of Federal Regulations* (10 CFR) and the definitions in 10 CFR 21.3.

The proposed Revision 6 to RG 1.28 was issued with a temporary identification of Draft Regulatory Guide, DG–1403 (ADAMS Accession No. ML22304A054).

##### II. Additional Information

The NRC published a notice of availability of DG–1403 in the **Federal Register** on May 3, 2023 (88 FR 27713) for a 30-day public comment period. The public comment period closed on June 2, 2023. Public comments on DG–1403 and the staff responses to the public comments are available in ADAMS under Accession No. ML23177A003.

As noted in the **Federal Register** on December 9, 2022 (87 FR 75671), this document is being published in the “Rules” section of the **Federal Register** to comply with publication requirements under 1 CFR chapter I.

##### III. Congressional Review Act

This RG is a rule as defined in the Congressional Review Act (5 U.S.C. 801–808). However, the Office of Management and Budget has not found it to be a major rule as defined in the Congressional Review Act.

##### IV. Backfitting, Forward Fitting, and Issue Finality

The issuance of this regulatory guide does not constitute backfitting as defined in 10 CFR 50.109, “Backfitting,” and as described in NRC Management Directive 8.4, “Management of Backfitting, Forward Fitting, Issue Finality, and Information Requests”, or affect issue finality of any approval issued under 10 CFR part 52, “Licenses, Certificates, and Approvals for Nuclear Power Plants,” because, as explained in this regulatory guide, licensees are not required to comply with the positions set forth in this regulatory guide.

##### V. Submitting Suggestions for Improvement of Regulatory Guides

A member of the public may, at any time, submit suggestions to the NRC for improvement of existing RGs or for the development of new RGs. Suggestions can be submitted on the NRC’s public website at <https://www.nrc.gov/reading-rm/doc-collections/reg-guides/contactus.html>. Suggestions will be considered in future updates and enhancements to the “Regulatory Guide” series.

Dated: September 6, 2023.

For the Nuclear Regulatory Commission.

**Harriet Karagiannis,**

*Acting Chief, Regulatory Guide and Programs Management Branch, Division of Engineering, Office of Nuclear Regulatory Research.*

[FR Doc. 2023–19548 Filed 9–8–23; 8:45 am]

BILLING CODE 7590–01–P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 52

[EPA–R03–OAR–2023–0219; FRL–8813–02–R3]

### Air Plan Approval; Pennsylvania; Liberty Borough Area Second 10-Year PM<sub>10</sub> Limited Maintenance Plan

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

**ACTION:** Final rule.

**SUMMARY:** The Environmental Protection Agency (EPA) is approving into the Pennsylvania state implementation plan (SIP), a limited maintenance plan (LMP) submitted by the Commonwealth of Pennsylvania’s Department of Environmental Protection (PADEP or Commonwealth) on behalf of the Allegheny County Health Department (ACHD). This plan addresses the second 10-year maintenance period after redesignation for coarse particulate matter, particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers (PM<sub>10</sub>). A LMP is used to meet the Clean Air Act (CAA or the Act) requirements for formerly designated nonattainment areas that meet certain qualification criteria. EPA has determined that ACHD’s second maintenance plan meets applicable CAA requirements.

**DATES:** This final rule is effective on October 11, 2023.

**ADDRESSES:** EPA has established a docket for this action under Docket ID Number EPA–R03–OAR–2023–0219. All documents in the docket are listed on the [www.regulations.gov](http://www.regulations.gov) website. Although listed in the index, some information is not publicly available, e.g., confidential business information (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 [www.regulations.gov](http://www.regulations.gov), or please contact the person identified in the **FOR FURTHER INFORMATION CONTACT** section for additional availability information.