

Part 243”, “Title 6, Part 244”, and “Title 6, Part 245” to read as follows: **§ 52.1670 Identification of plan.** (c) \* \* \*

EPA-APPROVED NEW YORK STATE REGULATIONS AND LAWS

State citation	Title/subject	State effective date	EPA approval date	Comments
* Title 6, Part 200, Subpart 200.1.	* General Provisions, Definitions.	* 05/19/2013	* 08/08/2019	* The word odor is removed from the Subpart 200.1(d) definition of “air contaminant or air pollutant.”  Redesignation of non-attainment areas to attainment areas (200.1(av)) does not relieve a source from compliance with previously applicable requirements as per letter of Nov. 13, 1981 from H. Hovey, NYSDEC. Changes in definitions are acceptable to EPA unless a previously approved definition is necessary for implementation of an existing SIP regulation. EPA is including the definition of “federally enforceable” with the understanding that (1) the definition applies to provisions of a Title V permit that are correctly identified as federally enforceable, and (2) a source accepts operating limits and conditions to lower its potential to emit to become a minor source, not to “avoid” applicable requirements. • EPA is approving incorporation by reference of those documents that are not already federally enforceable. • EPA approval finalized at [insert <b>Federal Register</b> citation].
* Title 6, Part 200, Subpart 200.9.	* General Provisions, Referenced Material.	* 01/02/2019	* 08/08/2019	* • EPA is approving reference documents that are not Federally enforceable. • EPA approval finalized at [insert <b>Federal Register</b> citation].
* Title 6, Part 243 ..	* CSAPR NO <sub>x</sub> Ozone Season Group 2 Trading Program.	* 01/02/2019	* 08/08/2019	* • EPA approval finalized at [insert <b>Federal Register</b> citation].
* Title 6, Part 244 ..	* CSAPR NO <sub>x</sub> Annual Trading Program.	* 01/02/2019	* 08/08/2019	* • EPA approval finalized at [insert <b>Federal Register</b> citation].
* Title 6, Part 245 ..	* CSAPR SO <sub>2</sub> Group 1 Trading Program.	* 01/02/2019	* 08/08/2019	* • EPA approval finalized at [insert <b>Federal Register</b> citation].

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[FR Doc. 2019-16789 Filed 8-7-19; 8:45 am]  
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**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Part 300**

[EPA-HQ-SFUND-1987-0002; FRL-9997-43-Region 7]

**National Oil and Hazardous Substances Pollution Contingency Plan; National Priorities List: Partial Deletion of the Shaw Avenue Dump Superfund Site**

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

**ACTION:** Final rule.

**SUMMARY:** The Environmental Protection Agency (EPA) Region 7 announces the deletion of Operable Unit 1—Chemical Fill and Contaminated Soil (OU1) of the Shaw Avenue Dump Superfund Site (Site) located in Charles City, Floyd County, Iowa, from the National Priorities List (NPL). The NPL, promulgated pursuant to section 105 of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) of 1980, as amended, is an appendix of the National Oil and Hazardous Substances Pollution Contingency Plan (NCP). This partial deletion pertains to Operable Unit (OU) 1—Chemical Fill and Contaminated Soil. OU 2—Groundwater will remain on the NPL and is not being considered for deletion as part of this action. The EPA and the State of Iowa, through the Iowa Department of Natural Resources,

determined that all appropriate response actions under CERCLA other than operations and maintenance and five-year reviews have been completed at OU1. However, this deletion does not preclude future actions under CERCLA.

**DATES:** This action is effective August 8, 2019.

**ADDRESSES:** EPA has established a docket for this action under Docket ID no. EPA-HQ-SFUND-1987-0002. 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, *i.e.*, Confidential Business Information 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 either electronically through <http://www.regulations.gov> or in hard copy at the Site information repository. Locations, contacts, and viewing hours of the Site information repository are listed below:

- EPA Region 7, 11201 Renner Boulevard, Lenexa, Kansas 66219, open from 8:00 a.m. to 4:00 p.m. Monday–Friday, excluding Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Elizabeth Hagenmaier, Remedial Project Manager, U.S. Environmental Protection Agency, Region 7, SEMD/LMSE, 11201 Renner Boulevard, Lenexa, KS 66219, telephone (913) 551-7939, email: [hagenmaier.elizabeth@epa.gov](mailto:hagenmaier.elizabeth@epa.gov).

**SUPPLEMENTARY INFORMATION:** The portion of the Site to be deleted from the NPL is Operable Unit 1—Chemical Fill and Contaminated Soil of the Shaw Avenue Dump Superfund site, Charles City, Iowa. A Notice of Intent for Partial Deletion for this Site was published in the **Federal Register** on June 4, 2019 (84 FR 25725).

The closing date for comments on the Notice of Intent for Partial Deletion was July 5, 2019. No public comments were received, and EPA has determined it will proceed with the partial deletion.

EPA maintains the NPL as the list of sites that appear to present a significant risk to public health, welfare, or the environment. Deletion of a site from the NPL does not preclude further remedial action. Whenever there is a significant release from a site deleted from the NPL, the deleted site may be restored to the NPL without application of the hazard ranking system. Deletion of portions of a site from the NPL does not affect responsible party liability, in the unlikely event that future conditions warrant further actions.

**List of Subjects in 40 CFR Part 300**

Environmental protection, Air pollution control, Chemicals, Hazardous substances, Hazardous waste, Intergovernmental relations, Penalties, Reporting and recordkeeping

requirements, Superfund, Water pollution control, Water supply.

Dated: August 2, 2019.

**James Gulliford,**  
Regional Administrator, Region 7.

For reasons set out in the preamble, 40 CFR part 300 is amended as follows:

**PART 300—NATIONAL OIL AND HAZARDOUS SUBSTANCES POLLUTION CONTINGENCY PLAN**

- 1. The authority citation for part 300 continues to read as follows:

**Authority:** 33 U.S.C. 1321(d); 42 U.S.C. 9601–9657; E.O. 13626, 77 FR 56749, 3 CFR, 2013 Comp., p. 306; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp., p. 351; E.O. 12580, 52 FR 2923, 3 CFR, 1987 Comp., p. 193.

- 2. Table 1 of appendix B to part 300 is amended by revising the listing under Iowa for “Shaw Avenue Dump” to read as follows:

**Appendix B to Part 300—National Priorities List**

TABLE 1—GENERAL SUPERFUND SECTION

State	Site name	City/county	Notes (a)
IA	Shaw Avenue Dump	Charles City	P

(a) = Based on issuance of health advisory by Agency for Toxic Substances and Disease Registry (if scored, HRS score need not be greater than or equal to 28.50).

\* P = Sites with partial deletion(s).

[FR Doc. 2019-16904 Filed 8-7-19; 8:45 am]

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**DEPARTMENT OF THE INTERIOR**

**Fish and Wildlife Service**

**50 CFR Part 20**

[Docket No. FWS-HQ-MB-2019-0008; FF09M21200-189-FXMB1231099BPP0]

RIN 1018-BD90

**Migratory Bird Hunting; Normal Agricultural Operations**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Final rule.

**SUMMARY:** The Agriculture Improvement Act of 2018 includes a provision that directs the Secretary of the Interior to revise the Federal migratory bird hunting regulations in part 20 of title 50

of the Code of Federal Regulations. The provision directs the Secretary to clarify that rice ratooning and post-disaster flooding, when carried out as part of a normal agricultural operation, do not constitute baiting. Current Federal regulations in 50 CFR part 20 prohibit the use of baiting to attract birds when hunting. This rule implements the Congressional directives in the Agriculture Improvement Act of 2018 by making the necessary revisions to the migratory bird hunting regulations regarding rice ratooning and post-disaster flooding.

**DATES:** This action is effective August 8, 2019.

**ADDRESSES:** This final rule is available on the internet at <http://www.regulations.gov> in Docket No. FWS-HQ-MB-2019-0008.

**FOR FURTHER INFORMATION CONTACT:** Ron W. Kokel, U.S. Fish and Wildlife Service, Department of the Interior, MS: MB, 5275 Leesburg Pike, Falls Church,

VA 22041-3803; (703) 358-1967. If you use a telecommunications device for the deaf (TDD), call the Federal Relay Service at 800-877-8339.

**SUPPLEMENTARY INFORMATION:**

**Background**

In 1916, the United States and Great Britain (on behalf of Canada), signed a treaty to protect migratory birds. In 1918, Congress passed the Migratory Bird Treaty Act (MBTA) (16 U.S.C. 703-711) to implement the treaty with Canada. Among other things, the MBTA, as enacted, prohibited unauthorized hunting and selling of birds covered by the treaty. The United States later signed bilateral treaties with Mexico, Japan, and the Union of Soviet Socialist Republics to protect migratory birds. After each treaty was signed, Congress amended the MBTA to cover the species addressed in that treaty. Unless permitted by regulation, the MBTA