

applicable non-medical requirements during the period covered by his or her application.

For purposes of determining the EOD, if we find that the claimant meets the insured status requirements and the statutory definition of blindness, but he or she is performing SGA, we will establish up to two dates. First, we will establish a disability freeze date, which is the date the claimant first met the insured status requirements and the statutory definition of blindness. If the claimant later stops working or his or her work is no longer SGA, we will establish a second date called the "adjusted blind onset date" (ABOD). The ABOD is the date the claimant stopped performing SGA and became entitled to monthly cash benefits under title II of the Act, subject to a five-month waiting period.

The five-month waiting period begins with the first full month that the claimant does not perform SGA. However, if the claimant is age 55 or older and performing SGA, we consider how the claimant's work activity compares with work he or she did in the past.<sup>16</sup> We consider work to be non-comparable if it requires skills and abilities that are less than or different from those the claimant used in the work he or she did in the past.<sup>17</sup> If the claimant is age 55 or older and performing "non-comparable" SGA, we will count the months the claimant performs "non-comparable" SGA in the waiting period if they also fall within the period of disability.

We cannot establish a disability freeze for DWB or CDB claimants under title II of the Act. There is also no freeze equivalent for SSI claimants under title XVI of the Act. However, to be eligible for SSI payments based on disability under title XVI, a claimant need only meet the statutory definition of blindness and the applicable non-medical requirements. Thus, a claimant seeking SSI payments based on blindness need not show that he or she is unable to perform SGA, but if the claimant is working, we will consider his or her earnings under the income and resource rules of title XVI of the Act.<sup>18</sup> When a claimant's income or resources exceed the Act's limitations, he or she is ineligible for SSI payments under title XVI because he or she does not meet the applicable non-medical requirements,<sup>19</sup> even though the

claimant meets our statutory definition of blindness.<sup>20</sup>

### III. When is this SSR applicable?

This SSR is applicable on October 2, 2018. We will use this SSR beginning on its applicable date. We will apply this SSR to new applications filed on or after the applicable date of the SSR and to claims that are pending on and after the applicable date. This means that we will use this SSR on and after its applicable date in any case in which we make a determination or decision. We expect that Federal courts will review our final decisions using the rules that were in effect at the time we issued the decisions. If a court reverses our final decision and remands a case for further administrative proceedings after the applicable date of this SSR, we will apply this SSR to the entire period at issue in appropriate cases when we make a decision after the court's remand.

[FR Doc. 2018-21369 Filed 10-1-18; 8:45 am]

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## SUSQUEHANNA RIVER BASIN COMMISSION

### Actions Taken at September 7, 2018, Meeting

**AGENCY:** Susquehanna River Basin Commission.

**ACTION:** Notice.

**SUMMARY:** As part of its regular business meeting held on September 7, 2018, in Binghamton, New York, the Commission approved or tabled the applications of certain water resources projects, and took additional actions, as set forth in the **SUPPLEMENTARY INFORMATION** below.

**DATES:** September 7, 2018.

**ADDRESSES:** Susquehanna River Basin Commission, 4423 N Front Street, Harrisburg, PA 17110-1788.

**FOR FURTHER INFORMATION CONTACT:** Ava Stoops, Administrative Specialist, telephone: 717-238-0423; fax: 717-238-2436; [srbc@srbc.net](mailto:srbc@srbc.net). Regular mail inquiries may be sent to the above address. See also Commission website at [www.srbc.net](http://www.srbc.net).

**SUPPLEMENTARY INFORMATION:** In addition to the actions taken on projects identified in the summary above and the listings below, the following items were also presented or acted upon at the business meeting: (1) Tabling the release of a proposed rulemaking for consideration at a future Commission meeting; (2) adoption of an update to

the Commission's investment policy statement addenda; (3) granting a request from Lycoming County Water & Sewer Authority to extend the deadline to commence withdrawal by two years; (4) approval of several grant amendments and agreements, and an equipment purchase; (5) tabling action on a resolution for a consumptive use water storage and mitigation project at Billmeyer Quarry for consideration at the December 2018 Commission meeting; and (6) a report on a delegated settlement, pursuant to Commission Resolution 2014-15, with Moxie Freedom, LLC, in the amount of \$1,200.

### Project Applications Approved

The Commission approved the following project applications:

1. Project Sponsor and Facility: ARD Operating, LLC (Pine Creek), McHenry Township, Lycoming County, Pa. Renewal of surface water withdrawal of up to 0.499 mgd (peak day) (Docket No. 20140902).

2. Project Sponsor and Facility: BKV Operating, LLC (East Branch Wyalusing Creek), Jessup Township, Susquehanna County, Pa. Renewal of surface water withdrawal of up to 0.999 mgd (peak day) (Docket No. 20140904).

3. Project Sponsor and Facility: Cabot Oil & Gas Corporation (Tunkhannock Creek), Nicholson Township, Wyoming County, Pa. Renewal of surface water withdrawal of up to 2.000 mgd (peak day) (Docket No. 20140903).

4. Project Sponsor and Facility: Columbia Water Company, Hellam Township, York County, Pa. Groundwater withdrawal of up to 0.015 mgd (30-day average) from Dugan Well 4.

5. Project Sponsor and Facility: Eclipse Resources-PA, LP (Cowanesque River), Deerfield Township, Tioga County, Pa. Surface water withdrawal of up to 3.000 mgd (peak day).

6. Project Sponsor and Facility: Elizabethtown Area Water Authority, Elizabethtown Borough, Lancaster County, Pa. Renewal of groundwater withdrawal of up to 0.300 mgd (30-day average) from Well 5 (Docket No. 19880402).

7. Project Sponsor and Facility: Inflection Energy (PA) LLC (Loyalsock Creek), Upper Fairfield Township, Lycoming County, Pa. Renewal of surface water withdrawal of up to 1.700 mgd (peak day) (Docket No. 20140905).

8. Project Sponsor: Lancaster County Solid Waste Management Authority. Project Facility: Solid Waste Resource Recovery, Conoy Township, Lancaster County, Pa. Renewal of consumptive use of up to 0.950 mgd (peak day) (Docket No. 19880901).

<sup>16</sup> 20 CFR 404.1584(c).

<sup>17</sup> *Id.*

<sup>18</sup> 20 CFR 416.983(b), 416.984.

<sup>19</sup> 20 CFR 416.202(c), (d) (explaining that to be eligible for SSI payments, a claimant may not have "more income than is permitted" or "more resources than are permitted").

<sup>20</sup> 20 CFR 416.984.

9. Project Sponsor and Facility: Repsol Oil & Gas USA, LLC (Susquehanna River), Terry Township, Bradford County, Pa. Renewal of surface water withdrawal of up to 1.500 mgd (peak day) (Docket No. 20140909).

10. Project Sponsor and Facility: Repsol Oil & Gas USA, LLC (Wappasening Creek), Windham Township, Bradford County, Pa. Renewal of surface water withdrawal of up to 0.999 mgd (peak day) (Docket No. 20140910).

11. Project Sponsor and Facility: SWEPI LP (Cowanessque River), Deerfield Township, Tioga County, Pa. Modification to reduce surface water withdrawal from 2.000 mgd to 1.000 mgd (peak day) and reassess passby flow thresholds (Docket No. 20161218).

12. Project Sponsor and Facility: Togg Mountain LLC, Town of Fabius, Onondaga County, NY. Consumptive use of up to 0.485 mgd (peak day).

13. Project Sponsor and Facility: Togg Mountain LLC (West Branch of Tioughnioga Creek), Town of Fabius, Onondaga County, NY. Surface water withdrawal of up to 2.200 mgd (peak day).

14. Project Sponsor and Facility: Towanda Municipal Authority, North Towanda Township, Bradford County, Pa. Groundwater withdrawal of up to 0.432 mgd (30-day average) from Church Production Well 1.

15. Project Sponsor and Facility: Towanda Municipal Authority, North Towanda Township, Bradford County, Pa. Groundwater withdrawal of up to 1.000 mgd (30-day average) from Roberts Production Well 1.

16. Project Sponsor and Facility: Towanda Municipal Authority, North Towanda Township, Bradford County, Pa. Groundwater withdrawal of up to 1.000 mgd (30-day average) from Roberts Production Well 2.

#### Project Applications Tabled

The Commission tabled action on the following project applications:

1. Project Sponsor: Aqua Pennsylvania, Inc. Project Facility: Beech Mountain System, Butler Township, Luzerne County, Pa. Application for groundwater withdrawal of up to 0.144 mgd (30-day average) from Beech Mountain Well 1.

2. Project Sponsor: Aqua Pennsylvania, Inc. Project Facility: Beech Mountain System, Butler Township, Luzerne County, Pa. Application for groundwater withdrawal of up to 0.144 mgd (30-day average) from Beech Mountain Well 2.

3. Project Sponsor: Aqua Pennsylvania, Inc. Project Facility: Beech Mountain System, Butler

Township, Luzerne County, Pa. Application for groundwater withdrawal of up to 0.124 mgd (30-day average) from Beech Mountain Well 3.

#### Project Application Withdrawn

The following project application was withdrawn by the project sponsor:

1. Project Sponsor and Facility: Eclipse Resources-PA, LP (Pine Creek), Gaines Township, Tioga County, Pa. Application for surface water withdrawal of up to 3.000 mgd (peak day).

**Authority:** Pub. L. 91–575, 84 Stat. 1509 *et seq.*, 18 CFR parts 806, 807, and 808.

Dated: September 27, 2018.

**Stephanie L. Richardson,**  
*Secretary to the Commission.*

[FR Doc. 2018–21416 Filed 10–1–18; 8:45 am]

**BILLING CODE 7040–01–P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Fixing America's Surface Transportation (FAST) Act; Solicitation for Candidate Projects in the Interstate System Reconstruction and Rehabilitation Pilot Program (ISRRPP)

**AGENCY:** Federal Highway Administration (FHWA), U.S. Department of Transportation (DOT).

**ACTION:** Notice; solicitation for applications.

**SUMMARY:** The FHWA invites State transportation departments to submit applications for candidate projects in the Interstate System Reconstruction and Rehabilitation Pilot Program (ISRRPP), authorized in section 1216(b) of the Transportation Equity Act for the 21st Century and amended by section 1411(c) of the Fixing America's Surface Transportation (FAST) Act. Under ISRRPP, FHWA may permit up to three States to collect tolls on a facility on the Interstate System for the purpose of reconstructing or rehabilitating Interstate highway corridors that could not otherwise be adequately maintained or functionally improved without the collection of tolls. This notice describes general program provisions, eligibility and selection criteria, and the application submission and evaluation process.

**DATES:** Applications will be considered on a first-come, first serve rolling basis until further notice. The FHWA will review submissions in the order that they are received and award provisional approvals to States that will be expected to fully satisfy ISRRPP criteria within 3

years. The FHWA will conduct regular information sessions regarding ISRRPP. Regular program updates will be available as to how many provisional slots are available. For more information, please visit: [https://www.fhwa.dot.gov/ipd/tolling\\_and\\_pricing/](https://www.fhwa.dot.gov/ipd/tolling_and_pricing/).

**FOR FURTHER INFORMATION CONTACT:** For questions about the pilot program: Ms. Cynthia Essenmacher, Center for Innovative Finance Support, Office of Innovative Program Delivery, Federal Highway Administration, 315 West Allegan Street, Room 201, Lansing, MI 48933, (517) 702–1856. For legal questions: Mr. Steven Rochlis, Office of the Chief Counsel, Federal Highway Administration, 1200 New Jersey Avenue SE, Washington, DC 20590, (202) 366–1395. Office hours are from 8:00 a.m. to 4:30 p.m. E.T., Monday through Friday, except for Federal holidays.

#### SUPPLEMENTARY INFORMATION:

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- B. Program Slots
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#### A. Program Description

##### 1. Tolling Authority Under ISRRPP

The FAST Act Section 1411(c) amends ISRRPP authorized under Section 1216(b) of the Transportation Equity Act for the 21st Century (TEA–21). The ISRRPP allows a State to collect tolls on a facility on the Interstate System in order to reconstruct or rehabilitate an Interstate highway corridor that could not otherwise be adequately maintained or functionally improved without the collection of tolls. Up to three facilities may participate in ISRRPP, and each must be geographically located in a different State.

Since ISRRPP's establishment in 1998, several States have requested and received what FHWA has termed "provisional approval" of pilot projects, also referred to as the reservation of a "program slot." The purpose of this step has been to enable States to invest the considerable resources needed to fully satisfy the program criteria, which are described below, without fear of being superseded by a subsequent applicant. To date, however, no State has fully satisfied ISRRPP criteria.

##### 2. Other Interstate Tolling Authority

The ISRRPP is not the only authority available to States to toll facilities on the