

ENVIRONMENTAL PROTECTION AGENCY**40 CFR Part 52**

[IL162-1b; FRL-5926-7]

Approval and Promulgation of State Implementation Plan; Illinois**AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Proposed rule.

SUMMARY: The Environmental Protection Agency (EPA) is proposing to approve a September 8, 1997, State Implementation Plan (SIP) revision request submitted by the State of Illinois to tighten Volatile Organic Material regulations for cold cleaning degreasing operations in the Chicago and Metro-East ozone nonattainment areas. In the final rules section of this **Federal Register**, the EPA is approving this action as a direct final rule without prior proposal because EPA views this as a noncontroversial action and anticipates no adverse written comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse written comments are received in response to that direct final rule, no further activity is contemplated in relation to this proposed rule. If EPA receives adverse written comments, the direct final rule will be withdrawn and all written public comments received will be addressed in a subsequent final rule based on the proposed rule. Any parties interested in commenting on this document should do so at this time.

DATES: Written comments on this proposed rule must be received on or before December 26, 1997.

ADDRESSES: Written comments should be mailed to: J. Elmer Bortzer, Chief, Regulation Development Section, Air Programs Branch (AR-18J), Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604.

Copies of the State submittal are available for inspection at: Regulation Development Section, Air Programs Branch (AR-18J), Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604.

FOR FURTHER INFORMATION CONTACT: Mark J. Palermo, Environmental Protection Specialist, Regulation Development Section, Air Programs Branch (AR-18J), Environmental Protection Agency, Region 5, 77 West Jackson Boulevard, Chicago, Illinois 60604, (312) 886-6082.

SUPPLEMENTARY INFORMATION: For additional information see the direct

final rule published in the rules section of this **Federal Register**.

Dated: November 7, 1997.

David A. Ullrich,

Acting Regional Administrator.

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DEPARTMENT OF DEFENSE**48 CFR Parts 214 and 215**

[DFARS Case 97-D011]

Defense Federal Acquisition Regulation Supplement; Distribution of Contract Financing Payments**AGENCY:** Department of Defense (DoD).**ACTION:** Proposed rule with request for comments.

SUMMARY: The Director of Defense Procurement is proposing to amend the Defense Federal Acquisition Regulation Supplement (DFARS) to specify that, when a contract contains multiple accounting classification reference numbers and a clause for progress payments, the contracting officer shall provide instructions to enable the paying office to distribute the progress payments in proportions that reasonably reflect the performance of work under the contract. This policy was originally scheduled for implementation on October 1, 1997; implementation has been delayed pending a more complete review of the resource implications of the Department's planned manner of distributing progress payments. This regulatory action was subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993. The Administrator of the Office of Information and Regulatory Affairs has determined that this is a major rule under 5 U.S.C. 804.

DATES: Comments on the proposed rule and the associated information collection requirements should be submitted in writing to the addresses specified below on or before January 26, 1998, to be considered in the formulation of the final rule.

ADDRESSES: Interested parties should submit written comments on the proposed rule to: Defense Acquisition Regulations Council, Attn: Ms. Sandra G. Haberlin, PDUSD (A&T) DP (DAR), IMD 3D139, 3062 Defense Pentagon, Washington, DC 20301-3062. Telefax number (703) 602-0350. E-mail comments submitted over the Internet should be addressed to: dfars@acq.osd.mil. Please cite DFARS Case 97-D011 in all correspondence related to this issue. E-mail

correspondence should cite DFARS Case 97-D011 in the subject line.

Interested parties should submit written comments on the associated information collection requirements to: Office of Information and Regulatory Affairs, Office of Management and Budget, Attn: Mr. Peter N. Weiss, Desk Officer, Room 10236, New Executive Office Building, Washington, DC 20503, with a copy to the Defense Acquisition Regulations Council at the address specified above.

FOR FURTHER INFORMATION CONTACT: Ms. Sandra G. Haberlin, (703) 602-0131.

SUPPLEMENTARY INFORMATION:**A. Background**

A proposed DFARS rule was published in the **Federal Register** on June 5, 1997 (62 FR 30829). The rule required a contracting officer to provide payment instructions to enable the paying office to distribute financing payments to the contract line item number (CLIN)/subline item number (SLIN) that reflects the work performed during the period covered by the contractor's financing request. Public comments were received from seven sources. All comments were considered.

This DFARS rule differs significantly from the proposed DFARS rule published in the **Federal Register** on June 5, 1997. Therefore, this second proposed rule is being published to obtain further public comments, prior to promulgation of a final rule. One of the main differences is that this revised rule raises the level to which actual funds usage must be identified. The previously published proposed rule required contracting officers to provide distribution instructions at the contract line item or subline item level. DoD has concluded that instructions by CLIN or SLIN are not necessary, in particular, in cases where several CLINs/SLINs are funded with the same accounting classification reference number (ACRN). Consequently, this DFARS rule requires distribution instructions by ACRN, rather than by CLIN/SLIN. Each appropriation or subdivision thereof is reflected in the contract by a distinct ACRN.

A second difference between the two proposed rules is that this revised rule no longer requires the contracting officer to use one of four alternative approaches for developing the payment instructions. However, for research and development contracts, the rule does retain the approach of using oldest funds first, absent conflicting information.

This proposed rule also differs from the June 5, 1997, proposed rule by