

**DEPARTMENT OF DEFENSE****Office of the Secretary****32 CFR Part 40a****Defense Contracting: Reporting Procedures on Defense Related Employment**

AGENCY: Department of Defense.

ACTION: Final rule.

**SUMMARY:** This document removes obsolete information in Title 32 of the Code of Federal Regulations addressing reporting procedures on defense related employment for defense contracting. This part has served the purpose for which it was intended and is no longer necessary.

EFFECTIVE DATE: March 11, 1998.

FOR FURTHER INFORMATION CONTACT: Bob Cushing, 703-604-4582.

**SUPPLEMENTARY INFORMATION:****List of Subjects in 32 CFR Part 40a**

Conflict of interests, Government procurement.

**PART 40a—[REMOVED]**

Accordingly, by the authority of 10 U.S.C. 301, 32 CFR part 40a removed.

Dated: March 5, 1998.

**L.M. Bynum,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

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**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 52**

[CA-011-0063; FRL-5966-8]

**Approval and Promulgation of Implementation Plans; California State Implementation Plan Revision, San Diego County Air Pollution Control District**

AGENCY: Environmental Protection Agency (EPA).

ACTION: Direct final rule.

**SUMMARY:** EPA is taking direct final action on revisions to the California State Implementation Plan. The revisions concern rules for San Diego County Air Pollution Control District (SDCAPCD or District). This approval action will incorporate these rules into the federally approved State Implementation Plan (SIP). The

intended effect of approving these rules is to regulate emissions of volatile organic compounds (VOCs), oxides of nitrogen (NO<sub>x</sub>) and other pollutants in accordance with the requirements of the Clean Air Act, as amended in 1990 (CAA of the Act). These revisions consist of administrative and minor changes to ten rules that have been previously incorporated into the federal approved SIP. Thus, EPA is finalizing the approval of these revisions into the California SIP under provisions of the CAA regarding EPA action on SIP submittals, SIPs for national primary and secondary ambient air quality standards and plan requirements for nonattainment areas.

**DATES:** This action is effective on May 11, 1998 unless adverse or critical comments are received by April 10, 1998. If the effective date is delayed, timely notice will be published in the **Federal Register**.

**ADDRESSES:** Comments must be submitted to Andrew Steckel at the Region IX address listed. Copies of the rule revisions are available for public inspection at EPA's Region IX office during normal business hours. Copies of the submitted rule revisions are available for inspection at the following locations:

Rulemaking Office (AIR-4), Air Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105

Environmental Protection Agency, Air Docket (6102), 401 "M" Street, S.W., Washington, D.C. 20460

California Air Resources Board, Stationary Source Division, Rule Evaluation Section, 2020 "L" Street, Sacramento, CA 95814

San Diego County Air Pollution Control District, 9150 Chesapeake Drive, San Diego, CA 92123-1096

**FOR FURTHER INFORMATION CONTACT:** Cynthia G. Allen, Rulemaking Office (AIR-4), Air Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne Street, San Francisco, CA 94105, Telephone (415-744-1189).

**SUPPLEMENTARY INFORMATION:****I. Applicability**

The rules being approved into the California SIP include: SDCAPCD Rule 10, Permits Required, submitted on March 3, 1997; Rule 17, Cancellation of Application, submitted on March 1, 1982; Rule 19, Provision of Sampling and Testing Facilities, submitted on November 18, 1993; Rule 21, Permit Conditions, submitted March 26, 1997;

Rule 61.7, Spillage and Leakage of VOC and Rule 61.8, Certification of Requirements for Vapor Control Equipment, submitted on June 9, 1987; and Rule 101, Definitions (Open Burning), Rule 102, Open Fires, Western Section, Rule 103, Open Fires, Eastern Section, and Rule 108, Burning Conditions, submitted on December 31, 1990.

**II. Background**

On March 3, 1978, EPA promulgated a list of ozone nonattainment areas under the provisions of the Clean Air Act, as amended in 1977 (1977 Act or pre-amended Act), that included San Diego, see 43 FR 8964, 40 CFR 81.305. On May 26, 1988, EPA notified the Governor of California, pursuant to section 110(a)(2)(H) of the 1977 Act, that the San Diego county portion of the California SIP was inadequate to attain and maintain the ozone standard and requested that deficiencies in the existing SIP be corrected (EPA's SIP-Call). In response to the SIP call and other requirements, the SDCAPCD submitted many rules which EPA approved into the SIP.

This document addresses EPA's direct-final action for the following SDCAPCD rules: Rule 10, Permits Required; Rule 17, Cancellation of Applications; Rule 19, Provision of Sampling and Testing Facilities; Rule 21, Permit Conditions; Rule 61.7, Spillage and Leakage of VOC; Rule 61.8, Certification of Requirements for Vapor Control Equipment; Rule 101, Definitions (Open Burning); Rule 102, Open Fires, Western Section; Rule 103, Open Fires, Eastern Section; and Rule 108, Burning Conditions. These rules were adopted by SDCAPCD on November 25, 1981 (Rule 17), March 1, 1982 (Rule 17), January 13, 1987 (Rules 61.7 and 61.8), March 27, 1990 (Rules 101, 102, 103, and 108), April 4, 1993 (Rule 19), November 29, 1994 (Rule 21), and July 25, 1995 (Rule 10), and submitted by the State of California for incorporation into its SIP on June 9, 1987 (Rules 61.7 and 61.8), December 31, 1990 (Rules 101, 102, 103, and 108), November 18, 1993 (Rule 19), March 3, 1997 (Rule 10), and March 26, 1997 (Rule 21). These rules were found to be complete on August 6 and 12, 1997 (Rules 21 and 10, respectively), December 27, 1993 (Rule 19) and February 28, 1991 (Rules 101, 102, 103, and 108), pursuant to EPA's completeness criteria that are set forth