

may request that the TSP transfer all or a portion of the payment to an Individual Retirement Arrangement (IRA). In order to request such a transfer, a spouse must file with the TSP recordkeeper Form TSP-13-S, Spouse Election to Transfer to IRA and Other Eligible Retirement Plan.

(d) *Payment to minor child or incompetent beneficiary.* Payment will be made in the name of a minor child or incompetent beneficiary. A parent or other guardian may direct where the payment should be sent and may make any permitted tax withholding election. A guardian of a minor child or incompetent beneficiary must submit court documentation showing his or her appointment as guardian.

(e) *Payment to executor or administrator.* If payment is to the executor or administrator of an estate, the check will be made payable to the estate of the deceased participant, not to the executor or administrator. A TIN must be provided for all estates.

(f) *Payment to trust.* If payment is to a trust, the check will be made payable to the trustee. A TIN must be provided for the trust.

§ 1651.15 Claims referred to the Board.

(a) *Contested claims.* Any challenge to a proposed death benefit payment must be filed in writing with the TSP recordkeeper before payment. All contested claims will be referred to the Board. The Board may also consider issues on its own.

(b) *Payment deferred.* No payment will be made until the Board has resolved the claim.

§ 1651.16 Missing and unknown beneficiaries.

(a) *Locate and identify beneficiaries.* (1) The TSP recordkeeper will attempt to identify and locate all potential beneficiaries.

(2) If a beneficiary is not identified and located, and at least one year has passed since the date of the participant's death, the beneficiary will be treated as having predeceased the participant and the beneficiary's share will be paid in accordance with § 1651.10

(b) *Payment to known beneficiaries.* If all potential beneficiaries are known but one or more beneficiaries (and not all) appear to be missing, payment of part of the participant's account may be made to the known beneficiaries. The lost or unidentified beneficiary's share may be paid in accordance with paragraph (a) of this section at a later date.

(c) *Abandoned account.* If no beneficiaries of the account are located, the account will be considered abandoned and the funds will revert to

the TSP. If there are multiple beneficiaries and one or more of them refuses to cooperate in the Board's search for the missing beneficiary, the missing beneficiary's share will be considered abandoned. In such circumstances, the account can be reclaimed if the missing beneficiary is found at a later date. However, earnings will not be credited from the date the fund is abandoned. The beneficiary will be required to submit Form TSP-17 and may be required to submit proof of his or her identity and relationship to the participant.

§ 1651.17 Disclaimer of benefits.

(a) *Disclaimer criteria.* The beneficiary of a TSP account may disclaim his or her right to receive the account. In order to be effective, the following criteria must be met:

(1) The disclaimer must be in writing. The writing must state specifically that the beneficiary is disclaiming his or her right to receive a death benefit payment from the TSP account of the participant.

(2) The disclaimer must be irrevocable.

(3) The disclaimer must be received by the TSP recordkeeper before payment is made.

(4) The disclaimant cannot direct to whom the disclaimant's portion of the participant's account should be paid.

(5) The disclaimant must disclaim the entire benefit, not a portion.

(b) *Treatment of disclaimed share.*

The disclaimant will be treated as having predeceased the participant and his or her share will be paid in accordance with § 1651.10.

§ 1651.18 Payment to one bars payment to another.

Payment made to a beneficiary(ies) in accordance with this part, based upon information received before payment, bars any claim by any other person.

[FR Doc. 97-7661 Filed 3-26-97; 8:45 am]
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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[CA 184-0031b; FRL-5709-4]

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

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: EPA is proposing to approve revisions to the California State Implementation Plan (SIP). This action is an administrative change which revises the definition of volatile organic compounds (VOC) and updates the Exempt Compound list in rules from the San Diego County Air Pollution Control District (SDCAPCD).

The intended effect of proposing approval of this action is to incorporate changes to the definition of VOC and to update the Exempt Compound list in SDCAPCD rules to be consistent with the revised federal and state VOC definitions. EPA is proposing approval of these revisions to be incorporated into the California SIP for the attainment of the national ambient air quality standards (NAAQS) for ozone under title I of the Clean Air Act (CAA or the Act). In the Final Rules Section of this **Federal Register**, the EPA is approving the state's SIP revisions as a direct final rule without prior proposal because the Agency views these administrative changes as noncontroversial revision amendments and anticipates no adverse comments. A detailed rationale for this approval is set forth in the direct final rule. If no adverse comments are received in response to this proposed rule, no further activity is contemplated in relation to this rule. If EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period on this document. Any parties interested in commenting on this action should do so at this time.

DATES: Comments on this proposed rule must be received in writing by April 28, 1997.

ADDRESSES: Written comments on this action should be addressed to: Andrew Steckel, Rulemaking Office [Air-4], Air Division, U.S. Environmental Protection Agency, Region 9, 75 Hawthorne Street, San Francisco, CA 94105-3901.

Copies of the rules and EPA's evaluation report of the rules are available for public inspection at EPA's Region 9 office during normal business hours. Copies of the submitted rules are also available for inspection at the following locations:

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, CA
92123.

FOR FURTHER INFORMATION CONTACT: Christine Vineyard, Rulemaking Office [Air-4], Air Division, U.S. Environmental Protection Agency, Region 9, 75 Hawthorne Street, San Francisco, CA 94105-3901, Telephone (415) 744-1197.

SUPPLEMENTARY INFORMATION: This document concerns SDCAPCD Rule 2, Definitions; Rule 67.0, Architectural Coatings; Rule 67.1, Alternative Emission Control Plans; Rule 67.2, Dry Cleaning Equipment Using Petroleum-Based Solvents; Rule 67.3, Metal Parts and Products Coating Operations; Rule 67.5, Paper, Film, and Fabric Coating Operations; Rule 67.7, Cutback and Emulsified Asphalts; Rule 67.12, Polyester Resin Operations; Rule 67.15, Pharmaceutical and Cosmetic Manufacturing Operations; 67.16, Graphic Arts Operations; Rule 67.17, Storage of Materials Containing Volatile Organic Compounds; Rule 67.18, Marine Coating Operations; and Rule 67.24, Bakery Ovens. These rules were submitted to EPA on October 18, 1996 by the California Air Resources Board. For further information, please see the information provided in the Direct Final action which is located in the Rules Section of this **Federal Register**.

Authority: 42 U.S.C. 7401-7671q.
Date Signed: February 26, 1997.

John Wise,

Acting Regional Administrator.

[FR Doc. 97-7693 Filed 3-26-97; 8:45 am]

BILLING CODE 6560-50-P

40 CFR Part 81

[ME048-1-6997b; FRL-5802-4]

Designation of Areas for Air Quality Planning Purposes; Correction of Designation of Nonclassified Ozone Nonattainment Areas; States of Maine and New Hampshire

AGENCY: United States Environmental Protection Agency (USEPA or Agency)
ACTION: Proposed rule.

SUMMARY: The USEPA proposes to correct the ozone designations for the Sullivan and Belknap Counties, New Hampshire nonattainment areas and the portions of Oxford, Franklin and Somerset Counties in Maine designated nonattainment. The USEPA is proposing to correct their designations from nonattainment nonclassified/incomplete data to attainment/unclassified for ozone pursuant to section 110(k)(6) of the Clean Air Act (the Act), which allows the USEPA to correct its actions.

In the Final Rules Section of this **Federal Register**, the USEPA is

correcting the designations in a direct final rule without prior proposal because the Agency views this correction as a noncontroversial action and anticipates no adverse comments. A detailed rationale for the correction is set forth in the direct final rule. If no adverse comments are received in response to that direct final rule, no further activity is contemplated in relation to this proposed rule. If the USEPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. Please be aware that the USEPA will institute another comment period on this action only if warranted by significant revisions to the rulemaking based on any comments received in response to the direct final rule. Any parties interested in commenting on this document should do so at this time.

DATES: Comments on this proposed action must be received in writing by April 28, 1997.

ADDRESSES: Comments may be mailed to Susan Studlien, Deputy Director, Office of Ecosystems Protection, U.S. Environmental Protection Agency, Region I, JFK Federal Bldg., (CAQ), Boston, MA 02203. Copies of EPA's technical support document are available for public inspection during normal business hours, by appointment at: Office of Ecosystems Protection, U.S. Environmental Protection Agency, Region I, One Congress Street, 11th floor, Boston, MA; the Bureau of Air Quality Control, Department of Environmental Protection, 71 Hospital Street, Augusta, ME 04333; and the New Hampshire Department of Environmental Services, 64 N. Main St., Concord, NH 03302.

FOR FURTHER INFORMATION CONTACT: Richard P. Burkhart, U.S. Environmental Protection Agency, Region I, JFK Federal Bldg., (CAQ), Boston, MA 02203. Phone: 617-565-3578.

SUPPLEMENTARY INFORMATION: For additional information see the direct final rule which is published in the rules section of this **Federal Register**.

Authority: 42 U.S.C. 7401-7671q.
Dated: March 19, 1997.

Carol M. Browner,
Administrator.

[FR Doc. 97-7627 Filed 3-26-97; 8:45 am]

BILLING CODE 6560-50-P

COMMITTEE FOR PURCHASE FROM PEOPLE WHO ARE BLIND OR SEVERELY DISABLED

41 CFR Parts 51-3, 51-4, and 51-6

Miscellaneous Amendments to Committee Regulations

AGENCY: Committee for Purchase From People Who Are Blind or Severely Disabled.

ACTION: Proposed rule.

SUMMARY: The Committee is proposing to make changes to four sections of its regulations to clarify them and improve the efficiency of operation of the Committee's Javits-Wagner-O'Day (JWOD) Program. The changes are necessary to assure consistency with an earlier regulation change, eliminate an unnecessary rule, encourage more efficient contracting, and inform the public of a change in Committee policy on military resale items.

DATES: Submit comments on or before May 27, 1997.

ADDRESSES: Committee for Purchase From People Who Are Blind or Severely Disabled, Crystal Square 3, Suite 403, 1735 Jefferson Davis Highway, Arlington, Virginia 22202-3461.

FOR FURTHER INFORMATION CONTACT: G. John Heyer (703) 603-7740. Copies of this notice will be made available on request in computer diskette format.

SUPPLEMENTARY INFORMATION: Since the Committee's regulations were last amended on October 20, 1995 (60 FR 54199), the Committee has noticed several instances where minor changes or clarifications are needed. The Committee has decided to make these changes in one rulemaking rather than individually.

In a 1994 revision (59 FR 59342), 41 CFR 51-3.2(d), concerning the requirement for central nonprofit agencies to recommend to the Committee commodities and services for addition to the Procurement List, with initial fair market prices, was split into two paragraphs (41 CFR 51-3.2(d) and (e)) to make it consistent with the Committee's statute, which treats addition of commodities or services to the Procurement List and determination of fair market prices as two distinct Committee functions. However, the related provision at 41 CFR 51-3.2(c) requiring central nonprofit agencies to obtain from Federal contracting activities the information needed for the Committee to perform these functions was not similarly divided. The proposed change to 41 CFR 51-3.2(c) makes this division.