

costly and speeds repayment of the debt.

(c) If the 6-year period for bringing action on a debt provided in 28 U.S.C. 2415 has expired, then administrative offset may be used to collect the debt only if the costs of bringing such action are likely to be less than the amount of the debt.

(d) No collection by administrative offset shall be made on any debt that has been outstanding for more than 10 years unless facts material to the Government's right to collect the debt were not known, and reasonably could not have been known, by the official or officials responsible for discovering and collecting such debt.

(e) *Request for administrative offset by the Commission to another Federal agency.* The Director of the Financial Management Division, or designee, may request that funds due and payable to a debtor by a Federal agency be administratively offset in order to collect a debt owed to the Commission by that debtor. In requesting administrative offset the Commission, as creditor, will certify in writing to the Federal agency holding funds of the debtor:

- (1) That the debtor owes the debt;
- (2) The amount and basis of the debt; and
- (3) That the Commission has complied with the requirements of its own administrative offset regulations in this subpart, and the applicable provisions of 4 CFR part 102, including providing any required hearing or review.

(f) *Request for administrative offset from another Federal agency.* Any Federal creditor agency may request the Commission make an administrative offset from any Commission funds due and payable to a creditor agency's debtor. The Commission shall initiate the requested administrative offset only upon:

- (1) Receipt of written certification from the creditor agency:
 - (i) That the debtor owes the debt;
 - (ii) The amount and basis of the debt;
 - (iii) That the agency has prescribed regulations for the exercise of administrative offset; and
 - (iv) That the agency has complied with its own administrative offset regulations and with the applicable provisions of 4 CFR part 102, including providing any required hearing or review; and

(2) A determination by the Commission that collection by administrative offset against funds payable to the debtor by the Commission would not otherwise be contrary to law.

§ 1650.308 Accelerated procedures.

The Commission may make an administrative offset against a payment to be made to the debtor prior to the completion of the procedures required by this subpart, if failure to take the offset would substantially jeopardize the Commission's ability to collect the debt, and the time before the payment is to be made does not reasonably permit the completion of those procedures. Such prior offset shall be promptly followed by the completion of the procedures required by this subpart. Amounts recovered by offset but later found not to be owed to the Commission shall be promptly refunded.

§ 1650.309 Additional administrative procedures.

Nothing contained in this subpart is intended to preclude the use of any other administrative remedy which may be available.

[FR Doc. 97-14805 Filed 6-16-97; 8:45 am]

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DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

30 CFR Parts 920, 935, and 943

[MD-040-FOR, OH-236-FOR, TX-017-FOR]

State Program Amendments

AGENCY: Office of Surface Mining Reclamation and Enforcement, Interior.
ACTION: Final rule; correction.

SUMMARY: The Office of Surface Mining Reclamation and Enforcement (OSM) is correcting the effective date of three final rules that appeared in the **Federal Register** on March 26, 1997. These documents approved amendments to the Maryland regulatory program (62 FR 14306), the Ohio abandoned mine land reclamation plan (62 FR 14308) and the Texas regulatory program (62 FR 14311) all effective on the date of publication, March 26, 1997. OSM had prepared a separate rulemaking on March 5, 1997 (62 FR 9932), which became effective April 4, 1997. Due to the differences in effective dates, the March 5, 1997, rule would result in a nullification of the three state program amendments previously listed. Therefore, this document corrects the effective date of the three state program amendments to April 7, 1997.

EFFECTIVE DATE: The amendments to 30 CFR Parts 920 (62 FR 14306), 935 (62 FR 14308) and 943 (62 FR 14311) are effective April 7, 1997.

FOR FURTHER INFORMATION CONTACT:

John A. Trelease, Division of Regulatory Support, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Avenue, NW., Room 210 SIB, Washington, DC 20240; Telephone (202) 208-2783.

In FR Docs. 97-7535, 97-7536 and 97-7533, appearing on pages 14306, 14308 and 14311, respectively, in the **Federal Register** of Wednesday, March 26, 1997, the following corrections are made:

On pages 14307, 14308 and 14311, the Maryland (MD-040-FOR), Ohio (OH-236-FOR) and Texas (TX-017-FOR) state program amendments' **EFFECTIVE DATE** for each final rule is corrected to read April 7, 1997.

Dated: June 10, 1997.

Kathrine L. Henry,
Acting Director.

[FR Doc. 97-15762 Filed 6-16-97; 8:45 am]

BILLING CODE 4310-05-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[CA 179-0042; FRL-5842-8]

Withdrawal of Direct Final Rule for Approval and Promulgation of Implementation Plans; California State Implementation Plan Revision, Bay Area Air Quality Management District

AGENCY: Environmental Protection Agency (EPA).

ACTION: Withdrawal of direct final rule.

SUMMARY: Due to an adverse comment, EPA is withdrawing the direct final rule for the approval of revisions to the California State Implementation Plan. EPA published the direct final rule on Thursday, April 17, 1997 (62 FR 18710), approving revisions to rules from the Bay Area Air Quality Management District (BAAQMD). As stated in that **Federal Register** document, if adverse or critical comments were received by May 19, 1997, the effective date would be delayed and notice would be published in the **Federal Register**. EPA subsequently received adverse comments on that direct final rule. EPA will address the comments received in a subsequent final action in the near future. EPA will not institute a second comment period on this document.

DATES: Withdrawal of this direct final rule becomes effective on June 17, 1997.

FOR FURTHER INFORMATION CONTACT: Julie Rose, Rulemaking Office (AIR-4), Air Division, U.S. Environmental Protection Agency, Region IX, 75 Hawthorne

Street, San Francisco, CA 94105,
Telephone: (415) 744-1184.

SUPPLEMENTARY INFORMATION: See the information provided in the direct final rule located in the final rules section of the April 17, 1997 **Federal Register**, and in the short document located in the proposed rule section of the April 17, 1997 **Federal Register**.

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Hydrocarbons, Incorporation by reference, Intergovernmental relations, Oxides of Nitrogen, Ozone, Reporting and recordkeeping requirements, Volatile organic compounds.

Dated: June 4, 1997.

Felicia Marcus,

Regional Administrator.

Part 52, chapter I, title 40 of the Code of Federal Regulations is amended as follows:

PART 52—[AMENDED]

1. The authority citation for part 52 continues to read as follows:

Authority: 42 U.S.C. 7401-7671q.

Subpart F—California

2. Section 52.220 is amended by removing paragraph (c)(239)(i)(D).

[FR Doc. 97-15855 Filed 6-16-97; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[TN-128-6763a; TN-166-9634a; TN-180-9712a; TN-182-9713a; FRL-5841-4]

Approval and Promulgation of Implementation Plans Tennessee: Approval of Revisions to the Nashville/Davidson County Portion of the Tennessee SIP Regarding New Source Review, Volatile Organic Compounds and Emergency Episodes

AGENCY: Environmental Protection Agency (EPA).

ACTION: Direct final rule.

SUMMARY: In this document, EPA is acting on revisions to the Nashville/Davidson County (Nashville) portion of the Tennessee State Implementation Plan (SIP) which were submitted to EPA by Tennessee, through the Tennessee Department of Air Pollution Control (TDAPC), on December 17, 1993, April 2, 1996, September 20, 1996, and November 14, 1996. The EPA is approving these revisions to the

Nashville regulations regarding new source review (NSR), volatile organic compounds (VOC) and emergency episodes with the exception of revisions to 7-17(c)(4)(ii) and 7-17(c)(4)(iii) which are being disapproved. The revisions to sections 7-17(c)(4)(ii) and 7-17(c)(4)(iii) are being disapproved because the revisions contain emission limits which would relax the currently approved emission limits for certain operations in the manufacture of pneumatic rubber tires.

DATES: This final rule is effective August 18, 1997 unless adverse or critical comments are received by July 17, 1997. If the effective date is delayed, timely notice will be published in the **Federal Register**.

ADDRESSES: Written comments on this action should be addressed to William Denman at the Environmental Protection Agency, Region 4 Air Planning Branch, 61 Forsyth Street, SW, Atlanta, Georgia 30303. Copies of documents relative to this action are available for public inspection during normal business hours at the following locations. The interested persons wanting to examine these documents should make an appointment with the appropriate office at least 24 hours before the visiting day. Reference files TN128-01-6763, TN166-01-9634, TN180-01-9712, and TN182-01-9713. The Region 4 office may have additional background documents not available at the other locations.

Air and Radiation Docket and Information Center (Air Docket 6102), U.S. Environmental Protection Agency, 401 M Street, SW, Washington, DC 20460.

Environmental Protection Agency, Region 4 Air Planning Branch, 61 Forsyth Street, SW, Atlanta, Georgia 30303, William Denman, 404/562-9030.

Tennessee Department of Environment and Conservation, Division of Air Pollution Control, L & C Annex, 9th Floor, 401 Church Street, Nashville, Tennessee 37243-1531, 615/532-0554.

FOR FURTHER INFORMATION CONTACT: William Denman 404/562-9030.

SUPPLEMENTARY INFORMATION:

Amendments to Nashville Regulation Number 3 "New Source Review"

On April 2, 1996, (reference file TN166), September 18, 1996, (reference file TN180), and November 14, 1996, (reference file TN182), Tennessee submitted revisions to regulation number 3 "New Source Review" of the Nashville/Davidson County portion of the Tennessee SIP (Nashville SIP).

These revisions amended regulation number 3 as follows.

Section 3-1 "Definitions"

The definition of "municipal solid waste (MSW) landfill emissions" was added and the definition of "significant" was revised to contain an MSW landfill emissions level of 50 tons per year (tpy). In addition, the definition of "volatile organic compound" was revised to incorporate by reference the definition contained in 40 CFR part 51, subpart F.

Section 3-3 "Prevention of Significant Deterioration (PSD) Review"

Section 3-3(f) was revised by deleting references to supplements to Appendix W of 40 CFR part 51 which contain the "Guideline on Air Quality Models." This revision was prompted by the addition of a third supplement to this appendix. The intention of the Nashville agency is to utilize the entire guideline including all present and future supplements.

Amendments to Nashville Regulation Number 7 "Regulation for the Control of Volatile Organic Compounds"

On October 30, 1996, EPA approved the State of Tennessee's request to redesignate the five county Nashville ozone nonattainment area to attainment. One of the requirements for this approval was for the State to have a fully approved SIP for ozone control in the five county area. By approving the ozone redesignation request EPA determined that the State of Tennessee had a SIP in place which was applicable in the entire five county area, including Davidson County, and met all EPA ozone requirements. The revisions which follow revise only Nashville/Davidson County's portion of the Tennessee SIP, not the State's SIP. In any areas where the Nashville/Davidson County SIP is less stringent or has been disapproved, the State SIP applies.

On December 17, 1993, (reference file TN128), April 2, 1996, (reference file TN166), September 18, 1996, (reference file TN180), and November 14, 1996, (reference file TN182), Tennessee submitted revisions to regulation number 7 "Regulation for the Control of Volatile Organic Compounds" of the Nashville/Davidson County portion of the Tennessee SIP (Nashville SIP). Some of the proposed revisions were submitted to meet the 1990 Clean Air Act (CAA) requirements for VOC reasonably available control technology (RACT) commonly referred to as the "VOC RACT Catch-Ups." The four submittals revised Nashville's regulation number 7 as follows.