

completes first examination of the check.

(3) When first examination by Treasury establishes that a check has a material defect or alteration, Treasury will decline payment on the check.

(d) Notwithstanding the provisions of paragraph (c) of this section, when issue information is not available within 150 days after the check is presented to the Federal Reserve Bank for payment, or when first examination is otherwise not completed within such time frame, Treasury will be deemed to have made final payment on the check.

(e) Notwithstanding the provisions of paragraph (d) of this section, if Treasury is on notice of a question of law or fact about whether a check is properly payable upon presentment for payment, and Treasury refers such question to the Comptroller General under 31 U.S.C. 3328(a)(2), the Commissioner may defer final payment on the check until the Comptroller General settles the question.

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5. Section 240.4 is amended by removing paragraph (a) introductory text; by removing paragraph (b); by redesignating paragraphs (a)(1), (a)(2) and (a)(3) as paragraphs (a), (b) and (c); and by revising newly redesignated paragraphs (a) and (c) to read as follows:

§ 240.4 Cancellation and distribution of proceeds of checks.

(a) Any check issued on or after October 1, 1989 that has not been paid and remains outstanding for more than 12 months will be cancelled by the Commissioner.

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(c) On a monthly basis, the Commissioner will provide to each agency that authorizes the issuance of Treasury checks a list of those checks issued for such agency which were cancelled during the preceding month pursuant to paragraph (a) of this section.

6. Section 240.6(a) is revised to read as follows:

§ 240.6 Reclamation of amounts of paid checks.

(a) If Treasury determines:
(1) That a check has been paid over a forged or unauthorized indorsement; or

(2) That a check containing a material defect or alteration is deemed paid under § 240.3, the presenting bank or any other indorser shall be liable to the Treasury for the full amount of the check payment. The Commissioner may reclaim the amount of the check payment from the presenting bank, or from any other indorser that breached its guaranty of indorsement prior to:

(i) The end of the 1-year period beginning on the date of provisional payment; or

(ii) The expiration of the 180-day period beginning on the close of the period described in paragraph (a)(2)(i) of this section if a timely claim under 31 U.S.C. 3702 is presented to the certifying agency.

* * * * *

7. Section 240.9 is amended by revising paragraphs (a)(1), (a)(3), introductory text, (a)(3)(ii), and (a)(3)(iv) to read as follows:

§ 240.9 Processing of checks.

(a) *Federal Reserve Banks.* (1) Federal Reserve Banks shall cash checks for Government disbursing officers when such checks are drawn by the disbursing officers to their own order. Payment of such checks shall not be refused except for material defect or alteration of the check.

* * * * *

(3) As a depository of public funds, each Federal Reserve Bank shall:

* * * * *

(ii) Give immediate provisional credit therefor in accordance with their current Time Schedules and charge the amount of the checks cashed or otherwise received to the account of the Treasury, subject to first examination and payment by Treasury.

* * * * *

(iv) Release the original checks to a designated Federal Records Center upon notification from Treasury. Treasury shall return to the forwarding Federal Reserve Bank a copy of any check the payment of which is declined upon the completion of first examination, together with notice of the declination. Federal Reserve Banks shall give immediate credit therefor in Treasury's account, thereby reversing the previous charge to the account for such check. Treasury authorizes each Federal Reserve Bank to release a copy of the check to the indorser when payment is declined.

* * * * *

8. Section 240.13 is amended by adding paragraph (c) to read as follows:

§ 240.13 Checks issued to deceased payees.

* * * * *

(c) *Deceased payee check intercepts.*

(1) A benefit payment check, issued after a payee's death, is not payable. When a certifying agency learns that a payee has died, the certifying agency shall give immediate notice to Treasury. Upon receipt of such notice, Treasury will instruct the Federal Reserve Bank to refuse payment on the check upon

presentment. The Federal Reserve Bank will make every appropriate effort to intercept the check. Where a check is successfully intercepted, the Federal Reserve bank will refuse payment, and return the check unpaid to the bank with an annotation that the payee is deceased. Where a financial institution learns that a date of death triggering action under this section is erroneous, the appropriate certifying agency which authorized the issuance of the check should be contacted.

(2) Nothing in this section shall limit the right of Treasury to institute reclamation proceedings under the provisions of § 240.6 with respect to a deceased payee check paid over a forged or unauthorized indorsement.

9. Section 240.16 is added to read as follows:

§ 240.16 Lack of authority to shift liability.

(a) This part neither authorizes nor directs a bank to debit the account of any party or to deposit any funds from any account in a suspense account or escrow account or the equivalent. However, nothing in this part shall be construed to affect a bank's contract with its depositor(s) under authority of State law.

(b) A bank's liability under this part is not affected by any action taken by it to recover from any party the amount of the bank's liability to the Treasury.

9. Section 240.17 is added to read as follows:

§ 240.17 Implementing instructions.

Procedural instructions implementing these regulations will be issued by the Commissioner of the Financial Management Service in volume I, part 4 and volume II, part 4 of the Treasury Financial Manual.

Russell D. Morris,
Commissioner.

[FR Doc. 97-14174 Filed 5-29-97; 8:45 am]

BILLING CODE 4810-35-U

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[TX-73-1-7316b, FRL-5830-8]

Approval and Promulgation of Air Quality Plans, Texas; Alternate Reasonably Available Control Technology Demonstration for Bell Helicopter Textron, Incorporated; Bell Plant 1 Facility

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rulemaking.

SUMMARY: The EPA is proposing approval of a site-specific revision to the Texas State Implementation Plan for Bell Helicopter Textron, Incorporated of Fort Worth. This revision was submitted by the Governor on April 18, 1996, to establish an alternate reasonably available control technology demonstration to control volatile organic compounds for the surface coating processes at the Bell Plant 1 facility. Please see the direct final notice of this action located elsewhere in today's **Federal Register** for a detailed discussion of this rulemaking.

DATES: Comments on this proposed rule must be postmarked by June 30, 1997. If no adverse comments are received, then the direct final rule is effective on July 29, 1997.

ADDRESSES: Comments should be mailed to Thomas H. Diggs, Chief, Air Planning Section (6PD-L), EPA Region 6, 1445 Ross Avenue, Dallas, Texas 75202-2733. Copies of the State's petition and other information relevant to this action are available for inspection during normal hours at the following locations:

Environmental Protection Agency,
Region 6, Air Planning Section (6PD-L), 1445 Ross Avenue, Suite 700,
Dallas, Texas 75202-2733.

Texas Natural Resource Conservation Commission, Office of Air Quality,
12124 Park 35 Circle, Austin, Texas
78753.

Anyone wishing to review this petition at the Region 6 EPA office is asked to contact the person below to schedule an appointment 24 hours in advance.

FOR FURTHER INFORMATION CONTACT: Lt. Mick Cote, Air Planning Section (6PD-L), EPA Region 6, telephone (214) 665-7219.

SUPPLEMENTARY INFORMATION: See the information provided in the direct final notice which is located in the Rules Section of this **Federal Register**.

List of Subjects in 40 CFR Part 52

Environmental protection, Air pollution control, Hydrocarbons, Incorporation by reference, Intergovernmental regulations, Ozone, Reporting and recordkeeping, and Volatile organic compounds.

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

Dated: February 12, 1997.

Jerry Clifford,

Acting Regional Administrator.

[FR Doc. 97-14195 Filed 5-29-97; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 52

[TN-160-9624b; FRL-5831-6]

Approval and Promulgation of Air Quality Implementation Plans, Tennessee; Approval of Revisions To Permit Requirements, Definitions, Exemptions, and Internal Combustion Engines Regulations

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule.

SUMMARY: The EPA proposes to approve the revisions to the Nashville/Davidson County portion of the Tennessee State Implementation Plan (SIP) submitted by the State of Tennessee for the purpose of revising the current regulations for the permit requirements for major sources of air pollution, including revisions to the general definitions, permit requirements, and the exemptions. Also included was a revision to the regulations for internal combustion engines. In the final rules section of this **Federal Register**, the EPA is approving the State's SIP revision as a direct final rule without prior proposal because the Agency views this as a noncontroversial revision amendment and anticipates no adverse comments. A detailed rationale for the 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 proposed 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 document should do so at this time.

DATES: To be considered, comments must be received by June 30, 1997.

ADDRESSES: Written comments on this action should be addressed to Karen Borel, at the Environmental Protection Agency, Region 4 Air Planning Branch, 61 Forsyth Street, SW, Atlanta, GA, 30303. Copies of the 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 file TN-160-01-9624. The Region 4 office may have additional

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, Atlanta, Georgia 30303. [Contact Karen Borel, 404/562-9029].

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

Bureau of Environmental Health Services, Metropolitan Health Department, Nashville-Davidson County, 311-23rd Avenue, North, Nashville, Tennessee 37203.

FOR FURTHER INFORMATION CONTACT: Karen C. Borel at (404) 562-9029.

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

Dated: April 22 1997.

A. Stanley Meiburg,

Acting Regional Administrator.

[FR Doc. 97-14193 Filed 5-29-97; 8:45 am]

BILLING CODE 6560-50-P

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 799

[OPPTS-42187H; FRL-5722-1]

RIN 2070-AC76

Proposed Test Rule for Hazardous Air Pollutants; Extension of Comment Period on Proposed Rule

AGENCY: Environmental Protection Agency (EPA).

ACTION: Extension of comment period on proposed test rule.

SUMMARY: EPA is extending the public comment period from June 30, 1997, to August 15, 1997, on the proposed rule to require the testing of 21 hazardous air pollutants (HAPs) for certain health effects. This proposed rule was published in the **Federal Register** on June 26, 1996 (61 FR 33178)(FRL-4869-1). On March 28, 1997, EPA extended the public comment period from March 30, 1997, to June 30, 1997 (62 FR 14850)(FRL-5598-4).

DATES: Written comments on the proposed rule must be received by EPA on or before August 15, 1997.