

Authority: 26 U.S.C. 7805 \* \* \*

**Par. 2.** Section 1.1502-77 is amended by adding paragraph (j) to read as follows:

**§ 1.1502-77 Agent for the group.**

\* \* \* \* \*

(j) [The text of the proposed amendment to § 1.1502-77(j) is the same as the text of § 1.1502-77T(j) published elsewhere in this issue of the **Federal Register**.]

**Mark E. Matthews,**

*Deputy Commissioner for Services and Enforcement.*

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**ENVIRONMENTAL PROTECTION AGENCY**

**40 CFR Parts 52 and 81**

[EPA-R09-OAR-2006-0041; FRL-8045-2]

**Approval and Promulgation of Implementation Plans; Designation of Areas for Air Quality Planning Purposes; State of Arizona; Particulate Matter of 10 Microns or Less; Finding of Attainment for Yuma Nonattainment Area; Determination Regarding Applicability of Certain Clean Air Act Requirements**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** EPA is proposing, under the Clean Air Act, to determine that the Yuma nonattainment area in Arizona has attained the National Ambient Air Quality Standards (NAAQS) for particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers (PM<sub>10</sub>). This proposed determination is based upon monitored air quality data for the PM<sub>10</sub> NAAQS during the years 1998-2000. EPA is also proposing to find that the Yuma area is currently in attainment of the PM<sub>10</sub> NAAQS, and based on this finding, EPA is proposing to determine that certain Clean Air Act requirements are not applicable for so long as the Yuma area continues to attain the PM<sub>10</sub> NAAQS.

**DATES:** Any comments on this proposal must arrive by April 13, 2006.

**ADDRESSES:** Submit comments, identified by docket number EPA-R09-OAR-2006-0041, by one of the following methods:

(1) Federal eRulemaking portal: <http://www.regulations.gov>. Follow the on-line instructions.

(2) E-mail: [rosen.rebecca@epa.gov](mailto:rosen.rebecca@epa.gov).

(3) Mail or deliver: Rebecca Rosen (AIR-2), U.S. Environmental Protection Agency Region IX, 75 Hawthorne Street, San Francisco, CA 94105-3901.

**Instructions:** All comments will be included in the public docket without change and may be made available online at <http://www.regulations.gov>, including any personal information provided, unless the comment includes Confidential Business Information (CBI) or other information whose disclosure is restricted by statute. Information that you consider CBI or otherwise protected should be clearly identified as such and should not be submitted through the <http://www.regulations.gov> or e-mail. <http://www.regulations.gov> is an "anonymous access" system, and EPA will not know your identity or contact information unless you provide it in the body of your comment. If you send e-mail directly to EPA, your e-mail address will be automatically captured and included as part of the public comment. If EPA cannot read your comment due to technical difficulties and cannot contact you for clarification, EPA may not be able to consider your comment.

**Docket:** The index to the docket for this action is available electronically at <http://www.regulations.gov> and in hard copy at EPA Region IX, 75 Hawthorne Street, San Francisco, California. While all documents in the docket are listed in the index, some information may be publicly available only at the hard copy location (e.g., copyrighted material), and some may not be publicly available in either location (e.g., CBI). To inspect the hard copy materials, please schedule an appointment during normal business hours with the contact listed in the **FOR FURTHER INFORMATION CONTACT** section.

**FOR FURTHER INFORMATION CONTACT:** Rebecca Rosen, EPA Region IX, (415) 947-4152, [rosen.rebecca@epa.gov](mailto:rosen.rebecca@epa.gov).

**SUPPLEMENTARY INFORMATION:** This proposal addresses the determination that the Yuma nonattainment area in Arizona has attained the NAAQS for particulate matter with an aerodynamic diameter less than or equal to a nominal 10 micrometers (PM<sub>10</sub>). This determination is based upon monitored air quality data for PM<sub>10</sub> during the years 1998-2000. EPA also proposes to find that the Yuma area is currently attaining the standard, and based on this finding, EPA is proposing to determine that certain requirements that otherwise apply under the Clean Air Act to moderate PM<sub>10</sub> nonattainment areas, such as the Yuma area, are not applicable for so long as the area continues to attain the PM<sub>10</sub> NAAQS.

In the Rules and Regulations section of this **Federal Register**, we are taking direct final action to make these determinations because we believe this action is not controversial. If we receive adverse comments, however, we will publish a timely withdrawal of the direct final rule and address the comments in subsequent action based on this proposed rule. We do not plan to open a second comment period, so anyone interested in commenting should do so at this time. If we do not receive comments, no further activity is planned. For further information on this proposal and the rationale underlying our proposed action, please see the direct final action.

Dated: March 1, 2006.

**Wayne Nastri,**

*Regional Administrator, Region IX.*

[FR Doc. 06-2429 Filed 3-13-06; 8:45 am]

BILLING CODE 6560-50-P

**GENERAL SERVICES ADMINISTRATION**

**41 CFR Part 102-118**

[FMR Case 2005-102-5]

RIN: 3090-A114

**Federal Management Regulation; Transportation Payment and Audit—Use of SF 1113, Public Voucher for Transportation Charges**

**AGENCY:** Office of Governmentwide Policy, General Services Administration (GSA).

**ACTION:** Proposed rule.

**SUMMARY:** The General Services Administration proposes to amend the Federal Management Regulation (FMR) to discontinue use of the hard copy, paper construction of Standard Form (SF) 1113, Public Voucher for Transportation Charges, and its memorandum copy, SF 1113-A. Agencies are required to use electronic commerce for receiving bills and paying for transportation and transportation services. By using electronic commerce, the SF 1113 is not needed and is not essential for the transportation service provider to get paid. The FMR and any corresponding documents may be accessed at GSA's website at <http://www.gsa.gov/fmr>.

**DATES:** *Comment Date:* Comments must be received by May 15, 2006.

**ADDRESSES:** Submit comments identified by FMR case 2005-102-5 by any of the following methods:

- Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the instructions for submitting comments.

• Agency Web Site: <http://www.gsa.gov/fmr>. Click on FMR Proposed Rules, and the FMR case number to submit comments.

• E-mail: [fmrcase.2005-102-5@gsa.gov](mailto:fmr.case.2005-102-5@gsa.gov). Include FMR case 2005-102-5 in the subject line of the message.

• Fax: 202-501-4067.  
• Mail: General Services Administration, Regulatory Secretariat (VIR), 1800 F Street, NW., Room 4035, ATTN: Laurieann Duarte, Washington, DC 20405.

*Instructions:* Please submit comments only and cite FMR case 2005-102-5 in all correspondence related to this case. All comments received will be posted without change to <http://www.gsa.gov/fmr>, including any personal information provided. Click on FMR Public Comments.

**FOR FURTHER INFORMATION CONTACT:** The Regulatory Secretariat, Room 4035, GS Building, Washington, DC 20405, at (202) 208-7312 for information pertaining to status or publication schedules. For clarification of content, contact Ted J. Bembenek, Jr., Office of Governmentwide Policy (MT), at (202) 208-7629. Please cite FMR case 2005-102-5.

#### SUPPLEMENTARY INFORMATION:

##### A. Background

As the Government continues to make systematic management improvements across its business lines, use of electronic commerce has become a significant link and critical tool in accomplishing this task. In its role as a Governmentwide policymaker, GSA will use every feasible opportunity to incorporate and promote electronic commerce to the fullest extent of its authority, particularly in relation to the procurement, billing, and payment of transportation services.

In part 102-118 of the Federal Management Regulation (FMR), (41 CFR part 102-118, Transportation Payment and Audit), GSA prescribes Standard Form (SF) 1113 for use by transportation service providers to bill transportation charges to the Government. GSA believes greater efficiencies can be gained for the Government and transportation service providers alike by requiring use of electronic commerce in all areas of transportation. This includes the use of electronic systems for ordering, receiving bills and paying for transportation and transportation services. This requirement will bring the Government closer to achieving a paperless environment and parity with the best business practices used in the private sector. Comments received from an exploratory notice published in the

**Federal Register** at 69 FR 36088, June 28, 2004, generally favored the electronic billing of transportation charges.

##### B. Substantive Changes

This proposed rule discontinues the requirement for use of the paper construction of Standard Form (SF) 1113, Public Voucher for Transportation Charges, and its memorandum copy, SF 1113-A. Agencies are required to use electronic commerce for receiving bills and paying for transportation and transportation services. By using electronic commerce, the SF 1113 is not needed and is not essential for the transportation service provider to get paid. Paper invoices will no longer be received.

##### C. Executive Order 12866

GSA has determined that this proposed rule is not a significant rule for the purposes of Executive Order 12866 of September 30, 1993.

##### D. Regulatory Flexibility Act

This proposed rule is not expected to have a significant economic impact on a substantial number of small entities within the meaning of the Regulatory Flexibility Act, 5 U.S.C. 601, *et seq.* A regulatory flexibility analysis has therefore not been prepared.

##### E. Paperwork Reduction Act

The Paperwork Reduction Act does not apply because the proposed rule does not impose recordkeeping or information collection requirements, or the collection of information from offerors, contractors, or members of the public which require the approval of the Office of Management and Budget (OMB) under 44 U.S.C. 3501 *et seq.*

##### F. Small Business Regulatory Enforcement Fairness Act

This proposed rule is exempt from Congressional review prescribed under 5 U.S.C. 801 since it relates solely to agency management and personnel.

##### List of Subjects in 41 CFR Part 102-118

Accounting, Claims, Government property management, Reporting and recordkeeping requirements, Surplus Government property, Transportation.

Dated: February 16, 2006.

**John G. Sindelar,**

*Acting Associate Administrator, Office of Governmentwide Policy.*

For the reasons set forth in the preamble, GSA proposes to amend 41 CFR part 102-118 as set forth below:

## PART 102-118—TRANSPORTATION PAYMENT AND AUDIT

1. The authority citation for 41 CFR part 102-118 continues to read as follows:

**Authority:** 31 U.S.C. 3726; and 40 U.S.C. 121(c), and 49 U.S.C. 10721, 13712, and 15504.

2. Revise § 102-118.65 to read as follows:

### § 102-118.65 Is my agency required to use electronic billing for payment and billing of transportation services?

Yes, your agency must use electronic billing for the procurement and billing of transportation services.

### § 102-118.100 [Removed and Reserved]

3. Remove and reserve § 102-118.100.  
4. Revise § 102-118.130 to read as follows:

### § 102-118.130 Must my agency use a GBL for express, courier, or small package shipments?

No. However, in using commercial forms, all shipments must be subject to the terms and conditions set forth for the use of a bill of lading for the Government. Any other non-conflicting applicable contracts or agreements between the transportation service provider (TSP) and an agency involving buying transportation services for Government traffic remain binding. When you use GSA's schedule for small package express delivery, the terms and conditions of that contract are binding.

5. Revise § 102-118.195 to read as follows:

### § 102-118.195 What documents must a transportation service provider (TSP) send to receive payment for a transportation billing?

For shipments bought on a transportation document, the transportation service provider (TSP) must submit an original properly certified International Government bill of lading (GBL) or bill of lading. The TSP must submit this package and all supporting documents to the agency paying office.

6. Revise § 102-118.560 to read as follows:

### § 102-118.560 What is the required format that a transportation service provider (TSP) must use to file an administrative claim?

A transportation service provider (TSP) must bill for charges, when deemed necessary by your agency, in the manner prescribed in the "U.S. Government Freight Transportation Handbook" or the "U.S. Government Passenger Transportation Handbook". To get a copy of these publications, you

may write to: General Services  
Administration, Federal Supply Service

Audit Division (FBA), 1800 F Street,

NW., Washington, DC 20405,  
[www.gsa.gov/transaudits](http://www.gsa.gov/transaudits).

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