

maintenance and five-year reviews, have been completed. However, this deletion does not preclude future actions under Superfund.

In the "Rules and Regulations" Section of this **Federal Register**, we are publishing a direct final notice of deletion of the Bailey Waste Disposal Superfund Site without prior notice of intent to delete because we view this as a noncontroversial revision and anticipate no adverse comment. We have explained our reasons for this deletion in the direct final deletion. If we receive no adverse comment(s) on this notice of intent to delete or the direct final notice of deletion, we will not take further action on this notice of intent to delete. If we receive adverse comment(s), we will withdraw the direct final notice of deletion, and it will not take effect. We will, as appropriate, address all public comments in a subsequent final deletion notice based on this notice of intent to delete. We will not institute a second comment period on this notice of intent to delete. Any parties interested in commenting must do so at this time. For additional information see the direct final notice of deletion located in the Rules section of this **Federal Register**.

**DATES:** Comments concerning this Site must be received by September 13, 2007.

**ADDRESSES:** Submit your comments, identified by Docket ID No. EPA-HQ-SFUND-1986-0005, by one of the following methods:

*http://www.regulations.gov* (Follow the on-line instructions for submitting comments).

*E-mail: walters.donn@epa.gov.*

*Fax: 214-665-6660.*

*Mail: Donn Walters, Community Involvement, U.S. EPA Region 6 (6SF-TS), 1445 Ross Avenue, Dallas, TX 75202-2733, (214) 665-6483 or 1-800-533-3508.*

*Instructions:* Direct your comments to Docket ID No. EPA-HQ-SFUND-1986-0005. EPA policy is that all comments received 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 information claimed to be Confidential Business Information (CBI) or other information, disclosure of which is restricted by statute. Do not submit information that you consider to be CBI or otherwise protected. The *http://www.regulations.gov* Web site is an "anonymous access" system, which means EPA will not know your identity or contact information unless you

provide it in the body of your comment. If you send an e-mail comment directly to EPA without going through *http://www.regulations.gov*, your e-mail address will automatically be captured and included as part of the comment that is placed in the public docket and made available on the Internet. If you submit an electronic comment, EPA recommends that you include your name and other contact information in the body of your comment and with any disk or CD-ROM you submit. 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. Electronic files should avoid the use of special characters, any form of encryption and be free of any defects or viruses.

*Docket:* All documents in the docket are listed in the *http://www.regulations.gov* index. Although listed in the index, some information is not publicly available, e.g., CBI or other information disclosure of which is restricted by statute. Certain other material, such as copyrighted material, will be publicly available only in hard copy. Publicly available docket materials are available either electronically at *http://www.regulations.gov* or in hard copy at the information repositories.

**FOR FURTHER INFORMATION CONTACT:** Scott Harris, PhD, Remedial Project Manager (RPM), U.S. EPA Region 6 (6SF-RA), 1445 Ross Avenue, Dallas, TX 75202-2733, *harris.scott@epa.gov* or (214) 665-7114 or 800-533-3508.

**SUPPLEMENTARY INFORMATION:** For additional information see the Direct Final Notice of Deletion located in the "Rules" section of this **Federal Register**.

*Information Repositories:* Repositories have been established to provide detailed information concerning this decision at the following locations: U.S. EPA Online Library System at *http://www.epa.gov/natlibra/ols.htm*; U.S. EPA Region 6, 1445 Ross Avenue, Suite 700, Dallas, Texas 75202-2733, (214) 665-6617, by appointment only Monday through Friday 9 a.m. to 12 p.m. and 1 p.m. to 4 p.m.; Marion and Ed Hughes Public Library, 2712 Nederland Avenue, Nederland, Texas, 77627, (409) 722-1255, Monday 1 p.m. to 9 p.m., Tuesday through Friday 10 a.m. to 6 p.m. and closed Saturday-Sunday; City of Orange Public Library, 220 N. 5th Street, Orange, Texas, 77630, (409) 883-1086, Saturday and Monday 10 a.m. to 2 p.m., Tuesday 12 p.m. to 8 p.m. Wednesday through Friday 10 a.m. to 5 p.m. and closed Sunday; Texas Commission on Environmental Quality (TCEQ), Central

File Room Customer Service Center, Building E, 12100 Park 35 Circle, Austin, Texas, 78753, (512) 239-2900, Monday through Friday 8 a.m. to 5 p.m.

#### List of Subjects in 40 CFR Part 300

Environmental protection, Air pollution control, Chemicals, Hazardous waste, Hazardous substances, Intergovernmental relations, Penalties, Reporting and recordkeeping requirements, Superfund, Water pollution control, Water supply.

**Authority:** 33 U.S.C. 1321(c)(2); 42 U.S.C. 9601-9657; E.O. 12777, 56 FR 54757, 3 CFR, 1991 Comp., p. 351; E.O. 12580, 52 FR 2923; 3 CFR, 1987 Comp., p. 193.

Dated: July 19, 2007.

**Richard E. Greene,**

*Regional Administrator, EPA Region 6.*

[FR Doc. E7-15897 Filed 8-13-07; 8:45 am]

**BILLING CODE 6560-50-P**

## DEPARTMENT OF DEFENSE

### Defense Acquisition Regulations System

#### 48 CFR Parts 232 and 252

RIN 0750-AF63

#### Defense Federal Acquisition Regulation Supplement; Mandatory Use of Wide Area WorkFlow (DFARS Case 2006-D049)

**AGENCY:** Defense Acquisition Regulations System, Department of Defense (DoD).

**ACTION:** Proposed rule with request for comments.

**SUMMARY:** DoD is proposing to amend the Defense Federal Acquisition Regulation Supplement (DFARS) to require use of the Wide Area WorkFlow-Receipt and Acceptance (WAWF-RA) electronic system for submitting and processing payment requests under DoD contracts. DoD-wide use of WAWF-RA will increase the efficiency of the payment process.

**DATES:** Comments on the proposed rule should be submitted in writing to the address shown below on or before October 15, 2007, to be considered in the formation of the final rule.

**ADDRESSES:** You may submit comments, identified by DFARS Case 2006-D049, using any of the following methods:

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

- *E-mail: dfars@osd.mil.* Include DFARS Case 2006-D049 in the subject line of the message.

- *Fax: (703) 602-7887.*

• *Mail*: Defense Acquisition Regulations System, Attn: Mr. John McPherson, OUSD (AT&L) DPAP (CPF), IMD 3D139, 3062 Defense Pentagon, Washington, DC 20301-3062.

• *Hand Delivery/Courier*: Defense Acquisition Regulations System, Crystal Square 4, Suite 200A, 241 18th Street, Arlington, VA 22202-3402.

Comments received generally will be posted without change to <http://www.regulations.gov>, including any personal information provided.

**FOR FURTHER INFORMATION CONTACT:** Mr. John McPherson, (703) 602-0296.

**SUPPLEMENTARY INFORMATION:**

**A. Background**

This proposed rule amends DFARS Subpart 232.70, and the contract clause at DFARS 252.232-7003, to require use of the WAWF-RA electronic system for submission and processing of payment requests under DoD contracts. DFARS Subpart 232.70 presently identifies three accepted electronic forms of transmitting payment requests under DoD contracts. Those are (1) American National Standards Institute (ANSI) X.12 Electronic Data Interchange (EDI); (2) Web Invoicing System; and (3) WAWF-RA. The proposed rule will still allow a contractor to submit a payment request through an electronic means other than WAWF-RA, or in a non-electronic format, if authorized by the contracting officer. In addition, the proposed rule will allow contractors to submit ANSI X.12 EDI transactions through WAWF-RA.

The proposed changes will reduce the problems created by DoD's nonintegrated financial systems, by facilitating the electronic transmission of payment documents and related data. WAWF-RA, when fully implemented and utilized, will eliminate paper documents, eliminate redundant data entry, improve data accuracy, reduce the number of lost or misplaced documents, and ultimately, result in more timely payments to contractors.

This rule was not subject to Office of Management and Budget review under Executive Order 12866, dated September 30, 1993.

**B. Regulatory Flexibility Act**

DoD has prepared an initial regulatory flexibility analysis consistent with 5 U.S.C. 603. A copy of the analysis may be obtained from the point of contact specified herein. The analysis is summarized as follows:

The objective of the proposed rule is to fully automate the payment process, including receiving reports, to significantly improve the timeliness of

payments and to reduce DoD's interest charges for late payments. The proposed rule continues DoD's implementation of the electronic invoicing requirements of 10 U.S.C. 2227, as added by Section 1008 of the National Defense Authorization Act for Fiscal Year 2001 (Pub. L. 106-398).

American National Standards Institute (ANSI) X.12 Electronic Data Interchange (EDI) and Web Invoicing System (WInS) cannot process all DoD payment request types, nor can they process receiving reports. In addition, EDI and WInS information cannot be made available to all interested Government offices and organizations. WAWF-RA is the only DoD system that can process all payment request types as well as receiving reports. WAWF-RA keeps historical files that are readily available for both contractor and Government use. In addition, the use of WAWF-RA has contributed significantly to improving the timeliness of payments and to DoD's goal of reducing interest charges for late payments.

The proposed rule changes the electronic systems available for submitting invoices to DoD. Approximately 1,000 small entities will be required to switch from the existing WInS to the WAWF-RA system, used by over 20,000 small entities. Both systems involve submission of invoices through the World Wide Web. Approximately 1 hour is needed to learn the new system. No reporting, recordkeeping, or compliance records will be required from small entities. All such records will be generated by DoD as a by-product of the use of the required systems.

DoD invites comments from small businesses and other interested parties. DoD also will consider comments from small entities concerning the affected DFARS subparts in accordance with 5 U.S.C. 610. Such comments should be submitted separately and should cite DFARS Case 2006-D049.

**C. Paperwork Reduction Act**

The Paperwork Reduction Act does not apply, because the proposed rule does not impose any information collection requirements that require the approval of the Office of Management and Budget under 44 U.S.C. 3501, *et seq.*

**List of Subjects in 48 CFR Parts 232 and 252**

Government procurement.

**Michele P. Peterson,**

*Editor, Defense Acquisition Regulations System.*

Therefore, DoD proposes to amend 48 CFR parts 232 and 252 as follows:

1. The authority citation for 48 CFR parts 232 and 252 continues to read as follows:

**Authority:** 41 U.S.C. 421 and 48 CFR Chapter 1.

**PART 232—CONTRACT FINANCING**

2. Section 232.7002 is amended in paragraph (b) by revising the last sentence to read as follows:

**232.7002 Policy.**

\* \* \* \* \*

(b) \* \* \* Scanned documents are acceptable for processing supporting documentation other than receiving reports and other forms of acceptance.

\* \* \* \* \*

3. Section 232.7003 is revised to read as follows:

**232.7003 Procedures.**

(a) The accepted electronic form for submission of payment requests is Wide Area Workflow-Receipt and Acceptance (see Web site—<http://wawf.eb.mil/>).

(b) If the payment office and the contract administration office concur, the contracting officer may authorize a contractor to submit a payment request using an electronic form other than Wide Area Workflow-Receipt and Acceptance. However, with this authorization, the contractor and the contracting officer shall agree to a plan, which shall include a timeline, specifying when the contractor will transfer to Wide Area Workflow-Receipt and Acceptance.

**PART 252—SOLICITATION PROVISIONS AND CONTRACT CLAUSES**

4. Section 252.232-7003 is amended as follows:

- a. By revising the clause date;
- b. In paragraph (a)(2), by revising the last sentence; and
- c. By revising paragraphs (b) and (c) to read as follows:

**252.232-7003 Electronic Submission of Payment Requests.**

\* \* \* \* \*

ELECTRONIC SUBMISSION OF PAYMENT REQUESTS (XXX 2007)

(a) \* \* \*

(2) \* \* \* However, scanned documents are acceptable when they are

part of a submission of a payment request made using Wide Area WorkFlow-Receipt and Acceptance (WAWF-RA) or another electronic form authorized by the Contracting Officer.

\* \* \* \* \*

(b) Except as provided in paragraph (c) of this clause, the Contractor shall submit payment requests using WAWF-RA, in one of the following electronic formats that WAWF-RA accepts: Electronic Data Interchange, Secure File Transfer Protocol, or World Wide Web input. Information regarding WAWF-RA is available on the Internet at <https://wawf.eb.mil/>.

(c) The Contractor may submit a payment request using other than WAWF-RA only when—

(1) The Contracting Officer authorizes use of another electronic form. With such an authorization, the Contractor and the Contracting Officer shall agree to a plan, which shall include a timeline, specifying when the Contractor will transfer to Wide Area WorkFlow-Receipt and Acceptance;

(2) DoD is unable to receive a payment request in electronic form; or

(3) The Contracting Officer administering the contract for payment has determined, in writing, that electronic submission would be unduly burdensome to the Contractor. In such cases, the Contractor shall include a copy of the Contracting Officer's determination with each request for payment.

\* \* \* \* \*

[FR Doc. E7-15928 Filed 8-13-07; 8:45 am]

BILLING CODE 5001-08-P

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### 50 CFR Part 17

RIN 1018-AU80

#### Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for *Arenaria ursina* (Bear Valley Sandwort), *Castilleja cinerea* (Ash-gray Indian Paintbrush), and *Eriogonum kennedyi* var. *austromontanum* (Southern Mountain Wild-buckwheat)

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Proposed rule; reopening of comment period, notice of availability of draft economic analysis, and amended Required Determinations.

**SUMMARY:** We, the U.S. Fish and Wildlife Service (Service), announce the reopening of the comment period on the

proposed designation of critical habitat for *Arenaria ursina*, *Castilleja cinerea*, and *Eriogonum kennedyi* var.

*austromontanum* under the Endangered Species Act of 1973, as amended (Act). We also announce the availability of the draft economic analysis for the proposed critical habitat designation and an amended Required Determinations section of the proposal. The draft economic analysis forecasts future costs associated with conservation efforts for the three listed plants in the areas proposed for designation to be \$1.95 million (undiscounted) over the next 20 years. The present value of these impacts, applying a 3 percent discount rate, is \$1.45 million (\$0.10 million annualized); or \$1.03 million, using a discount rate of 7 percent (\$0.10 million annualized). The amended Required Determinations section provides our determination concerning compliance with applicable statutes and Executive Orders that we deferred until the information from the draft economic analysis of this proposal was available. We are reopening the comment period to allow all interested parties to comment simultaneously on the proposed rule, the associated draft economic analysis, and the amended Required Determinations section.

**DATES:** We will accept public comments until September 13, 2007.

**ADDRESSES:** Written comments and materials may be submitted to us by any one of the following methods:

(1) E-mail: Please submit electronic comments to

[fw8cfwocomments@fws.gov](mailto:fw8cfwocomments@fws.gov). Include "pebble plains plants" in the subject line. Please see the Public Comments Solicited section under **SUPPLEMENTARY INFORMATION**.

(2) Facsimile: You may send your comments to 760-431-5901.

(3) U.S. mail or hand-delivery: You may submit written comments and information to Jim Bartel, Field Supervisor, Carlsbad Fish and Wildlife Office, 6010 Hidden Valley Road, Carlsbad, CA 92011.

(4) *Federal eRulemaking Portal*: <http://www.regulations.gov>. Follow the instructions for submitting comments.

**FOR FURTHER INFORMATION CONTACT:** Jim Bartel, Field Supervisor, Carlsbad Fish and Wildlife Office, at the address listed in **ADDRESSES** (telephone: 760-431-9440). Persons who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 800-877-8339.

**SUPPLEMENTARY INFORMATION:**

#### Public Comments Solicited

We will accept written comments and information during this reopened comment period. We solicit comments on the proposed critical habitat designation for *Arenaria ursina* (Bear Valley sandwort), *Castillejacinerea* (Ash-gray Indian paintbrush), and *Eriogonum kennedyi* var. *austromontanum* (southern mountain wild-buckwheat) (also collectively referred to herein as three pebble plains plants), published in the **Federal Register** on November 22, 2006 (71 FR 67712), and on our draft economic analysis of the proposed designation. We will consider information and recommendations from all interested parties. We are particularly interested in comments concerning:

(1) The reasons why habitat should or should not be designated as critical habitat under section 4 of the Act (16 U.S.C. 1531 *et seq.*), including whether the benefit of designation will outweigh threats to these species caused by designation, such that designation of critical habitat is prudent;

(2) Specific information on the amount and distribution of *Arenaria ursina*, *Castillejacinerea*, and *Eriogonum kennedyi* var. *austromontanum* habitat, and what areas that were occupied at the time of listing that contain features essential for the conservation of the species should be included in the designation and why, and what areas that were not occupied at the time of listing are essential to the conservation of the species and why;

(3) Land use designations and current or planned activities in the subject areas and their possible impacts on proposed critical habitat;

(4) Information on the extent to which any State and local environmental protection measures referred to in the draft economic analysis may have been adopted largely as a result of the listing of *Arenaria ursina*, *Castillejacinerea*, and *Eriogonum kennedyi* var. *austromontanum*;

(5) Information on whether the draft economic analysis identifies all State and local costs attributable to the proposed critical habitat designation, and information on any costs that have been inadvertently overlooked;

(6) Information on whether the draft economic analysis makes appropriate assumptions regarding current practices and likely regulatory changes imposed as a result of the designation of critical habitat;

(7) Information on whether the draft economic analysis correctly assesses the effect on regional costs associated with any land use controls that may derive from the designation of critical habitat;