



Federal Register

**Monday,
December 11, 2006**

Part XVI

**Department of the
Treasury**

Semiannual Regulatory Agenda

DEPARTMENT OF THE TREASURY (TREAS)

DEPARTMENT OF THE TREASURY

31 CFR Subtitle A, Chs. I and II

Semiannual Agenda and Fiscal Year 2007 Regulatory Plan

AGENCY: Department of the Treasury.

ACTION: Semiannual regulatory agenda and annual regulatory plan.

SUMMARY: This notice is given pursuant to the requirements of the Regulatory Flexibility Act (Pub. L. 96-354, September 19, 1980) and Executive Order (E.O.) 12866 (“Regulatory Planning and Review,” September 30, 1993), which require the publication by the Department of a semiannual agenda of regulations. E.O. 12866 also requires the publication by the Department of a regulatory plan for fiscal year 2007.

FOR FURTHER INFORMATION CONTACT: The agency contact identified in the item relating to that regulation.

SUPPLEMENTARY INFORMATION: On November 25, 2002, the President signed the Homeland Security Act of 2002 (the Act), establishing the Department of Homeland Security (DHS). The Act transferred the U.S. Customs Service from the Department of the Treasury to the DHS, where it is now known as the Bureau of Customs

and Border Protection. Notwithstanding the transfer of the Customs Service to DHS, the Act provides that the Secretary of the Treasury retains sole legal authority over the customs revenue functions, and authorizes the Secretary to delegate any of this retained authority to the Secretary of Homeland Security. By Treasury Department Order No. 100-16, the Secretary of the Treasury delegated to the Secretary of Homeland Security authority to prescribe regulations pertaining to the customs revenue functions. This Order further provided that the Secretary of the Treasury retained the sole authority to approve any such regulations concerning import quotas or trade bans; user fees; marking and labeling; copyright and trademark enforcement; and the completion of entry or substance of entry summary, including duty assessment and collection, classification, valuation, application of the U.S. Harmonized Schedules, eligibility or requirements for preferential trade programs, and the establishment of recordkeeping requirements. Accordingly, these regulations are now listed in the semiannual regulatory agenda of the Departmental Offices of the Department of the Treasury. Because of limitations in the computer software used to prepare the agenda, the agency

information under the heading “For Further Information Contact” for these regulations incorrectly indicates the Bureau of Customs and Border Protection contact person is an employee of the Department of the Treasury rather than the Department of Homeland Security.

For this edition of Treasury’s regulatory agenda, one regulation to be issued jointly by the Office of the Comptroller of the Currency and the Office of Thrift Supervision (together with the other bank regulators), is included in The Regulatory Plan, which appears in part II of this issue of the Federal Register. The entries for this regulation are listed in the table of contents below and are denoted by a bracketed bold reference, which directs the reader to the appropriate sequence number in part II.

The semiannual agenda and The Regulatory Plan of the Department of the Treasury conform to the Unified Agenda format developed by the Regulatory Information Service Center (RISC).

Dated: September 15, 2006.

Richard S. Carro,
Senior advisor to the General Counsel for Regulatory Affairs.

Departmental Offices—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2394	Terrorism Risk Insurance Program; Recoupments of Federal Share of Compensation for Insured Losses	1505-AB10
2395	19 CFR 111 Remote Location Filing	1505-AB20
2396	Expanded Methods of Payment of Duties, Taxes, Interest, and Fees	1505-AB22
2397	Uniform Rules of Origin	1505-AB49
2398	Revision of Outbound Redelivery Procedures and Liabilities	1505-AB52
2399	19 CFR 101 Centralization of the Continuous Bond Program at the CBP National Finance Center	1505-AB54
2400	19 CFR 177 Administrative Rulings and Protests	1505-AB65
2401	Foreign Repairs to American Vessels; Consolidation of Vessel Repair Units	1505-AB71

Departmental Offices—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2402	31 CFR 501 Reporting and Procedures Regulations; Cuban Assets Control Regulations: Publication of Economic Sanctions Enforcement Guidelines	1505-AA95
2403	Country-of-Origin Marking	1505-AB21
2404	19 CFR 4 User and Navigation Fees; Other Reimbursable Charges	1505-AB24
2405	19 CFR 10 African Growth and Opportunity Act and Generalized System of Preferences	1505-AB26
2406	19 CFR 10 United States-Caribbean Basin Trade Partnership Act and Caribbean Basin Initiative	1505-AB28
2407	19 CFR 24 Reimbursable Customs Inspectional Services—Increase in Hourly Rate Charge	1505-AB29

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Departmental Offices—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2408	19 CFR 12 Dog and Cat Protection Act	1505-AB31
2409	Trade Benefits Under the African Growth and Opportunity Act	1505-AB38
2410	19 CFR 24 Fees for Customs Processing at Express Consignment Carrier Facilities	1505-AB39
2411	Trade Benefits Under the Caribbean Basin Economic Recovery Act	1505-AB40
2412	19 CFR 10 United States—Chile Free Trade Agreement	1505-AB47
2413	19 CFR 10 United States—Singapore Free Trade Agreement	1505-AB48
2414	Recordation of Copyrights and Enforcement Procedures To Prevent Importation of Piratical Articles	1505-AB51
2415	19 CFR 141 Conditional Release Period and Customs Bond Obligations for Food, Drugs, Devices, and Cosmetics (Section 610 Review)	1505-AB57
2416	NAFTA: Merchandise Processing Fee Exemption and Technical Corrections	1505-AB58
2417	19 CFR 12 Country of Origin of Textile and Apparel Products	1505-AB60
2418	Fees for Certain Services	1505-AB62
2419	Dominican Republic-Central America-United States Free Trade Agreement	1505-AB64
2420	19 CFR 12.155 Entry of Certain Cement Products From Mexico Requiring a Commerce Department Import License	1505-AB68
2421	Economic Sanctions Enforcement Procedures for Banking Institutions	1505-AB69

Departmental Offices—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2422	31 CFR ch II Possible Regulation of Access to Accounts at Financial Institutions Through Payment Service Providers	1505-AA74
2423	Financial Subsidiaries	1505-AA81
2424	12 CFR 1501.2 Secretary's Determination of Real Estate Brokerage	1505-AA84
2425	19 CFR 4 Harbor Maintenance Fee	1505-AB11
2426	Donated Cargo Exemption From Harbor Maintenance Fee	1505-AB12
2427	19 CFR 142 Reconciliation	1505-AB16
2428	19 CFR 181 North American Free Trade Agreement (NAFTA)—Implementation of Duty-Deferral Program Provisions	1505-AB17

Departmental Offices—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2429	19 CFR 141 Single Entry for Unassembled or Disassembled Entities Imported on Multiple Conveyances	1505-AB34
2430	19 CFR 10 Implementation of the Andean Trade Promotion and Drug Eradication Act	1505-AB37
2431	Terrorism Risk Insurance Program; TRIA Extension Act Implementation	1505-AB66
2432	Terrorism Risk Insurance Program; TRIA Extension Act Implementation	1505-AB67
2433	17 CFR 400 Government Securities Act Regulations: Applicability to Over-the-Counter Derivatives Dealers	1505-AB70
2434	19 CFR 12.104g(a) Import Restrictions on Byzantine Ecclesiastical and Ritual Ethnological Material from Cyprus ..	1505-AB72

Financial Crimes Enforcement Network—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2435	Customer Identification Programs for Pawn Brokers	1506-AA39
2436	Provision of Banking Services to Money Services Businesses	1506-AA85

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Financial Crimes Enforcement Network—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2437	Customer Identification Programs for Travel Agents	1506-AA38
2438	Customer Identification Programs for Loan and Finance Companies	1506-AA40
2439	Customer Identification Programs for Sellers of Vehicles	1506-AA41
2440	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Loan and Finance Companies	1506-AA73
2441	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Businesses Engaged in Vehicle Sales, Including Automobile, Airplane, and Boat Sales	1506-AA80
2442	Amendments to Bank Secrecy Act Regulations—Casino Recordkeeping and Reporting Requirements	1506-AA84

Financial Crimes Enforcement Network—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2443	31 CFR 103 Amendment to the Bank Secrecy Act Regulations Regarding Reporting of Cross-Border Transportation of Certain Monetary Instruments	1506-AA15
2444	31 CFR 103 Amendment to the Bank Secrecy Act Regulations—Exemptions From the Requirement To Report Transactions in Currency	1506-AA23
2445	31 CFR 103.30 Amendment to the Bank Secrecy Act Regulations—Requirement That Nonfinancial Trades or Businesses Report Certain Currency Transactions	1506-AA25
2446	31 CFR 103.121 Customer Identification Programs for Banks, Savings Associations, and Credit Unions	1506-AA31
2447	31 CFR 103.15 Amendment to the Bank Secrecy Act Regulations—Requirement That Mutual Funds Report Suspicious Transactions	1506-AA37
2448	31 CFR 103.184 Imposition of Special Measures Against the Country of Nauru	1506-AA43
2449	Financial Crimes Enforcement; Amendments to the Bank Secrecy Act Regulations—Nomenclature Changes	1506-AA61
2450	Imposition of Special Measures Against the Commercial Bank of Syria as a Financial Institution of Primary Money Laundering Concern	1506-AA64
2451	Imposition of Special Measure Against First Merchant Bank OSH Ltd, Incl. Its Subsidiaries, FMB Finance Ltd, First Merchant International Inc, First Merchant Finance Ltd, and First Merchant Trust Ltd	1506-AA65
2452	Imposition of Special Measure Against Infobank as a Financial Institution of Primary Money Laundering Concern ..	1506-AA67
2453	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Mutual Funds	1506-AA68
2454	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Travel Agencies	1506-AA69
2455	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Investment Advisors	1506-AA71
2456	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Financial Institutions	1506-AA72
2457	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Money Services Businesses	1506-AA74
2458	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Commodity Trading Advisors	1506-AA75
2459	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Operators of a Credit Card System	1506-AA76
2460	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Unregistered Investment Companies	1506-AA77
2461	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Dealers in Precious Metals, Stones, or Jewels	1506-AA78
2462	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Persons Involved in Real Estate Closings and Settlements	1506-AA79
2463	Amendment to the Bank Secrecy Act Regulations—Imposition of Special Measure Against Banco Delta Asia SARL	1506-AA83
2464	31 CFR 103 Threshold for the Requirement To Collect Retain and Transmit Information on Funds Transfer and Transmittal of Funds	1506-AA86

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Financial Crimes Enforcement Network—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2465	31 CFR 103 Amendments to the Bank Secrecy Act Regulations—Special Reporting and Recordkeeping Requirements—Money Services Businesses (MSBs)	1506-AA19

Financial Management Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2466	31 CFR 245 Claims on Account of Treasury Checks	1510-AA51
2467	31 CFR 208 Management of Federal Agency Disbursements and Automated Clearing House (ACH)	1510-AB00
2468	Rules and Procedures for Efficient Federal-State Funds Transfers	1510-AB12

Financial Management Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2469	31 CFR 901.9 Federal Claims Collection Standard—Collection by Installments	1510-AA91
2470	Payment of Federal Taxes and the Treasury Tax and Loan Program	1510-AB01
2471	Administrative Offset and Claims Collection Under Reciprocal Agreements With States	1510-AB09
2472	Depositories and Financial Agents of the Federal Government	1510-AB10
2473	Payment of Federal Taxes and the Treasury Loan Program	1510-AB11

Financial Management Service—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2474	31 CFR 256 Obtaining Payments from the Judgment Fund and Under Private Relief Bills	1510-AA52
2475	Offset of Federal Payments To Collect Past-Due Legally Enforceable Nontax Debt	1510-AB05
2476	Management of Federal Agency Disbursements	1510-AB07
2477	Federal Process Agents of Surety Companies	1510-AB08

Alcohol and Tobacco Tax and Trade Bureau—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2478	Proposed Revisions to the Beer Regulations	1513-AB05
2479	Use of Various Winemaking Terms on Wine Labels and in Advertisements; Request for Public Comment	1513-AB24

Alcohol and Tobacco Tax and Trade Bureau—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2480	27 CFR 4 Prohibition of Alcohol Beverage Containers and Standard of Fill for Distilled Spirits and Wine	1513-AA07
2481	Denatured Spirits, Articles, and Nonbeverage Products	1513-AB03
2482	Labeling and Advertising of Wines, Distilled Spirits, and Malt Beverages	1513-AB07
2483	Alternating Brewery Proprietors	1513-AB09
2484	Use of the Word "Pure" or Its Variants in the Labeling and Advertising of Alcohol Beverages	1513-AB16
2485	Lehigh Valley	1513-AB19
2486	Swan Creek	1513-AB20
2487	San Francisco Bay Expansion	1513-AB21

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Alcohol and Tobacco Tax and Trade Bureau—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2488	Proposed Establishment of the Tulocay Viticultural Area	1513-AB26
2489	Proposed Establishment of the Paso Robles Westside Viticultural Area	1513-AB27
2490	Proposed Expansion of the Santa Maria Valley Viticultural Area	1513-AB31
2491	Proposed Amendment to the Standards of Identity for Distilled Spirits	1513-AB33
2492	Modification of Mandatory Label Information for Wine	1513-AB36
2493	Firearms and Ammunition Excise Taxes, Consignment Sales of Imported Articles	1513-AB12
2494	Tax Classification of Cigars and Cigarettes	1513-AB34
2495	27 CFR 252 Exportation of Liquors	1513-AA00
2496	27 CFR 270 Determination of Tax and Recordkeeping on Large Cigars	1513-AA16
2497	27 CFR 4 Proposed Addition of New Grape Variety Names for American Wines	1513-AA42
2498	27 CFR 9 Petition To Establish "Santa Maria Bench" as a New American Viticultural Area	1513-AA51
2499	Form TTB F 5100.51, Formula and Process for Domestic and Imported Alcohol Beverages	1513-AB28
2500	Nonbeverage Product Formulas	1513-AB35
2501	Proposed Revision of Part 9—American Viticultural Areas	1513-AB39

Alcohol and Tobacco Tax and Trade Bureau—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2502	New Certification Requirements for Imported Wine	1513-AB00
2503	Petition To Establish the Outer Coastal Plain American Viticultural Area	1513-AB13
2504	Quarterly Excise Tax Filing for Small Alcohol Excise Taxpayers	1513-AB17
2505	Green Valley of Russian River Valley	1513-AB18
2506	Snake River Valley	1513-AB22
2507	Proposed Expansion of the Alexander Valley Viticultural Area	1513-AB23
2508	Technical Amendment to Regulations	1513-AB32
2509	Firearms Excise Tax; Exemption for Small Manufacturers, Producers, and Importers	1513-AB25
2510	Implementation of Public Law 105-33, Section 9302, Relating to Tobacco Product Minimum Manufacturing Requirements and Transfer Marking	1513-AB37
2511	Tobacco Products and Cigarette Papers and Tubes Shipped from Puerto Rico to the U.S.	1513-AB38
2512	27 CFR 24.278 Implementation of Wine Credit Provisions of Public Law 104-188	1513-AA05
2513	27 CFR 275 Implementation of Public Law 105-33, Section 9302, Requiring the Qualification of Tobacco Product Importers and Miscellaneous Technical Amendments	1513-AA10
2514	27 CFR 4 Proposal To Recognize Synonyms for Petite Sirah and Zinfandel Grape Varieties	1513-AA32
2515	27 CFR 4 Organic Claims in Labeling and Advertising of Alcohol Beverages	1513-AA46
2516	27 CFR 9 Petition To Establish "Chehalem Mountains" as a New American Viticultural Area	1513-AA57
2517	27 CFR 7 Labeling and Advertising of Malt Beverages	1513-AA60
2518	Petition To Establish the "Fort Ross Seaview" Viticultural Area	1513-AA64
2519	Petition To Establish the "Shawnee Hills" Viticultural Area	1513-AA70
2520	Proposed Establishment of Tracy Hills Viticultural Area	1513-AA89
2521	Petition To Establish "Calistoga" as an American Viticultural Area	1513-AA92
2522	Materials Authorized for the Treatment of Wine and Juice; Processes Authorized for the Treatment of Wine, Juice, and Distilling Material	1513-AA96
2523	Suspension of Special (Occupational) Tax	1513-AB04

Alcohol and Tobacco Tax and Trade Bureau—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2524	Major Food Allergen Labeling for Wines, Distilled Spirits, and Malt Beverages	1513-AB08
2525	Availability of Information	1513-AA98
2526	Removal of Tobacco Products and Cigarette Papers and Tubes, Without Payment of Tax, for Use by the United States in Law Enforcement Activities	1513-AA99
2527	27 CFR 24.66 Implementation of Public Law 105-34, Section 1416, Relating to Refund of Tax for Domestic Wine Returned to Bond Regardless of Merchantability (Taxpayer Relief Act of 1997)	1513-AA06

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Alcohol and Tobacco Tax and Trade Bureau—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
2528	27 CFR 4 Amended Standard of Identity for Sherry	1513-AA08
2529	27 CFR 19, subpart W Proposed Revisions to the Distilled Spirits Plant Regulations	1513-AA23

Alcohol and Tobacco Tax and Trade Bureau—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2530	Petition To Establish San Antonio Valley as a New American Viticultural Area	1513-AB02
2531	Proposed Change to Vintage Date Requirements	1513-AB11
2532	Petition To Establish the Rattlesnake Hills American Viticultural Area	1513-AB14
2533	Petition To Establish the Saddle Rock-Malibu American Viticultural Area	1513-AB15
2534	Use of the Words Scotch Ale or Scottish Ale or Its Variants on Labels or in Advertising of Malt Beverage Products; Request for Public Comment	1513-AB30
2535	Administrative Changes to Alcohol, Tobacco, and Firearms Regulations Due to the Homeland Security Act of 2002	1513-AA80
2536	27 CFR 17 Tax-Paid Distilled Spirits Used in Manufacturing Products Unfit for Beverage Use	1513-AA37
2537	27 CFR 9 Petition To Establish "Eola-Amity Hills" as a New American Viticultural Area	1513-AA41
2538	27 CFR 9 Petition To Expand the Livermore Valley Viticultural Area	1513-AA54
2539	27 CFR 9 San Francisco Bay and Central Coast Viticultural Areas—Boundary Realignment/Expansion	1513-AA55
2540	Proposed Amended Boundaries for the Santa Lucia Highlands and the Arroyo Seco Viticultural Area	1513-AA72
2541	Proposed Establishment of Alta Mesa Viticultural Area	1513-AA82
2542	Proposed Establishment of the Cosumnes River Viticultural Area	1513-AA83
2543	Proposed Establishment of Sloughhouse Viticultural Area	1513-AA84
2544	Proposed Establishment of Mokelumne River Viticultural Area	1513-AA85
2545	Proposed Establishment of Jahant Viticultural Area	1513-AA86
2546	Proposed Establishment of Borden Ranch Viticultural Area	1513-AA87
2547	Proposed Establishment of Clements Hills Viticultural Area	1513-AA88
2548	Proposed Establishment of Covelo Viticultural Area	1513-AA90
2549	Proposed Modification of Vintage Date Requirements	1513-AB29

Comptroller of the Currency—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2550	12 CFR 1 to 5 Regulatory Burden Reduction and Technical Amendments	1557-AC79
2551	Interagency Proposal To Consider Alternative Forms of Privacy Notices Under the Gramm-Leach-Bliley Act	1557-AC80
2552	Accuracy and Integrity of Information Furnished to a Consumer Reporting Agency	1557-AC89
2553	Implementation of a Revised Basel Capital Accord (Basel II) (Reg Plan Seq No. 95)	1557-AC91
2554	Risk-Based Capital Guidelines; Capital Adequacy Guidelines; Capital Maintenance: Domestic Capital Modifications (Basel IA) (Reg Plan Seq No. 96)	1557-AC95
2555	Risk-Based Capital Standards: Market Risk	1557-AC99

References in boldface appear in the Regulatory Plan in part II of this issue of the **Federal Register**.

Comptroller of the Currency—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2556	Identity Theft Detection, Prevention, and Mitigation Program for Financial Institutions and Creditors	1557-AC87
2557	Fair Credit Reporting: Affiliate Marketing Regulations	1557-AC88

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Comptroller of the Currency—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2558	Recordkeeping Requirements for Bank Exceptions From Securities Broker or Dealer Registration	1557-AB93

Comptroller of the Currency—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2559	Assessment of Fees	1557-AC96

Internal Revenue Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2560	Income Tax—Taxpayer's Obligation To File a Notice of Redetermination of Foreign Tax and Civil Penalties for Failure To File	1545-AC09
2561	Outbound Transfers of Property to Foreign Corporations	1545-AM97
2562	Taxation of Global Trading	1545-AP01
2563	Definition of "Highly Compensated Employee"	1545-AQ74
2564	Integrated Financial Transaction	1545-AR20
2565	Application of Attribution Rules to Foreign Trusts	1545-AU91
2566	Agreements for Payment of Tax Liabilities in Installments	1545-AU97
2567	Transportation of Persons and Property by Air	1545-AW19
2568	Constructive Sales of Appreciated Financial Positions	1545-AW97
2569	Rules for Sourcing Certain Transportation Income, Space, or Ocean Activity Income, and Related Foreign Base Company Shipping Income	1545-AX02
2570	Guidance on Cost Recovery in the Entertainment Industry	1545-AX12
2571	Inspection of Written Determinations	1545-AX40
2572	Awarding of Costs and Certain Fees	1545-AX46
2573	Highly Compensated Employee	1545-AX48
2574	Taxable Years of Controlled Foreign Corporations (CFCs) and Foreign Personal Holding Companies (FPHCs)	1545-AY30
2575	Dollar-Value LIFO	1545-AY39
2576	Special Rules Relating to Transfers of Intangibles to Foreign Corporations	1545-AY41
2577	Liabilities Assumed in Certain Corporate Transactions	1545-AY74
2578	Disclosure of Returns and Return Information in Judicial and Administrative Tax Proceedings	1545-AY89
2579	Transactions Involving Obligations of Consolidated Group Members	1545-BA11
2580	Deductibility of Employer Contributions for Deferred Compensation	1545-BA13
2581	Allocation and Apportionment Rules: Guidance on Selected Issues	1545-BA64
2582	Allocation of New Markets Tax Credit	1545-BA84
2583	Mixed Use Output Facilities	1545-BB23
2584	Accrual Rules for Creditable Foreign Taxes and Guidance on Change in Taxable Year	1545-BB27
2585	Application of Separate Limitations to Dividends From Noncontrolled Section 902 Corporation	1545-BB28
2586	Substitute Dividend Payments in Securities Lending and Similar Transactions	1545-BB56
2587	Loss on Subsidiary Stock	1545-BB61
2588	Liquidation of an Interest	1545-BB71
2589	General Allocation and Accounting Regulations	1545-BC07
2590	Utility Allowance Regulation Update	1545-BC22
2591	Additional Guidance Regarding Mark-to-Market Accounting for Traders in Securities and/or Commodities, Including Foreign Currency Instruments	1545-BC48
2592	Coordination of United States and Certain Possessions Income Taxes	1545-BC54
2593	Suspension of Running of Period of Limitation During a Proceeding To Enforce or Quash a Designated or Related Summons	1545-BC55
2594	Guidance Under Section 2053 Regarding Post-Death Events	1545-BC56
2595	Below-Market Loans	1545-BC78
2596	Regulations Governing the Performance of Actuarial Services Under the Employee Retirement Income Security Act of 1974	1545-BC82
2597	Definition of Loss for Purposes of the Straddle Rules	1545-BC83

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Internal Revenue Service—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2598	Guidance Regarding the Active Trade or Business Requirement Under Section 355(b)	1545-BC94
2599	Support Test in the Case of a Child of Divorced Parents	1545-BD01
2600	Definition of Qualified Foreign Corporation	1545-BD15
2601	REMIC Interest-Only Regular Interests	1545-BD18
2602	Section 42 Qualified Contract Provisions	1545-BD20
2603	Payments for Which No Return of Information Is Required Under Section 6041	1545-BD21
2604	Definition of Disqualified Person	1545-BD28
2605	Classification of Indian Tribal Corporations	1545-BD61
2606	Declaratory Judgment—Gift Tax Value	1545-BD67
2607	Regulations Under Section 706 Regarding Determination of Distributive Share When a Partner's Interest Changes	1545-BD71
2608	Shareholder's Basis in Stock of an S Corporation	1545-BD72
2609	Guidance Under Section 707(c) Regarding Guaranteed Payments	1545-BD74
2610	Update and Revision of Treasury Regulation Sections 1.381(c)(4) and (5)-1	1545-BD81
2611	Guidance Regarding Selected Issues Under Section 336(e)	1545-BD84
2612	Definition of the "Due Date" for Purposes of Calculating Overpayment Interest Under Section 301.6611(h)	1545-BD86
2613	Reduction of Fuel Excise Tax Evasion	1545-BE03
2614	Intra-Group Gross Receipts Under Section 41	1545-BE14
2615	Farmer and Fisherman Income Averaging Under the American Jobs Creation Act of 2004 (AJCA)	1545-BE23
2616	Section 6011 Regulations	1545-BE24
2617	Section 6111 Regulations	1545-BE26
2618	Section 6112 Regulations	1545-BE28
2619	Tractors, Trailers, Trucks, and Tires	1545-BE31
2620	Release of Lien or Discharge of Property	1545-BE35
2621	Definition of Dependent and Other Related Provisions	1545-BE40
2622	Balanced System for Measuring Organizational and Employee Performance Within the Internal Revenue Service	1545-BE45
2623	Limitation on Transfer of Built-In Losses	1545-BE58
2624	Research Expenditures Resulting in Inventory Property	1545-BE64
2625	Section 401(a)(4) Guidance	1545-BE69
2626	Information Reporting on Real Estate Transactions	1545-BE73
2627	Start-Up and Organizational Expenditures	1545-BE77
2628	Targeted Populations Under Section 45D(e)(2)	1545-BE89
2629	Railroad Track Maintenance Credit	1545-BE90
2630	S Corporation Guidance Under American Jobs Creation Act of 2004	1545-BE95
2631	Capital Costs Incurred To Comply With EPA Sulfur Regulations	1545-BE96
2632	Disallowance of Partnership Loss Transfers and Basis Reduction in Stock of a Corporate Partner	1545-BE98
2633	Section 704(c) and 737 Regulations Update	1545-BE99
2634	Cafeteria Plans	1545-BF00
2635	Election To Expense Certain Refineries	1545-BF05
2636	Credit Card Claims	1545-BF07
2637	Nuclear Decommissioning Cost	1545-BF08
2638	Clean Renewable Energy Bonds	1545-BF11
2639	Federal Income Tax Consequences of Transfers Between an Individual Debtor and the Bankruptcy Estate in	
	Cases Under Chapters 7 and 11 of Title 11 of the United States Code	1545-BF13
2640	Rules Under Section 302 of the Katrina Emergency Tax Relief Act of 2005	1545-BF14
2641	Revision of Treasury Regulation Section 1.1561-3 To Comply With Commissioner's e-File Program and With the	
	Recommendations of TIGTA Report	1545-BF16
2642	Alcohol Fuel and Biodiesel	1545-BF17
2643	Credit for Production From Advanced Nuclear Power Facilities	1545-BF19
2644	Debt Satisfied by a Partnership Interest	1545-BF27
2645	Taxpayer Assistance Orders	1545-BF33
2646	Entertainment Expense Disallowance	1545-BF34
2647	Accuracy-Related Penalties	1545-BF40
2648	Taxation of Fringe Benefits and Exclusions from Gross Income of Certain Fringe Benefits	1545-BF42
2649	Limitation on Importation of Built-In Losses	1545-BF43
2650	Special Rules Under Section 7874	1545-BF47
2651	Further Guidance Regarding Application of Section 409A	1545-BF50
2652	475 Held for Investment	1545-BF53
2653	Change to Office to Which Notices of Nonjudicial Sale and Requests for Return of Wrongfully Levied Property	
	Must be Sent	1545-BF54

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Internal Revenue Service—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2654	Section 6707 and the Failure to Furnish Information Regarding Reportable Transactions	1545-BF59
2655	Section 6707A and The Failure To Include On Any Return Or Statement Any Information Required To Be Disclosed Under Section 6011 With Respect To a Reportable Transaction.	1545-BF61
2656	Activities Customarily Performed by States and Local Governments	1545-BF63
2657	Clarification of Section 6411 Regulations	1545-BF65
2658	User Fees for Processing Installment Agreements	1545-BF69
2659	Applying Section 1(h) To Capital Gain Dividends of RIC and REITS	1545-BF72
2660	Multiple Annuity Starting Date Limitations on Benefits Under Qualified Plans	1545-BF74
2661	Guidance on Determination of Interest Expense Allocable in a Global Dealing Operation	1545-BF76
2662	U.S. Source Income Effectively Connected with U.S. Business	1545-BF77
2663	Source of Income; Source of Guarantee Fee Income	1545-BF78
2664	Tax Increase Prevention and Reconciliation Act of 2005 Amendments to Section 199	1545-BF79
2665	Guidance Under Section 67 Regarding Miscellaneous Itemized Deductions of a Trust or Estate	1545-BF80
2666	Regulation to Delete the Tort Type Rights Test From the Section 104(a)(2) Regulations	1545-BF81
2667	Guidance Regarding Scope of Section 368(a)(1)(D)	1545-BF83
2668	Treatment of Payments in Lieu of Taxes	1545-BF87
2669	Withholding and Reporting Obligations Under Section 1441 Regarding Tender Offers	1545-BF93
2670	Section 181 - Deduction for Qualified Film and Television Production Costs	1545-BF94
2671	Circular 230 - Review of Section 10.35 et seq.	1545-BF96

Internal Revenue Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2672	Income Tax—Definition of Qualified Possession Source Investment Income for Purposes of Puerto Rico and Possession Tax Credit	1545-AC10
2673	Information From Passport and Immigration Applicants	1545-AJ93
2674	Earnings Stripping Payments	1545-AO24
2675	Registration Required Obligations	1545-AP33
2676	Straddles—Miscellaneous Issues	1545-AT46
2677	Mark-to-Market Accounting for Dealers in Commodities and Traders in Securities and Commodities	1545-AW06
2678	Stocks and Securities Safe Harbor Exception	1545-AW13
2679	Intercompany Obligations	1545-AW30
2680	Source of Income From Certain Space and Ocean Activities and for Communications Income	1545-AW50
2681	Capitalization of Interest and Carrying Charges Properly Allocable to Straddles	1545-AX92
2682	Authorized Placement Agency	1545-AY18
2683	Guidance on Changes to the Laws for Corporate Estimated Taxes	1545-AY22
2684	HIPAA General Nondiscrimination	1545-AY32
2685	HIPAA Nondiscrimination Exception for Church Plans	1545-AY33
2686	HIPAA Nondiscrimination Exception for Bona Fide Wellness Programs	1545-AY34
2687	Normalization	1545-AY75
2688	Reductions of Accruals and Allocations Because of Increased Age	1545-BA10
2689	Suspension of Statutes of Limitation in John Doe and Third Party Summons Disputes, and Expansion of Taxpayers' Rights To Receive Notice and Seek Judicial Review of Third Party Summonses	1545-BA31
2690	Amendment to the Definition of Refunding	1545-BA46
2691	Noncompensatory Partnership Options	1545-BA53
2692	Circular 230—Phase 2 Nonshelter Revisions	1545-BA72
2693	Section 1248 Attribution Principles	1545-BA93
2694	Allocation of Foreign Tax Credits Among Partners	1545-BB11
2695	Section 482: Methods To Determine Taxable Income in Connection With a Cost Sharing Arrangement	1545-BB26
2696	Treatment of Services Under Section 482	1545-BB31
2697	Contributions To Purchase Certain Retirement Annuities or Custodial Accounts Under Section 403(b)	1545-BB64
2698	Notional Principal Contracts; Contingent Nonperiodic Payments	1545-BB82
2699	REMIC Residuals—Timing of Income for Foreign Holders	1545-BB84
2700	Predecessors or Successors Under Section 355(e)	1545-BB85
2701	Dependent Care Credit	1545-BB86
2702	Guidance Regarding Mark-to-Market Valuation for Certain Securities	1545-BB90

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Internal Revenue Service—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2703	Partnership Equity for Services	1545-BB92
2704	Accrual for Certain REMIC Regular Interests	1545-BB94
2705	Miscellaneous Changes to Collection Due Process Procedures Relating to Notice and Opportunity for Hearing Upon Filing of Notice of Lien	1545-BB96
2706	Miscellaneous Changes to Collection Due Process Procedures Relating to Hearings Before Levy	1545-BB97
2707	Entry of Taxable Fuel	1545-BC08
2708	Guidance Necessary To Facilitate Business Electronic Filing	1545-BC15
2709	Changes in Computing Depreciation	1545-BC18
2710	Special Consolidated Return Rules for Interest Expense Disallowed Under Section 265(a)(2)	1545-BC23
2711	Guidance Regarding Application of Section 265(a)(2) and 246A in Transactions Involving Related Parties, Pass-Through Entities, or Other Intermediaries	1545-BC24
2712	Prohibited Allocation of Securities in an S Corporation	1545-BC34
2713	Guidance on PFIC Purging Elections	1545-BC37
2714	Qualified Severance Regulations	1545-BC50
2715	Stewardship Expenses	1545-BC52
2716	Qualified Zone Academy Bonds; Obligations of States and Political Subdivisions	1545-BC61
2717	Guidance Under Section 707 Regarding Disguised Sales	1545-BC63
2718	Section 1045 Application to Partnerships	1545-BC67
2719	Disclosures to Subcontractors	1545-BC92
2720	Solid Waste Disposal Facilities	1545-BD04
2721	Public Inspection of Written Determinations Under Section 6110 of the Internal Revenue Code (Temporary)	1545-BD09
2722	Dual Consolidated Loss Regulations	1545-BD10
2723	Coordination of United States and Certain Possessions Income Taxes (Temporary)	1545-BD32
2724	Underpayment for Qualified Amended Returns	1545-BD40
2725	Update of 415 Regulations	1545-BD52
2726	Guidance Under Section 1502; Miscellaneous Operating Rules for Successor Persons; Applicability of Section 381	1545-BD54
2727	Asset Transfers Following Putative Reorganizations	1545-BD56
2728	Mandatory e-Filing for Forms 1120	1545-BD65
2729	Use of Electronic Technologies for Providing Notices and Transmitting Elections and Consents	1545-BD68
2730	Section 704(b)(2) and Substantiality	1545-BD70
2731	Dye Injection	1545-BE04
2732	Elimination of Country-by-Country Reporting to Shareholders of Foreign Taxes Paid by Regulated Investment Companies	1545-BE09
2733	Circular 230—Covered Opinion Amendments	1545-BE13
2734	Capitalization of Amounts Paid To Repair or Improve Tangible Property	1545-BE18
2735	Withholding Exemptions	1545-BE20
2736	Guidance Under Subpart F Relating to Partnerships	1545-BE34
2737	Farmer and Fisherman Income Averaging Under the American Jobs Creation Act of 2004 (AJCA) (Temporary)	1545-BE39
2738	Disregarded Entities and Collections	1545-BE43
2739	Regulations Under Section 263A Regarding Use of Simplified Service Cost Method and Simplified Production Method	1545-BE57
2740	Assumption of Liabilities	1545-BE67
2741	Deferred Compensation (Proposed)	1545-BE79
2742	REMIC Residuals—Foreign Holders (Temporary)	1545-BE81
2743	Treatment of Excess Loss Accounts	1545-BE87
2744	Guidance Under Section 7874 for Determining Ownership by Former Shareholders or Partners of Domestic Entities	1545-BE93
2745	Capital Costs Incurred To Comply With EPA Sulfur Regulations (Temporary)	1545-BE97
2746	Application of Section 338 to Insurance Companies	1545-BF02
2747	Designated Roth Accounts Under Section 402A	1545-BF04
2748	Election To Expense Certain Refineries (Temporary)	1545-BF06
2749	Nuclear Decommissioning Costs (Temporary)	1545-BF09
2750	Charitable Contributions of Certain Motor Vehicles	1545-BF10
2751	Clean Renewable Energy Bonds (Temporary)	1545-BF12
2752	Credit for Production From Advanced Nuclear Power Facilities (Temporary)	1545-BF20
2753	Subchapter S Banks	1545-BF24
2754	Revision of Regulations To Comply With Commissioner's e-File Program	1545-BF25
2755	Revision of Regulation To Comply With the Commissioner's e-File Program (Temporary)	1545-BF26

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Internal Revenue Service—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2756	Charitable Contributions of Qualified Vehicles (Temporary)	1545-BF29
2757	Section 3121(a)(5)(D) Regulation (Salary Reduction Agreement) (Temporary)	1545-BF35
2758	Accuracy-Related Penalties	1545-BF41
2759	Regulations Under Sections 501(c)(3) and 4958 on Revocation Standards	1545-BF44
2760	Application of Separate Limitations to Dividends from Noncontrolled Section 902 Corporation (temporary)	1545-BF46
2761	Section 1221(a)(4) Capital Asset Exclusion for Accounts and Notes Receivable	1545-BF52
2762	Computer Software Under Section 199(c)(5)(B)	1545-BF56
2763	Section 6707 and the Failure to Furnish Information Regarding Reportable Transactions	1545-BF60
2764	Section 6707A and The Failure To Include On Any Return Or Statement Any Information Required To Be Disclosed Under Section 6011 With Respect To a Reportable Transaction.	1545-BF62
2765	Revisions to Regulations Relating to Repeal of Tax on Interest of Nonresident, Alien, Individuals and Foreign Corporations Received From Certain Portfolio Debt Instruments.	1545-BF64
2766	Clarification of Section 6411 Regulations	1545-BF66
2767	United States Dollar Approximate Separate Transactions Method	1545-BF67
2768	Reporting Rules For Widely Held Fixed Investment Trusts	1545-BF75
2769	Return Required by Subchapter T Cooperatives Under Section 6012	1545-BF82
2770	Source Rules Involving U.S. Possessions and Other Conforming Changes	1545-BF85
2771	Reporting Rules for Widely Held Fixed Investment Trusts	1545-BF86
2772	Tax Increase Prevention and Reconciliation Act of 2005 Amendments to Section 199	1545-BF88
2773	Rules Under Section 302 of The Katrina Emergency Tax Relief Act of 2005	1545-BF89
2774	Section 181 - Deduction for Qualified Film and Television Production Costs	1545-BF95

Internal Revenue Service—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2775	FSC Transfer Pricing Rules, Distributions, Dividends Received, Deduction, and Other Special Rules for FSC	1545-AI16
2776	Foreign Corporations	1545-AK74
2777	Nonrecognition of Corporate Distributions and Reorganizations Under the Foreign Investment in Real Property Tax Act	1545-AK79
2778	Income of Foreign Governments and International Organizations	1545-AL93
2779	Clarification of Treatment of Separate Limitation Losses	1545-AM11
2780	Computation of a Branch's Taxable Income; Taxation of Exchange Gain or Loss on Branch Remittances	1545-AM12
2781	Earnings and Profits of Controlled Foreign Corporations	1545-AM90
2782	Caribbean Basin Investments	1545-AM91
2783	Consolidated Alternative Minimum Tax	1545-AN73
2784	Conforming Taxable Years of CFCs and FPHCs	1545-AO22
2785	Foreign Insurance Company—Domestic Election	1545-AO25
2786	Information Reporting and Record Maintenance	1545-AP10
2787	Use of GAAP Earnings as E&P of Foreign Corporations	1545-AQ55
2788	Interest-Free Adjustments	1545-AQ61
2789	The Treatment of Accelerated Death Benefits	1545-AQ70
2790	Mark-to-Market Upon Disposition	1545-AS85
2791	Allocation of Accrued Benefits Between Employer and Employee Contributions	1545-AT82
2792	Foreign Corporations Regulations	1545-AT96
2793	Application of Grantor Trust Rules to Nonexempt Employees' Trusts	1545-AU29
2794	Recomputation of Life Insurance Reserves	1545-AU49
2795	Electronic Transmission of Withholding Certificates	1545-AV27
2796	Substantiating Travel Expense Deductions for Members of Congress	1545-AV55
2797	Definition of Accounting Method	1545-AX21
2798	Allocation and Apportionment of Interest Expense and Certain Other Expenses	1545-AX72
2799	Modification to Section 367(a) Stock Transfer Regulations	1545-AX77
2800	Definition of Passive Foreign Investment Company Under Section 1297	1545-AX78
2801	Clarification of Foreign Base Company Sales Income Rules	1545-AX91
2802	Special Rules for S Corporations	1545-AY44
2803	Previously Taxed Earnings and Profits Under Subpart F	1545-AY54
2804	Payments For Interest in Partnership	1545-AY90

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Internal Revenue Service—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
2805	Consolidated Returns; Nonapplicability of Section 357(c)	1545-BA09
2806	Guidance on Reporting of Deposit Interest Paid to Nonresident Aliens	1545-BA86
2807	Guidance To Facilitate Electronic Tax Administration	1545-BA96
2808	Timely Mailing Treatment	1545-BA99
2809	Communications Excise Tax; Taxable Communication Services	1545-BB04
2810	Toll Telephone Service—Definition	1545-BB18
2811	Amending the Low-Income Housing Tax Credit Program	1545-BB37
2812	Amendment to Section 6724 Relating to Failure To File Correct Information Returns	1545-BB41
2813	Notarization Requirement for Statements of Purchase	1545-BC11
2814	Contingent at Closing Escrows	1545-BC16
2815	Substitute for Return (SFR) and Automated Substitute for Return (ASFR)	1545-BC45
2816	Transactions Involving the Transfer of No Net Equity Value	1545-BC88
2817	Revision of Section 301.6103(j)-1 for Disclosure to the Bureau of Economic Analysis, Department of Commerce ...	1545-BC93
2818	Accumulated Adjustment Account and Other Corporate Separations Under Section 355	1545-BC98
2819	Escrow Accounts, Trusts, and Other Funds Used During Deferred Exchanges of Like-Kind Property	1545-BD19
2820	Guidance on Phased Retirement	1545-BD23
2821	Transfers of Restricted Stock	1545-BD44
2822	Transfers of Restricted Stock (Temporary)	1545-BD45
2823	HIPAA Portability: Special Enrollment Procedures, Tolling, and Interaction With FMLA	1545-BD51
2824	Special Rules To Reduce Section 1446 Withholding	1545-BD80
2825	Amendments to 26 CFR Section 1.263(a)-5 Regarding Treatment of Capitalized Costs	1545-BD82
2826	Return for Subchapter T Cooperatives	1545-BD92
2827	Employer's Annual Federal Employment Tax Return—Form 944	1545-BD93
2828	Return for Subchapter T Cooperatives (Temporary)	1545-BD98
2829	Revision of Section 301.6103(j)-1 for Disclosure to the Bureau of Economic Analysis, Department of Commerce (Temporary)	1545-BE02
2830	Application of Section 6404(g) Suspension Provisions	1545-BE07
2831	Disclosure of Return Information to the Bureau of the Census	1545-BE08
2832	Information Returns by Donees Relating to Qualified Intellectual Property Contributions	1545-BE11
2833	Information Returns Required With Respect to Certain Foreign Corporations and Other Conforming Changes	1545-BE47
2834	Simplification of Extension Process Under Section 6081	1545-BE62
2835	Converting an IRA Annuity to a Roth IRA	1545-BE65
2836	Abandonment of Stock and Other Securities	1545-BE80
2837	Foreign Currency Contract Defined	1545-BE82
2838	Foreign Currency Contract Defined (Temporary)	1545-BE83
2839	Life/Non-Life Tacking Rule	1545-BE85
2840	Procedures for Administrative Review of a Determination That an Authorized Recipient Has Failed To Safeguard Federal Tax Returns or Return Information	1545-BF21
2841	Depreciation of MACRS Property That Is Acquired in a Like-Kind Exchange or as a Result of an Involuntary Conversion	1545-BF37
2842	Failure To Maintain List of Advisees With Respect to Reportable Transactions	1545-BF38
2843	Failure To Maintain List of Advisees With Respect to Reportable Transactions	1545-BF39
2844	Requirements for Reorganizations Qualifying Under Section 368(a)(1)(E) or (F)	1545-BF51
2845	Determination of Interest Expense Deduction of Foreign Corporations	1545-BF71
2846	Definition of Taxpayer for Purposes of Section 901 and Related Matters	1545-BF73
2847	Exclusion of Income from the International Operation of Ships or Aircraft	1545-BF90

Internal Revenue Service—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2848	Reporting of Payments to Attorneys	1545-AW72
2849	Stock Transfer Rules—Carryover of Earnings and Taxes	1545-AX65
2850	Allocation of Income and Deductions From Intangibles	1545-AY38
2851	Election—Asset Acquisitions of Insurance Companies	1545-AY49
2852	Transitional Relief for Qualified Intermediaries	1545-AY92
2853	Redemptions Treated as Dividends	1545-BA80

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Internal Revenue Service—Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
2854	Investigative Disclosures	1545-BB16
2855	Limitation on Use of Nonaccrual Experience Method of Accounting	1545-BB43
2856	Special Depreciation Allowance	1545-BB57
2857	Collection After Assessment	1545-BC72
2858	Exclusion of Employees of 501(c)(3) Organizations in 401(k) and 401(m) Plans	1545-BC87
2859	Attained Age of the Insured	1545-BD00
2860	Requirements for Reorganizations	1545-BD31
2861	Treatment of Disregarded Entities Under Section 752	1545-BD48
2862	Manufacturer Incentive Payments in an Intercompany Transaction	1545-BD55
2863	Aggregate Computation; Allocation of Research Credit	1545-BD60
2864	Flat Rate Supplemental Wage Withholding	1545-BD96
2865	Section 6011 Regulations (Temporary)	1545-BE25
2866	Section 6111 Regulations (Temporary)	1545-BE27
2867	Section 6112 Regulations (Temporary)	1545-BE29
2868	Employer Comparable Contributions to Health Savings Accounts Under Section 4980G	1545-BE30
2869	Domestic Workers Regulation Update (Application of the Federal Insurance Contributions Act to Payments Made for Certain Services)	1545-BE32
2870	Income Attributable to Domestic Production Activities	1545-BE33
2871	Special Depreciation Allowance—Extended Placed-In-Service Date	1545-BE55
2872	Special Depreciation Allowance-Extended Placed-In-Service Date (Temporary)	1545-BE56
2873	Limitation on Transfer of Built-In Losses (Temporary)	1545-BE59
2874	Dividends Paid Deduction for Stock Held in Employee Stock Ownership Plan (ESOP)	1545-BE74
2875	Railroad Track Maintenance Credit (Temporary)	1545-BE91
2876	Intercompany Transactions; Manufacturer Incentive Payments	1545-BF32
2877	Amendment of Statutory Mergers and Consolidations	1545-BF36
2878	Information Returns Required With Respect to Certain Foreign Corporations and Other Conforming Changes (temporary)	1545-BF49
2879	Computer Software Under Section 199(c)(5)(B)	1545-BF57
2880	User Fees Relating to Enrollment	1545-BF68
2881	Determination of Interest Expense Deduction of Foreign Corporations (Temporary)	1545-BF70

Office of Thrift Supervision—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2882	Implementation of a Revised Basel Capital Accord (Basel II) (Reg Plan Seq No. 97)	1550-AB56
2883	12 CFR 506 Securities-Related Activities of Savings Associations	1550-AB92
2884	Risk-Based Capital Guidelines; Capital Adequacy Guidelines; Maintenance: Domestic Capital Modifications	1550-AB98
2885	Procedures To Enhance the Accuracy and Integrity of Information Furnished to Consumer Reporting Agencies Under Section 312 of the Fair and Accurate Credit Transactions Act	1550-AC01
2886	Risk Based Capital—Market Risk Rule	1550-AC02

References in boldface appear in the Regulatory Plan in part II of this issue of the **Federal Register**.

Office of Thrift Supervision—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2887	Fair Credit Reporting Affiliate Marketing Regulations	1550-AB90
2888	Identity Theft Detection, Prevention, and Mitigation Program for Financial Institutions and Creditors	1550-AB94
2889	12 CFR 544 Federal Savings Association Bylaws; Integrity of Directors	1550-AC00
2890	Supplemental Standards of Ethical Conduct for Employees of the Department of Treasury	1550-AC03
2891	Subordinated Debt Securities and Mandatorily Redeemable Preferred Stock	1550-AC06
2892	12 CFR 563b Stock Benefit Plans in Mutual-to-Stock Conversions and Mutual Holding Company Structures	1550-AC07

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Office of Thrift Supervision—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2893	12 CFR 563e Community Reinvestment Act	1550-AB48
2894	12 CFR 528 Technical Amendments to Reflect BIF and SAIF Merger	1550-AC05

Department of the Treasury (TREAS)
Departmental Offices (DO)

Proposed Rule Stage

2394. TERRORISM RISK INSURANCE PROGRAM; RECOUPEMENTS OF FEDERAL SHARE OF COMPENSATION FOR INSURED LOSSES

Priority: Other Significant

Legal Authority: 5 USC 301; Terrorism Risk Insurance Act of 2002, Title I, PL 107-297, 116 Stat 2322; Terrorism Risk Insurance Extension Act of 2005, PL 109-144, 119 Stat 2660

CFR Citation: 31 CFR 50

Legal Deadline: None

Abstract: As the statutorily authorized administrator of the Terrorism Risk Insurance Program, Treasury is issuing proposed and final regulations to implement the Program. Under the Terrorism Risk Insurance Act of 2002, title I, Public Law 107-297, and the Terrorism Risk Insurance Extension Act of 2005, Public Law 109-144, the Federal Government shares the risk of insured losses from certified acts of terrorism with commercial property and casualty insurers until the Program sunsets on December 31, 2007. This rule incorporates and clarifies statutory requirements for the recoupment of the Federal share of compensation for insured losses. The rule establishes requirements for determining amounts to be recouped and for procedures insurers are to use for collecting terrorism policy surcharges and remitting them to the Treasury.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Howard Leikin, Deputy Director, Department of the Treasury, Office of Financial

Institutions, Terrorism Risk Insurance Program, 1425 New York Avenue NW., Washington, DC 20220
Phone: 202 622-6770
Email: howard.leikin@do.treas.gov

RIN: 1505-AB10

2395. REMOTE LOCATION FILING

Priority: Substantive, Nonsignificant

Legal Authority: 19 USC 66; 19 USC 1202; 19 USC 1484; 19 USC 1624; 19 USC 1641

CFR Citation: 19 CFR 111; 19 CFR 113; 19 CFR 141; 19 CFR 143

Legal Deadline: None

Abstract: Amendment to allow entry filers to electronically file entries of merchandise with the Bureau of Customs and Border Protection from locations other than at the port of arrival of the merchandise or the location of examination of the merchandise.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AC23

Agency Contact: Marla Bianchetta, Operations Officer, Department of the Treasury, Customs and Border Protection, Office of Field Operations, 1300 Pennsylvania Avenue, NW., Washington, DC 20229
Phone: 202 344-2693

RIN: 1505-AB20

2396. EXPANDED METHODS OF PAYMENT OF DUTIES, TAXES, INTEREST, AND FEES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 19 USC 197 to 19 USC 198; 19 USC 58a to 58c; 19 USC 66; 19 USC 1202; 19 USC 1450; 19 USC 1624; 31 USC 9701

CFR Citation: 19 CFR 24

Legal Deadline: None

Abstract: Amendment to expand the number of ways that the Bureau of Customs and Border Protection will accept payment of duties, taxes, fees, interest, and other charges. Currently, the regulations allow for credit or charge cards, which have been authorized by the Commissioner of the Bureau of Customs and Border Protection (Commissioner), to be used at designated customs-serviced locations with a limitation that this method of payment may only be used by noncommercial entities. Amendment allows credit and charge cards authorized by the Commissioner of CBP to be used for payment of duties, taxes, fees, interest, and other charges not related to formal consumption entries for consumption in United States commerce, warehouse withdrawals or quarterly user fees and by removing the limitation that these methods of payment may only be used for noncommercial entries.

Timetable:

Action	Date	FR Cite
NPRM	03/17/99	64 FR 13141
NPRM Comment Period End	05/17/99	
Second NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AC40

TREAS—DO

Proposed Rule Stage

Agency Contact: Doreen Garrett, Financial Officer, Financial Policy Division, Department of the Treasury, Customs and Border Protection, Office of Finance, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-2689

James Mich, Supervisory Financial Officer, Financial Policy Division, Department of the Treasury, Customs and Border Protection, Office of Finance, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-2372

RIN: 1505-AB22

2397. UNIFORM RULES OF ORIGIN

Priority: Substantive, Nonsignificant

Legal Authority: 19 USC 66; 19 USC 1202; 19 USC 1624

CFR Citation: 19 CFR 102

Legal Deadline: None

Abstract: Amendment to set forth uniform rules for determining the country of origin of imported goods.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Daniel Cornette, Attorney, Valuation and Special Programs Branch, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8731

RIN: 1505-AB49

2398. REVISION OF OUTBOUND REDELIVERY PROCEDURES AND LIABILITIES

Priority: Substantive, Nonsignificant

Legal Authority: 19 USC 66; 19 USC 1623; 19 USC 1624

CFR Citation: 19 CFR 113

Legal Deadline: None

Abstract: Amendment of the condition in an international carrier bond regarding the unlawful disposition of merchandise in order to allow CBP to better control the exportation of merchandise and to have more control over demands for redelivery.

Conditions of the bond would be amended to no longer require the merchandise to be labeled as seized and detained for the principal to be required to obtain permission from CBP prior to placing the merchandise on board a conveyance for export or otherwise disposing of the merchandise. Instead of the condition being applicable when CBP labels merchandise, the condition would be applicable when CBP notifies the principal either in writing or electronically that the merchandise has been seized or detained.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Linda Shoupe, Operations Officer, Department of the Treasury, Customs and Border Protection, Office of Field Operations, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-3251

RIN: 1505-AB52

2399. CENTRALIZATION OF THE CONTINUOUS BOND PROGRAM AT THE CBP NATIONAL FINANCE CENTER

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 19 USC 1623

CFR Citation: 19 CFR 101; 19 CFR 113

Legal Deadline: None

Abstract: Amendment to reflect CBP's planned centralization of the continuous bond program at the National Finance Center (NFC). Pursuant to this centralization, all continuous bonds would be filed at the NFC via mail, fax, or in an electronic format. The NFC would assume most of the bond functions previously performed at the port level, with the noted exception that the authority to approve single transaction bonds will remain with port directors. These changes would support CBP's bond program by ensuring an efficient and uniform approach to the approval, maintenance, and periodic review of continuous bonds.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Bruce Ingalls, Chief, Debt Management Branch, Department of the Treasury, Office of Finance, 6650 Telecom Drive, Suite 100, Indianapolis, IN 46278
Phone: 317 298-1307

RIN: 1505-AB54

2400. ADMINISTRATIVE RULINGS AND PROTESTS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 19 USC 66; 19 USC 1202 (General Note 3(i), Harmonized Tariff Schedule of the United States); 19 USC 1502; 19 USC 1624; 19 USC 1625; 19 USC 1514; 19 USC 1515; 19 USC 1448; 19 USC 1484; 19 USC 1501; 19 USC 1520; ...

CFR Citation: 19 CFR 177; 19 CFR 174; 19 CFR 173; 19 CFR 142

Legal Deadline: None

Abstract: Amendments to implement the administrative rulings process as well as the filing and administrative review of protests against specific decisions of Customs and Border Protection (CBP). Amendments reflect changes to the underlying statutory authority to parts 177 and 174 of title 19 of the CFR made by the Customs Modernization Provisions of the North American Free Trade Agreement ("NAFTA") Implementation Act. Proposed changes to part 174 also reflect statutory amendments made by the Miscellaneous Trade and Technical Corrections Act of 1999 regarding protests against decisions on post-importation NAFTA claims and the time required for allowing or denying an application for further review of a protest. Additional changes to part 174 are proposed to reflect statutory amendments made by the Miscellaneous Trade and Technical Corrections Act of 2004 which impact the types of matters that are subject to protest, and extend various protest time limits such as the time to file and amend a protest, the time for a surety to file a protest, and the time to file a request for accelerated disposition of a protest. Other changes proposed serve to modernize, clarify, and enhance

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current CBP administrative rulings and protest procedures and reflect the nomenclature changes effected by the transfer of CBP to the Department of Homeland Security and the subsequent renaming of the U.S. Customs Service as the Bureau of Customs and Border Protection.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: William G. Rosoff, Chief, Entry Process and Duty Refund Branch, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8807

Gail Hamill, Chief, Tariff Classification and Marking Branch, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Ave, NW., Washington, DC 20229
Phone: 202 572-8810

RIN: 1505-AB65

2401. • FOREIGN REPAIRS TO AMERICAN VESSELS; CONSOLIDATION OF VESSEL REPAIR UNITS

Priority: Substantive, Nonsignificant

Legal Authority: 19 USC 1431; 19 USC 1433; 19 USC 1434; 19 USC 1624; 19 USC 2071 note; 19 USC 66; 46 USC App. 3; 46 USC App. 91; 5 USC 301; 19 USC 1466; 19 USC 1498

CFR Citation: 19 CFR 4.14

Legal Deadline: None

Abstract: This document proposes to amend the Customs and Border Protection (“CBP”) regulations governing the location of CBP Vessel Repair Units (“VRUs”). VRUs are responsible for processing vessel repair entries filed by persons required to declare purchases for or repairs to certain vessels while they are outside the United States. As a result of a sustained decrease in the number of vessel repair entries filed, CBP is proposing to consolidate the VRUs by closing the VRUs located in San Francisco and New York and by requiring all vessel repair entries to be filed at the VRU in New Orleans. CBP also is proposing to amend the CBP regulations relating to the declaration, entry, and assessment of duty with regard to vessel repairs and purchases

to advise that the enactment and implementation of free trade agreements between the United States and other countries may impact upon the dutiable status of vessel repair expenditures made in foreign countries that are parties to those agreements, and to require that, if a single entry bond is used for a vessel repair entry, the bond must be attached to the entry at the time of submission. In addition, this document proposes to amend the CBP regulations relating to claims for relief from the assessment of vessel repair duties to reflect a 2004 amendment to the vessel repair statute that created an exemption from vessel repair duties for the cost of certain equipment, repair parts, and materials.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Jennifer Dolan, Entry Specialist, Department of the Treasury, 1300 Pennsylvania Avenue NW., Office of Field Operations, Washington, DC 20229
Phone: 202 344-2568

RIN: 1505-AB71

**Department of the Treasury (TREAS)
Departmental Offices (DO)**

Final Rule Stage

2402. REPORTING AND PROCEDURES REGULATIONS; CUBAN ASSETS CONTROL REGULATIONS; PUBLICATION OF ECONOMIC SANCTIONS ENFORCEMENT GUIDELINES

Priority: Substantive, Nonsignificant

Legal Authority: 21 USC 1901 to 1908; 22 USC 287c; 31 USC 321(b); 50 USC 1701 to 1706; 50 USC app 1-44

CFR Citation: 31 CFR 501; 31 CFR 515

Legal Deadline: None

Abstract: The Office of Foreign Assets Control (OFAC) of the U.S. Department of the Treasury is publishing for public comment an updated version of its internal Economic Sanctions Enforcement Guidelines. These Guidelines are being published as separate appendices to two parts of the Code of Federal Regulations: 1) General provisions are being published as an

appendix to the Reporting and Procedures Regulations, 31 CFR part 501; and 2) specific provisions focusing on Cuba are being published as an appendix to the Cuban Assets Control Regulations, 31 CFR part 515. To the extent this proposed rule applied to “banking institutions,” it is superseded by the interim final rule, ‘Economic Sanctions Enforcement Procedures for Banking Institutions,’ issued by OFAC on January 11, 2006 (71 FR 1971).

Timetable:

Action	Date	FR Cite
NPRM	01/29/03	68 FR 4422
NPRM Comment Period End	03/31/03	
Final Action	04/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Chief Of Records, Department of the Treasury, Office of Foreign Assets Control, 1500 Pennsylvania Avenue NW., Washington, DC 20220
Phone: 202 622-2530
Fax: 202 622-1657

Related RIN: Related to 1505-AB69

RIN: 1505-AA95

2403. COUNTRY-OF-ORIGIN MARKING

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 19 USC 66; 19 USC 1202; 19 USC 1304; 19 USC 1624

CFR Citation: 19 CFR 134

Legal Deadline: None

Abstract: Amendments clarify the country-of-origin marking rules set forth in part 134 of the Bureau of

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Final Rule Stage

Customs and Border Protection Regulations. Amendments promote the concept of informed compliance by the trade and proper field administration of the statutory requirement.

Timetable:

Action	Date	FR Cite
NPRM	01/26/00	65 FR 4193
NPRM Comment Period End	04/26/00	65 FR 17473
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AC32

Agency Contact: Gail Hamill, Chief, Tariff Classification and Marking Branch, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Ave, NW., Washington, DC 20229
Phone: 202 572-8810

RIN: 1505-AB21

2404. USER AND NAVIGATION FEES; OTHER REIMBURSABLE CHARGES

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 19 USC 58a to 58c; 19 USC 66; 19 USC 1202; 19 USC 1431; 19 USC 1433; 19 USC 1434; 19 USC 1505; 19 USC 1624; 31 USC 9701; 46 USC 2110 to 2112

CFR Citation: 19 CFR 4; 19 CFR 24; 19 CFR 101

Legal Deadline: None

Abstract: Amendment regarding the proper assessment of user and navigation fees, as well as other reimbursement charges for customs services performed in connection with, among other things, the processing of vehicles, vessels, aircraft, and merchandise arriving in the United States. The purpose of the amendment is to conform the regulations with the intent of the customs user fee statute and to reflect existing operational policy and administrative practice in this area.

Timetable:

Action	Date	FR Cite
NPRM	05/01/01	66 FR 21705
NPRM Comment Period End	07/02/01	
Final Action	01/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AC63

Agency Contact: Peter Flores, Department of the Treasury, Office of Field Operations, 1300 Pennsylvania Avenue, NW., Washington, DC 20229
Phone: 202 344-3127

RIN: 1505-AB24

2405. AFRICAN GROWTH AND OPPORTUNITY ACT AND GENERALIZED SYSTEM OF PREFERENCES

Priority: Substantive, Nonsignificant

Legal Authority: 19 USC 66; 19 USC 1202; 19 USC 1321; 19 USC 1481; 19 USC 1484; 19 USC 1498; 19 USC 1508; 19 USC 1623; 19 USC 1624; 19 USC 2461; 19 USC 3314; 19 USC 3721

CFR Citation: 19 CFR 10; 19 CFR 163

Legal Deadline: Final, Statutory, October 1, 2000, Public Law 106-200.

Abstract: Amendments to implement the trade benefit provisions for sub-Saharan Africa contained in title I of the Trade and Development Act of 2000. The trade benefits under title I, also referred to as the African Growth and Opportunity Act, apply to sub-Saharan African countries designated by the President and involve the extension of duty-free treatment under the Generalized System of Preferences (GSP) to nonimport-sensitive, nontextile articles normally excluded from GSP duty-free treatment, and the entry of specific textile and apparel articles free of duty and free of any quantitative limits.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/05/00	65 FR 59668
Interim Final Rule Effective	10/01/00	
Interim Final Rule Comment Period End	12/04/00	
Final Action	02/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AC72

Agency Contact: Cynthia Reese, Senior Attorney, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8790

Phone: 202 572-8810

RIN: 1505-AB26

2406. UNITED STATES-CARIBBEAN BASIN TRADE PARTNERSHIP ACT AND CARIBBEAN BASIN INITIATIVE

Priority: Substantive, Nonsignificant

Legal Authority: 19 USC 66; 19 USC 1202; 19 USC 1321; 19 USC 1481; 19 USC 1484; 19 USC 1498; 19 USC 1508; 19 USC 1623; 19 USC 1624; 19 USC 2701; 19 USC 3314

CFR Citation: 19 CFR 10; 19 CFR 163

Legal Deadline: Final, Statutory, October 1, 2000, Public Law 106-200.

Abstract: Amendments to implement the trade benefit provisions for Caribbean Basin countries contained in title II of the Trade and Development Act of 2000. The trade benefits under title II, also referred to as the United States-Caribbean Basin Trade Partnership Act (the CBTPA), apply to Caribbean Basin countries designated by the President and involve the entry of specific textile and apparel articles free of duty and free of any quantitative restrictions, limitations, or consultation levels and the extension of NAFTA duty treatment standards to nontextile articles that are excluded from duty-free treatment under the Caribbean Basin Initiative program.

Timetable:

Action	Date	FR Cite
Interim Final Rule Effective	10/01/00	65 FR 59650
Interim Final Rule	10/05/00	65 FR 59650
Interim Final Rule Comment Period End	12/04/00	
Final Action	02/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AC76

Agency Contact: Cynthia Reese, Senior Attorney, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8790

RIN: 1505-AB28

TREAS—DO

Final Rule Stage

2407. REIMBURSABLE CUSTOMS INSPECTIONAL SERVICES— INCREASE IN HOURLY RATE CHARGE**Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 301; 5 USC 6103; 19 USC 58a to 58c; 19 USC 66; 19 USC 261; 19 USC 267; 19 USC 1202; 19 USC 1450 to 1452; 19 USC 1456; 19 USC 1505; 19 USC 1557; 19 USC 1562; 19 USC 1624; 26 USC 4461; 26 USC 4462; 31 USC 9701; 46 USC 2110 to 2112**CFR Citation:** 19 CFR 24; 19 CFR 101**Legal Deadline:** None**Abstract:** Amendment to increase the rate of charge for reimbursable customs inspectional services.**Timetable:**

Action	Date	FR Cite
NPRM	02/01/01	66 FR 8554
NPRM Comment Period End	04/02/01	
Second NPRM	10/09/02	67 FR 62920
Second NPRM Comment Period End	12/09/02	
Final Action	02/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** Transferred from RIN 1515-AC77**Agency Contact:** Bruce Ingalls, Chief, Debt Management Branch, Department of the Treasury, Office of Finance, 6650 Telecom Drive, Suite 100, Indianapolis, IN 46278
Phone: 317 298-1307**RIN:** 1505-AB29**2408. DOG AND CAT PROTECTION ACT****Priority:** Substantive, Nonsignificant**Legal Authority:** 19 USC 66; 19 USC 1202; 19 USC 1308; 19 USC 1592; 19 USC 1593a; 19 USC 1624**CFR Citation:** 19 CFR 12; 19 CFR 113; 19 CFR 151; 19 CFR 162**Legal Deadline:** Final, Statutory, August 9, 2001, Public Law 106-476.**Abstract:** Amendment to implement certain provisions of the Dog and Cat Protection Act of 2000. The Dog and Cat Protection Act of 2000 prohibits the importation of any products containing dog or cat fur, and provides for civil

and criminal penalties for violations of the Act. Amendment sets forth the prohibitions on dog and cat fur importations and the penalties for violations. Amendment also implements the provision of the Act pertaining to CBP's certification process of commercial laboratories, both domestic and foreign, that can determine if articles intended to be imported into the United States contain dog or cat fur.

Timetable:

Action	Date	FR Cite
NPRM	08/10/01	66 FR 42163
NPRM Comment Period End	10/09/01	
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** Transferred from RIN 1515-AC87**Agency Contact:** Alan Cohen, Attorney-Advisor, Penalties Branch, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8742John Pierce, Operations Officer, Commercial Enforcement Branch, Department of the Treasury, Customs and Border Protection, Office of Field Operations, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1539Renee Stevens, Science Officer, Department of the Treasury, Office of Laboratories and Scientific Services, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 703 621-7714Jeremy Baskin, Special Assistant, Office of the Assistant Commissioner, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8753**RIN:** 1505-AB31**2409. TRADE BENEFITS UNDER THE AFRICAN GROWTH AND OPPORTUNITY ACT****Priority:** Substantive, Nonsignificant**Legal Authority:** 19 USC 66; 19 USC 1202; 19 USC 1321; 19 USC 1481; 19

USC 1484; 19 USC 1498; 19 USC 1508; 19 USC 1623; 19 USC 1624; 19 USC 3721; 19 USC 3314

CFR Citation: 19 CFR 10**Legal Deadline:** None**Abstract:** Amendment to those provisions of the Customs and Border Protection Regulations that implement the trade benefit provisions for sub-Saharan African countries contained in the African Growth and Opportunity Act (the AGOA). Amendments involve the textile and apparel provisions of the AGOA and in part reflect changes to those statutory provisions by section 3108 of the Trade Act of 2002. The specific statutory changes involve the amendment of several provisions to clarify the status of apparel articles assembled from knit-to-shape components, the inclusion of a specific reference to apparel articles formed on seamless knitting machines, a change of the wool fiber diameter specified in one provision, and the addition of a new provision to cover additional production scenarios involving the United States and AGOA beneficiary countries.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	03/21/03	68 FR 13820
Interim Final Rule Effective	03/21/03	
Interim Final Rule Comment Period End	05/20/03	
Final Action	02/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** Transferred from RIN 1515-AD20**Agency Contact:** Robert Abels, Operations Officer, Department of the Treasury, Office of Field Operations, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1959Cynthia Reese, Senior Attorney, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8790**RIN:** 1505-AB38

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Final Rule Stage

2410. FEES FOR CUSTOMS PROCESSING AT EXPRESS CONSIGNMENT CARRIER FACILITIES**Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 301; 19 USC 58a to 58c; 19 USC 66; 19 USC 1202; 19 USC 1505; 19 USC 261; 19 USC 267; 19 USC 1450 to 1452; 19 USC 1456; 19 USC 1524; 19 USC 1557; 19 USC 1562; 19 USC 1624; 26 USC 4461; 26 USC 4462; 19 USC 3332; 46 USC 2110 to 2112**CFR Citation:** 19 CFR 24; 19 CFR 113; 19 CFR 128**Legal Deadline:** None

Abstract: Amendment to implement amendments to the customs user fee statute made by section 337 of the Trade Act of 2002 and section 2004(f) of the Miscellaneous Trade and Technical Corrections Act of 2004. Statutory amendments made by section 337 concern the fees payable for customs services provided in connection with the informal entry or release of shipments at express consignment carrier facilities and centralized hub facilities, and primarily serve to replace the annual lump sum payment procedure with a quarterly payment procedure based on a specific fee for each individual air waybill or bill of lading. Section 2004(f) amended the user fee statute to authorize, for merchandise that is formally entered at these sites, the assessment of merchandise processing fees provided for in 19 U.S.C. 58c(a)(9), in addition to the fees that are currently assessed on individual air waybills or bills of lading. Lastly, pursuant to the authority established in 19 U.S.C. 58c(b)(9)(B)(i), this document proposes to raise the existing \$0.66 fee assessed on individual air waybills or bills of lading to \$1.00 to more equitably align it with the actual costs incurred by CBP in processing these items.

Timetable:

Action	Date	FR Cite
NPRM	07/28/06	71 FR 42778
NPRM Comment Period End	08/28/06	
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** Transferred from RIN 1515-AD21

Agency Contact: Michael L. Jackson, Operations Officer, Trade Enforcement and Facilitation, Department of the Treasury, Customs and Border Protection, Office of Field Operations, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1196

RIN: 1505-AB39**2411. TRADE BENEFITS UNDER THE CARIBBEAN BASIN ECONOMIC RECOVERY ACT****Priority:** Substantive, Nonsignificant**Legal Authority:** 19 USC 66; 19 USC 1202; 19 USC 1321; 19 USC 1481; 19 USC 1484; 19 USC 1498; 19 USC 1508; 19 USC 1623; 19 USC 1624; 19 USC 2701; 19 USC 3314**CFR Citation:** 19 CFR 10**Legal Deadline:** None

Abstract: Amendment to implement the trade benefits for Caribbean Basin countries contained in section 213(b) of the Caribbean Basin Economic Recovery Act (the CBERA).

Amendments involve the textile and apparel provisions of section 213(b) and in part reflect changes made to those statutory provisions by section 3107 of the Trade Act of 2002. The specific statutory changes involve the amendment of several provisions to clarify the status of apparel articles assembled from knit-to-shape components, the addition of language requiring any dyeing, printing, and finishing of certain fabrics to be done in the United States, the inclusion of exception language in the brassieres provision regarding articles entered under other CBERA apparel provisions, the addition of a provision permitting the dyeing, printing, and finishing of thread in the Caribbean region, and the addition of a new provision to cover additional production scenarios involving the United States and the Caribbean region.

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/21/03	68 FR 13827
Interim Final Rule Effective	03/21/03	
Interim Final Rule Comment Period End	05/20/03	
Final Action	02/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** Transferred from RIN 1515-AD22

Agency Contact: Robert Abels, Operations Officer, Department of the Treasury, Office of Field Operations, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1959

Cynthia Reese, Senior Attorney, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8790

RIN: 1505-AB40**2412. UNITED STATES—CHILE FREE TRADE AGREEMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 19 USC 3805 note; 19 USC 1202; 19 USC 66; 19 USC 1624; ...**CFR Citation:** 19 CFR 10; 19 CFR 12; 19 CFR 24; 19 CFR 163; ...

Legal Deadline: Final, Statutory, January 1, 2005, United States—Chile Free Trade Agreement Implementation Act.

Abstract: Amendment to implement the preferential tariff treatment and other customs-related provisions of the Free Trade Agreement entered into by the United States and the Republic of Chile.

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/07/05	70 FR 10868
Interim Final Rule Comment Period End	06/06/05	
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Robert Abels, Operations Officer, Department of the Treasury, Office of Field Operations, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1959

RIN: 1505-AB47

TREAS—DO

Final Rule Stage

**2413. UNITED STATES—SINGAPORE
FREE TRADE AGREEMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 19 USC 3805 note; 19 USC 1202; 19 USC 66; 19 USC 1624;

...

CFR Citation: 19 CFR 10; 19 CFR 12; 19 CFR 24; 19 CFR 163; ...**Legal Deadline:** Final, Statutory, January 1, 2005, U.S.–Singapore Free Trade Agreement Implementation Act.**Abstract:** Amendment to implement the preferential tariff treatment and other customs-related provisions of the Free Trade Agreement entered into by the United States and the Republic of Singapore.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	12/00/06	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Robert Abels, Operations Officer, Department of the Treasury, Office of Field Operations, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1959**RIN:** 1505-AB48**2414. RECORDATION OF
COPYRIGHTS AND ENFORCEMENT
PROCEDURES TO PREVENT
IMPORTATION OF PIRATICAL
ARTICLES****Priority:** Substantive, Nonsignificant**Legal Authority:** 15 USC 1124; 15 USC 1125; 17 USC 101; 17 USC 106; 17 USC 501; 19 USC 66; 19 USC 1499; 19 USC 1595a; 17 USC 1201(b); 18 USC 2319A;

...

CFR Citation: 19 CFR 133**Legal Deadline:** None**Abstract:** This amendment will allow CBP to be more responsive to claims of piracy. Amendment would allow sound recordings and motion pictures or similar audio-visual works to be recorded with CBP while pending registration with the U.S. Copyright Office. Amendment would also enhance the protection of all non-U.S. works by allowing recordation without requiring registration with the U.S. Copyright Office. Amendment would also set forth changes to CBP's

enforcement procedures, including, among other things, enhanced disclosure provisions, protection for live musical performances and provisions to enforce the Digital Millennium Copyright Act.

Timetable:

Action	Date	FR Cite
NPRM	10/05/04	69 FR 59562
NPRM Comment Period End	11/04/04	
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** George F. McCray, Chief, IPR & Restricted Merchandise Branch, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8709Paul Pizzeck, Attorney, IPR & Restricted Merchandise Branch, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8710**RIN:** 1505-AB51**2415. CONDITIONAL RELEASE
PERIOD AND CUSTOMS BOND
OBLIGATIONS FOR FOOD, DRUGS,
DEVICES, AND COSMETICS (SECTION
610 REVIEW)****Priority:** Substantive, Nonsignificant**Legal Authority:** 19 USC 66; 19 USC 1202; 19 USC 1448; 19 USC 1484; 19 USC 1499; 19 USC 1623; 19 USC 1624; 21 USC 381**CFR Citation:** 19 CFR 141; 19 CFR 151**Legal Deadline:** None**Abstract:** Amendment to provide for a specific conditional release period for any food, drug, device, or cosmetic that has been released under bond and for which admissibility is to be determined under the provisions of the Food, Drug, and Cosmetic Act. Amendment also clarifies the amount of liquidated damages that may be assessed when there is a breach of the terms and conditions of the customs bond. Lastly, amendment authorizes any representative of the Food and Drug Administration to obtain a sample of any food, drug, device, or cosmetic, the

importation of which is governed by section 801 of the Food, Drug, and Cosmetic Act, as amended.

Timetable:

Action	Date	FR Cite
NPRM	06/07/02	67 FR 39322
NPRM Comment Period End	08/06/02	
Final Action	01/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Additional Information:** Transferred from RIN 1515-AD05; 1651-AA39.**Agency Contact:** Jeremy Baskin, Special Assistant, Office of the Assistant Commissioner, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8753**RIN:** 1505-AB57**2416. NAFTA: MERCHANDISE
PROCESSING FEE EXEMPTION AND
TECHNICAL CORRECTIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 19 USC 66; 19 USC 1202; 19 USC 1624; 19 USC 3314**CFR Citation:** 19 CFR 181**Legal Deadline:** None**Abstract:** The document proposes to amend the regulations in title 19, Code of Federal Regulations (CFR), regarding claims for the exemption of the Merchandise Processing Fee (MPF). The NPRM would clarify that an importer is subject to the same declaration requirement that is established for claiming NAFTA duty preference in order to claim the exemption of the MPF for goods that meet a NAFTA rule of origin even when the goods are unconditionally free. In addition, the NPRM would make several technical corrections to the regulations, for example, the amendment clarifies that a Certificate of Origin is not required for a commercial importation for which the total value of originating goods does not exceed \$2,500.**Timetable:**

Action	Date	FR Cite
NPRM	08/23/06	71 FR 49391
NPRM Comment Period End	10/23/06	
Final Action	06/00/07	

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Final Rule Stage

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Seth Mazze, CBP Officer, Office of Field Operations, Department of the Treasury, Customs and Border Protection, Office of Field Operations, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-2634

RIN: 1505-AB58**2417. COUNTRY OF ORIGIN OF TEXTILE AND APPAREL PRODUCTS****Priority:** Substantive, Nonsignificant

Legal Authority: 5 USC 301; 19 USC 66; 19 USC 1202; 19 USC 1624; 19 USC 3314; 19 USC 3592

CFR Citation: 19 CFR 12; 19 CFR 102; 19 CFR 141; 19 CFR 144; 19 CFR 146; 19 CFR 163

Legal Deadline: None

Abstract: Amendment of the CBP regulations to update, restructure and consolidate the regulations relating to the country of origin of textile and apparel products. Amendments reflect changes brought about, in part, by the expiration on January 1, 2005, of the Agreement on Textiles and Clothing and the resulting elimination of quotas on the entry of textile and apparel products from World Trade Organization members. The primary regulatory change is the elimination of the requirement that a textile declaration be submitted for all importations of textile and apparel products. In addition, to improve the quality of reporting of the manufacturer of imported textiles and apparel products, the amendments include a requirement that importers identify the manufacturer of such products through a manufacturer identification code.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/05/05	70 FR 58009
Interim Final Rule Comment Period End	12/05/05	
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Cynthia Reese, Senior Attorney, Department of the Treasury, Office of Regulations and Rulings, 1300

Pennsylvania Avenue NW.,
Washington, DC 20229
Phone: 202 572-8810

Robert Abels, Operations Officer,
Department of the Treasury, Office of
Field Operations, 1300 Pennsylvania
Avenue NW., Washington, DC 20229
Phone: 202 344-1959

RIN: 1505-AB60**2418. FEES FOR CERTAIN SERVICES****Priority:** Substantive, Nonsignificant

Legal Authority: 5 USC 301; 19 USC 58c; 19 USC 66; 19 USC 1202; ...

CFR Citation: 19 CFR 24**Legal Deadline:** None

Abstract: Amendment revises the fees charged for certain customs inspectional services under 13031 of the Consolidated Omnibus Budget Reconciliation Act of 1985, as amended. Amendments are necessary to reflect recent changes in the pertinent statutory provisions.

Timetable:

Action	Date	FR Cite
NPRM	04/24/06	71 FR 20922
NPRM Comment Period End	05/24/06	
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Jerry Petty, Director, Cost Management Division, Department of the Treasury, Office of Finance, Customs and Border Protection, 1300 Pennsylvania Avenue NW, Washington, DC 20229
Phone: 202 344-1317

RIN: 1505-AB62**2419. DOMINICAN REPUBLIC-CENTRAL AMERICA-UNITED STATES FREE TRADE AGREEMENT****Priority:** Substantive, Nonsignificant

Legal Authority: 19 USC 66; 19 USC 1202; 19 USC 1624; 19 USC 4001

CFR Citation: 19 CFR 10

Legal Deadline: Final, Statutory, January 1, 2006, Public Law 109-53.

Abstract: Amendment of CBP regulations to set forth the conditions and requirements that apply for

purposes of submitting requests to CBP for refunds of any excess customs duties paid with respect to entries of textile or apparel goods entitled to retroactive application of preferential tariff treatment under the Dominican Republic-Central American-United States Free Trade Agreement.

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/07/06	71 FR 11304
Interim Final Rule Effective	03/07/06	
Interim Final Rule Comment Period End	05/08/06	
Final Action	01/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Robert Abels, Operations Officer, Department of the Treasury, Office of Field Operations, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1959

Cynthia Reese, Senior Attorney,
Department of the Treasury, Office of
Regulations and Rulings, 1300
Pennsylvania Avenue NW.,
Washington, DC 20229
Phone: 202 572-8810

RIN: 1505-AB64**2420. ENTRY OF CERTAIN CEMENT PRODUCTS FROM MEXICO REQUIRING A COMMERCE DEPARTMENT IMPORT LICENSE****Priority:** Substantive, Nonsignificant

Legal Authority: 5 USC 301; 19 USC 66; 19 USC 1202; 19 USC 1624; 19 USC 1673

CFR Citation: 19 CFR 12.155; 19 CFR 306.201 to 205

Legal Deadline: None

Abstract: This document proposes to amend title 19 of the Code of Federal Regulations to set forth special requirements for the entry of certain cement products from Mexico requiring a United States Department of Commerce import license. The cement products in question are those listed in the Agreement Between the Office of the United States Trade Representative, the United States Department of Commerce, and Mexico's Secretaria de Economia on Trade in Cement, dated March 6, 2006. The changes proposed

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Final Rule Stage

in this document require the inclusion of an import license number on the entry summary documentation filed with Customs and Border Protection for any cement product for which the United States Department of Commerce requires under its cement licensing and import monitoring program as well as a valid Mexican export license with the entry documentation for cement covered by the Agreement on Trade in Cement.

Timetable:

Action	Date	FR Cite
NPRM	06/01/06	71 FR 31125
NPRM Comment Period End	06/21/06	
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**URL For More Information:**

www.ia.ita.doc.gov/download/mexico-cement/cement-final-agreement.pdf

Agency Contact: Alice Buchanan, Office of Field Operations, Department

of the Treasury, 1301 Constitution Avenue NW., Washington, DC 20229
Phone: 202 344-2697

Related RIN: Related to 0625-AA70**RIN:** 1505-AB68**2421. ECONOMIC SANCTIONS ENFORCEMENT PROCEDURES FOR BANKING INSTITUTIONS****Priority:** Substantive, Nonsignificant

Legal Authority: 18 USC 2332d; 21 USC 1901 to 1908; 22 USC 287c; 22 USC 2370(a); 31 USC 321(b); 50 USC 1701 to 1706; 50 USC app 1 to 44; PL 101-410 (28 USC 2461 note); EO 9193; EO 9989; EO 12854

CFR Citation: 31 CFR 501**Legal Deadline:** None

Abstract: This interim final rule supercedes the proposed rule issued by the Office of Foreign Assets Control (OFAC) on January 29, 2003 (68 FR 4422) to the extent that the proposed rule applied to "banking institutions," as defined in the interim final rule.

These administrative procedures are published as an appendix to OFAC's Reporting, Procedures and Penalties Regulations (31 CFR 501).

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/11/06	71 FR 1971
Interim Final Rule Comment Period End	03/13/06	
Final Rule	04/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Assistant Director Of Records, Department of the Treasury, Office of Foreign Assets Control, 1500 Pennsylvania Avenue NW.—Annex, Washington, DC 20220
Phone: 202 622-2530
Fax: 202 522-1657

Related RIN: Related to 1505-AA95**RIN:** 1505-AB69
**Department of the Treasury (TREAS)
Departmental Offices (DO)**

Long-Term Actions

2422. POSSIBLE REGULATION OF ACCESS TO ACCOUNTS AT FINANCIAL INSTITUTIONS THROUGH PAYMENT SERVICE PROVIDERS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

CFR Citation: 31 CFR Ch II**Timetable:**

Action	Date	FR Cite
ANPRM	01/08/99	64 FR 1149
ANPRM Comment Period End	04/08/99	
Next Action	Undetermined	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None

Agency Contact: Donna Felmlee
Phone: 202 622-1808

RIN: 1505-AA74**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** None**Agency Contact:** Martha Ellett

Phone: 202 622-2983

Fax: 202 622-1974

Email: martha.ellett@do.treas.gov**RIN:** 1505-AA81

Phone: 202 622-2983

Fax: 202 622-1974

Email: martha.ellett@do.treas.gov**RIN:** 1505-AA84**2425. HARBOR MAINTENANCE FEE****Priority:** Substantive, Nonsignificant

CFR Citation: 19 CFR 4; 19 CFR 24; 19 CFR 146; 19 CFR 178

Timetable:

Action	Date	FR Cite
Interim Final Rule Effective	03/01/87	
Interim Final Rule	03/30/87	52 FR 10198
Interim Final Rule Comment Period End	05/29/87	
Final Action	To Be Determined	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Deborah Thompson
Phone: 317 614-4511

RIN: 1505-AB11**2423. FINANCIAL SUBSIDIARIES****Priority:** Substantive, Nonsignificant**CFR Citation:** Not Yet Determined**2424. SECRETARY'S DETERMINATION OF REAL ESTATE BROKERAGE****Priority:** Substantive, Nonsignificant**CFR Citation:** 12 CFR 1501.2**Timetable:**

Action	Date	FR Cite
NPRM	01/03/01	66 FR 307
NPRM Comment Period End	03/02/01	
NPRM Comment Period Extended	05/01/01	66 FR 12440
Next Action	Undetermined	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Martha Ellett

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Long-Term Actions

2426. DONATED CARGO EXEMPTION FROM HARBOR MAINTENANCE FEE**Priority:** Substantive, Nonsignificant**CFR Citation:** 19 CFR 24**Timetable:**

Action	Date	FR Cite
Interim Final Rule	01/08/92	57 FR 607
Interim Final Rule Effective	01/08/92	
Interim Final Rule Comment Period End	03/09/92	
Final Action	To Be Determined	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Deborah Thompson
Phone: 317 614-4511**RIN:** 1505-AB12**2427. RECONCILIATION****Priority:** Substantive, Nonsignificant**CFR Citation:** 19 CFR 142; 19 CFR 159**Timetable:**

Action	Date	FR Cite
NPRM	To Be Determined	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** John Leonard
Phone: 202 344-2687**RIN:** 1505-AB16**2428. NORTH AMERICAN FREE TRADE AGREEMENT (NAFTA)—IMPLEMENTATION OF DUTY-DEFERRAL PROGRAM PROVISIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 19 CFR 181; 19 CFR 113; 19 CFR 141; 19 CFR 144; 19 CFR 10**Timetable:**

Action	Date	FR Cite
Interim Final Rule Effective	01/01/96	
Interim Final Rule	01/30/96	61 FR 2908
Interim Final Rule Comment Period End	04/01/96	
Final Action	To Be Determined	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Shawn Filion
Phone: 716 551-3053**RIN:** 1505-AB17**Department of the Treasury (TREAS)
Departmental Offices (DO)**

Completed Actions

2429. SINGLE ENTRY FOR UNASSEMBLED OR DISASSEMBLED ENTITIES IMPORTED ON MULTIPLE CONVEYANCES**Priority:** Substantive, Nonsignificant**CFR Citation:** 19 CFR 141; 19 CFR 142**Completed:**

Reason	Date	FR Cite
Final Action	06/02/06	71 FR 31921
Final Action Effective	07/03/06	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Timothy Sushil
Phone: 202 344-2567Emily Simon
Phone: 202 572-8867**RIN:** 1505-AB34**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** None**Agency Contact:** Cynthia Reese
Phone: 202 572-8790Robert Abels
Phone: 202 344-1959**RIN:** 1505-AB37**2431. TERRORISM RISK INSURANCE PROGRAM; TRIA EXTENSION ACT IMPLEMENTATION****Priority:** Other Significant**CFR Citation:** 31 CFR 50**Completed:**

Reason	Date	FR Cite
Interim Final Rule	05/11/06	71 FR 27564

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** David J. Brummond
Phone: 202 622-7255
Email: david.brummond@do.treas.govHoward Leikin
Phone: 202 622-6770

Email: howard.leikin@do.treas.gov

Related RIN: Related to 1505-AB67**RIN:** 1505-AB66**2432. TERRORISM RISK INSURANCE PROGRAM; TRIA EXTENSION ACT IMPLEMENTATION****Priority:** Other Significant**CFR Citation:** 31 CFR Part 50**Completed:**

Reason	Date	FR Cite
NPRM	05/11/06	71 FR 27573
Final Action	08/25/06	71 FR 50341
Final Action Effective	09/25/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Howard Leikin
Phone: 202 622-6770
Email: howard.leikin@do.treas.gov**Related RIN:** Related to 1505-AB66**RIN:** 1505-AB67**2430. IMPLEMENTATION OF THE ANDEAN TRADE PROMOTION AND DRUG ERADICATION ACT****Priority:** Substantive, Nonsignificant**CFR Citation:** 19 CFR 10; 19 CFR 163**Completed:**

Reason	Date	FR Cite
Final Action	08/07/06	71 FR 44564

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Completed Actions

2433. • GOVERNMENT SECURITIES ACT REGULATIONS: APPLICABILITY TO OVER-THE-COUNTER DERIVATIVES DEALERS**Priority:** Substantive, Nonsignificant**Legal Authority:** 15 USC 78o-5; 15 USC 78o-5(b)(1)(A),(b)(4); sec 101, PL 99-571, 100 Stat 3209; sec 4(b), PL 101-432, 104 Stat 963; sec 102, sec 106, PL 103-202, 107 Stat 2344 (15 USC 78o-5(a)(5), (b)(1)(A), (b)(4); 15 USC 78o-5 (b)(1)(B), (b)(1)(C), (b)(2), (b)(4)**CFR Citation:** 17 CFR 400; 17 CFR 402; 17 CFR 403; 17 CFR 404; 17 CFR 405**Legal Deadline:** None**Abstract:** The amendment adds language to state explicitly that Treasury deems over-the-counter (OTC) derivatives dealers that are also government securities dealers to be in compliance with the GSA regulations if they comply with the applicable Securities and Exchange Commission (SEC) OTC derivatives dealer rules, and other SEC rules, applicable to them.**Timetable:**

Action	Date	FR Cite
Final Action	09/15/06	71 FR 54409
Final Action Effective	09/15/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Lori Santamarena, Executive Director, Department of the Treasury, Government Securities Regulations Staff, 799 9th Street NW., Washington, DC 20239
Phone: 202 504-3632
Email: govsecreg@bpd.treas.govChuck Andreatta, Associate Director, Department of the Treasury, Washington, DC 20239
Phone: 202 504-3632
Email: govsecreg@bpd.treas.gov**RIN:** 1505-AB70**2434. • IMPORT RESTRICTIONS ON BYZANTINE ECCLESIASTICAL AND RITUAL ETHNOLOGICAL MATERIAL FROM CYPRUS****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 301; 19 USC 66; 19 USC 1202 (General Note 3(i), Harmonized Tariff Schedule of the United States (HTSUS)) ; 19 USC 1624; 19 USC 2602; 19 USC 2603(c)(3), (c)(4); 19 USC 2612; ...**CFR Citation:** 19 CFR 12.104g(a); 19 CFR 12.104g(b)**Legal Deadline:** Final, Statutory, September 4, 2006, 19 USC 2603(c)(3). Final, Statutory, July 19, 2007, 19 USC 2602(b).

The maximum period an emergency protection can be in place is 8 years and that end point is September 4, 2006. As such, in order to continue an import restriction beyond September 4, 2006, the Government of the Republic of Cyprus and the Government of the United States have amended the existing bilateral agreement on archaeological material to include the Byzantine material for the duration of the bilateral agreement which terminates on July 19, 2007 unless extended by the State Parties.

Abstract: This document amends the Bureau of Customs and Border Protection (CBP) regulations by reflecting that the bilateral agreement of July 16, 2002 between Cyprus and the U.S. to impose certain import restrictions on archaeological material

from Cyprus has been amended on August 11, 2006 to include import restrictions which had been previously imposed on an emergency basis for certain Byzantine period ecclesiastical and ritual ethnological material. The document amends 19 CFR 12.104g(b) of the CBP regulations by removing Byzantine Ecclesiastical and Ritual Ethnological Material from Cyprus from the list of import restrictions imposed by emergency action, and by including these materials under the listing of cultural property (section 12.104g(a)) protected pursuant to bilateral agreement, as amended. The document also contains the designated list of Byzantine ecclesiastical and ritual ethnological materials from Cyprus that describes the types of articles to which the restrictions apply.

Timetable:

Action	Date	FR Cite
Final Action	08/31/06	71 FR 51724

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** George F. McCray, Chief, IPR & Restricted Merchandise Branch, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8709Michael Craig, Chief, Other Government Agency Branch, Department of the Treasury, Trade Compliance and Facilitation, Office of Field Operations, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1684**RIN:** 1505-AB72**BILLING CODE** 4810-02-S

Department of the Treasury (TREAS)

Prerule Stage

Financial Crimes Enforcement Network (FINCEN)

2435. CUSTOMER IDENTIFICATION PROGRAMS FOR PAWN BROKERS**Priority:** Substantive, Nonsignificant**Legal Authority:** PL 107-56, sec 326**CFR Citation:** Not Yet Determined**Legal Deadline:** None**Abstract:** This regulation will require pawnbrokers to adopt and implement reasonable procedures to verify the

identity of any person seeking to open an account, to the extent reasonable and practicable; maintain records of the information used to verify the person's identity; and determine whether the person appears on any lists of known or suspected terrorists or terrorist organizations provided to them by any Government agency.

Timetable:

Action	Date	FR Cite
ANPRM	12/00/06	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None**Agency Contact:** Russell Stephenson, Snr. Compliance Admin. Spec., Department of the Treasury, Financial

TREAS—FINCEN

Prerule Stage

Crimes Enforcement Network, Dept. of the Treasury/FinCEN, 1099 14th Street, NW., Suite 4600E, Washington, DC 20005

Phone: 202 354-6012

Fax: 202 354-6411

Email: russell.stephenson@fincen.gov

RIN: 1506-AA39

2436. PROVISION OF BANKING SERVICES TO MONEY SERVICES BUSINESSES

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 31 USC P L 107-56 Bank Secrecy Act

CFR Citation: 31 CFR 103

Legal Deadline: None

Abstract: We are issuing this advance notice of proposed rulemaking

(“Advance Notice”) as a part of our ongoing effort to address, in the context of the Bank Secrecy Act, the issue of access to banking services by money services businesses. Both the banking industry and the money service business industry have expressed concerns with regard to the impact of Bank Secrecy Act regulations on the ability of money service businesses to open and maintain accounts and obtain other financial services at banks and other depository institutions. Due to the concerns about the effect of regulatory requirements on the provision of banking services to money services businesses, we, through the Non-Bank Financial Institutions and the Examinations subcommittees of the Bank Secrecy Act Advisory Group, held a fact-finding meeting on March 8, 2005, to hear directly from banks, other depository institutions, and money

services businesses concerning the challenges that they face on this issue.

Timetable:

Action	Date	FR Cite
ANPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For Public Comments: regcomments@fincen.gov

Agency Contact: Office of Regulatory Policy & Programs, Office of Regulatory Policy, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street, Suite 4600, Washington, DC 20005
Phone: 202 654-6400

RIN: 1506-AA85

Department of the Treasury (TREAS) Financial Crimes Enforcement Network (FINCEN)

Proposed Rule Stage

2437. CUSTOMER IDENTIFICATION PROGRAMS FOR TRAVEL AGENTS

Priority: Substantive, Nonsignificant

Legal Authority: PL 107-56, sec 326

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: This regulation will require travel agents to adopt and implement reasonable procedures to verify the identity of any person seeking to open an account, to the extent reasonable and practicable; maintain records of the information used to verify the person's identity; and determine whether the person appears on any lists of known or suspected terrorists or terrorist organizations provided to them by any Government agency.

Timetable:

Action	Date	FR Cite
ANPRM	02/24/03	68 FR 8571
ANPRM Comment Period End	04/10/03	
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

URL For Public Comments: regcomments@fincen.gov

Agency Contact: Office of Regulatory Policy & Programs, Office of Regulatory

Policy, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street, Suite 4600, Washington, DC 20005
Phone: 202 654-6400

RIN: 1506-AA38

2438. CUSTOMER IDENTIFICATION PROGRAMS FOR LOAN AND FINANCE COMPANIES

Priority: Substantive, Nonsignificant

Legal Authority: PL 107-56, sec 326

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: This regulation will require loan and finance companies to adopt and implement reasonable procedures to verify the identity of any person seeking to open an account, to the extent reasonable and practicable; maintain records of the information used to verify the person's identity; and determine whether the person appears on any lists of known or suspected terrorists or terrorist organizations provided to them by any Government agency.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Agency Contact: Russell Stephenson, Snr. Compliance Admin. Spec., Department of the Treasury, Financial Crimes Enforcement Network, Dept. of the Treasury/FinCEN, 1099 14th Street, NW., Suite 4600E, Washington, DC 20005

Phone: 202 354-6012

Fax: 202 354-6411

Email: russell.stephenson@fincen.gov

RIN: 1506-AA40

2439. CUSTOMER IDENTIFICATION PROGRAMS FOR SELLERS OF VEHICLES

Priority: Substantive, Nonsignificant

Legal Authority: PL 107-56, sec 326

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: This regulation will require sellers of vehicles to adopt and implement reasonable procedures to verify the identity of any person seeking to open an account, to the extent reasonable and practicable; maintain records of the information used to verify the person's identity; and determine whether the person appears on any lists of known or suspected

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Proposed Rule Stage

terrorists or terrorist organizations provided to them by any Government agency.

Timetable:

Action	Date	FR Cite
ANPRM	02/24/03	68 FR 8568
ANPRM Comment Period End	04/10/03	
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

URL For Public Comments:

regcomments@fincen.gov

Agency Contact: Russell Stephenson, Snr. Compliance Admin. Spec., Department of the Treasury, Financial Crimes Enforcement Network, Dept. of the Treasury/FinCEN, 1099 14th Street, NW., Suite 4600E, Washington, DC 20005

Phone: 202 354-6012

Fax: 202 354-6411

Email: russell.stephenson@fincen.gov

RIN: 1506-AA41

2440. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR LOAN AND FINANCE COMPANIES

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 5316(h)

CFR Citation: 31 CFR 103.65; 31 CFR 103.66; 31 CFR 103.67

Legal Deadline: Final, Statutory, April 24, 2002, PL 107-56, sec 352.

Abstract: FinCEN will issue a series of regulations regarding anti-money laundering program requirements for loan and finance companies, as defined in the Bank Secrecy Act.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Office of Regulatory Policy & Programs, Office of Regulatory Policy, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street, Suite 4600, Washington, DC 20005

Phone: 202 654-6400

Related RIN: Split from 1506-AA28

RIN: 1506-AA73

2441. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR BUSINESSES ENGAGED IN VEHICLE SALES, INCLUDING AUTOMOBILE, AIRPLANE, AND BOAT SALES

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 5316(h)

CFR Citation: 31 CFR 103.65; 31 CFR 103.66; 31 CFR 103.67

Legal Deadline: Final, Statutory, April 24, 2002, PL 107-56, sec 352.

Abstract: FinCEN will issue a series of regulations regarding anti-money laundering program requirements for businesses engaged in vehicle sales, including automobile, airplane, and boat sales, as defined in the Bank Secrecy Act.

Timetable:

Action	Date	FR Cite
ANPRM	02/24/03	68 FR 8568
ANPRM Comment Period End	04/10/03	
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Office Of Chief Counsel, Department of the Treasury,

Financial Crimes Enforcement Network, PO Box 39, Vienna, VA 22183
Phone: 703 905-3590
Fax: 703 905-3758

Related RIN: Split from 1506-AA28

RIN: 1506-AA80

2442. AMENDMENTS TO BANK SECRECY ACT REGULATIONS—CASINO RECORDKEEPING AND REPORTING REQUIREMENTS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 31 USC PL107-56 Bank Secrecy Act

CFR Citation: 31 CFR 103

Legal Deadline: None

Abstract: FinCEN is proposing to exclude, as reportable transactions in currency, jackpots from slot machines and video lottery terminals. We are also proposed to exclude certain transactions between (i) casinos and currency dealers or exchangers and (ii) casinos and check cashier's as reportable transactions in currency.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For Public Comments:

regcomments@fincen.gov

Agency Contact: Office of Regulatory Policy & Programs, Office of Regulatory Policy, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street, Suite 4600, Washington, DC 20005

Phone: 202 654-6400

RIN: 1506-AA84

Department of the Treasury (TREAS)
Financial Crimes Enforcement Network (FINCEN)

Final Rule Stage

**2443. AMENDMENT TO THE BANK
 SECRECY ACT REGULATIONS
 REGARDING REPORTING OF
 CROSS-BORDER TRANSPORTATION
 OF CERTAIN MONETARY
 INSTRUMENTS**

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 5312(a)(3),
 Bank Secrecy Act

CFR Citation: 31 CFR 103

Legal Deadline: None

Abstract: This rule will require reporting of cross-border transportation of certain negotiable instruments.

Timetable:

Action	Date	FR Cite
NPRM	01/22/97	62 FR 3249
NPRM Comment Period End	04/22/97	
Final Action	06/00/07	

**Regulatory Flexibility Analysis
 Required:** No

Government Levels Affected: None

Agency Contact: Office Of Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, PO Box 39, Vienna, VA 22183
 Phone: 703 905-3590
 Fax: 703 905-3758

RIN: 1506-AA15

**2444. AMENDMENT TO THE BANK
 SECRECY ACT REGULATIONS—
 EXEMPTIONS FROM THE
 REQUIREMENT TO REPORT
 TRANSACTIONS IN CURRENCY**

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1829b; 12 USC 1951 to 1959; 31 USC 5311 to 5330

CFR Citation: 31 CFR 103

Legal Deadline: None

Abstract: This document contains an interim final rule that further reforms and simplifies the process by which depository institutions may exempt transactions of retail and other businesses from the requirement to report transactions in currency in excess of \$10,000. The interim final rule is part of a continuing program to reduce unnecessary burdens upon financial institutions complying with the Bank Secrecy Act and increase the cost-effectiveness of the counter-money laundering policies of the Department of the Treasury.

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/28/00	65 FR 46356
Interim Final Rule Effective	07/31/00	
Interim Final Rule Comment Period End	09/26/00	
Final Action	06/00/07	

**Regulatory Flexibility Analysis
 Required:** No

Small Entities Affected: No

Government Levels Affected: None

URL For Public Comments:
 regcomments@fincen.gov

Agency Contact: Office Of Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, PO Box 39, Vienna, VA 22183
 Phone: 703 905-3590
 Fax: 703 905-3758

RIN: 1506-AA23

**2445. AMENDMENT TO THE BANK
 SECRECY ACT REGULATIONS—
 REQUIREMENT THAT NONFINANCIAL
 TRADES OR BUSINESSES REPORT
 CERTAIN CURRENCY
 TRANSACTIONS**

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1829b; 12 USC 1951 to 1959; 31 USC 5311 et seq; PL 107-56

CFR Citation: 31 CFR 103.30

Legal Deadline: Final, Statutory, April 26, 2002, Interim final rule published December 31, 2001.

Abstract: This document contains an interim final rule amending the Bank Secrecy Act regulations to require certain persons to report currency received in the course of their trade or business.

Timetable:

Action	Date	FR Cite
NPRM	12/31/01	66 FR 67685
Interim Final Rule	12/31/01	66 FR 67680
NPRM Comment Period End	03/01/02	
Final Action	06/00/07	

**Regulatory Flexibility Analysis
 Required:** No

Government Levels Affected: None

Agency Contact: Office Of Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, PO Box 39, Vienna, VA 22183

Phone: 703 905-3590

Fax: 703 905-3758

RIN: 1506-AA25

**2446. CUSTOMER IDENTIFICATION
 PROGRAMS FOR BANKS, SAVINGS
 ASSOCIATIONS, AND CREDIT UNIONS**

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 5318(l)

CFR Citation: 31 CFR 103.121

Legal Deadline: Final, Statutory, October 25, 2002, Public Law 107-56, sec 352.

Abstract: This notice of proposed rulemaking proposes to require banks, savings associations, and credit unions to establish written customer identification programs.

Timetable:

Action	Date	FR Cite
NPRM	07/23/02	67 FR 48290
NPRM Comment Period End	09/06/02	
NPRM	05/09/03	68 FR 25163
Final Rule	05/09/03	68 FR 25090
NPRM Comment Period End	06/23/03	
Final Action	06/00/07	

**Regulatory Flexibility Analysis
 Required:** No

Government Levels Affected: None

Agency Contact: Office of Regulatory Policy & Programs, Office of Regulatory Policy, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street, Suite 4600, Washington, DC 20005
 Phone: 202 654-6400

RIN: 1506-AA31

**2447. AMENDMENT TO THE BANK
 SECRECY ACT REGULATIONS—
 REQUIREMENT THAT MUTUAL
 FUNDS REPORT SUSPICIOUS
 TRANSACTIONS**

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1829b; 12 USC 1951 to 1959; 31 USC 5311 to 5331; PL 107-56

CFR Citation: 31 CFR 103.15

Legal Deadline: None

Abstract: This document contains an amendment to the regulations implementing the statute generally known as the Bank Secrecy Act. The amendment would require mutual funds to report suspicious transactions

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to the Department of the Treasury. The amendment constitutes a further step in the creation of a comprehensive system for the reporting of suspicious transactions by the major categories of financial institutions operating in the United States, as part of the counter-money laundering program of the Department of the Treasury.

Timetable:

Action	Date	FR Cite
NPRM	01/21/03	68 FR 2716
NPRM Comment Period End	03/24/03	
Final Rule Effective	05/04/06	71 FR 26213
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Office of the Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3590
Fax: 703 905-3735

RIN: 1506-AA37

2448. IMPOSITION OF SPECIAL MEASURES AGAINST THE COUNTRY OF NAURU

Priority: Substantive, Nonsignificant

Legal Authority: PL 107-56, sec 311; 31 USC 5318A

CFR Citation: 31 CFR 103.184

Legal Deadline: None

Abstract: This rule will impose "special measures" against Nauru. Nauru was previously designated as a country of primary money laundering concern pursuant to section 311 of the USA PATRIOT Act on December 20, 2002, a prerequisite for the imposition of special measures.

Timetable:

Action	Date	FR Cite
NPRM	04/17/03	68 FR 18914
NPRM Comment Period End	05/19/03	
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Koko (Nettie) Ives, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street NW., Suite 4600, Washington, DC 20005

Phone: 202 354-6014
Email: koko.ives@fincen.gov

RIN: 1506-AA43

2449. FINANCIAL CRIMES ENFORCEMENT; AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—NOMENCLATURE CHANGES

Priority: Info./Admin./Other. Major status under 5 USC 801 is undetermined.

Legal Authority: 31 USC 5318 et seq

CFR Citation: 31 CFR 103

Legal Deadline: None

Abstract: This document amends 31 CFR part 103 to reflect changes to the structure of the Department of the Treasury.

Timetable:

Action	Date	FR Cite
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Office Of Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, PO Box 39, Vienna, VA 22183
Phone: 703 905-3590
Fax: 703 905-3758

RIN: 1506-AA61

2450. IMPOSITION OF SPECIAL MEASURES AGAINST THE COMMERCIAL BANK OF SYRIA AS A FINANCIAL INSTITUTION OF PRIMARY MONEY LAUNDERING CONCERN

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 5318A

CFR Citation: 31 CFR 103.188

Legal Deadline: None

Abstract: This document will prohibit certain U.S. financial institutions from maintaining correspondent or payable-through accounts in the United States for, or on behalf of, a foreign bank determined to be of primary money laundering concern.

Timetable:

Action	Date	FR Cite
NPRM	05/18/04	69 FR 28098
NPRM Comment Period End	06/17/04	

Action	Date	FR Cite
Final Action	03/15/06	71 FR 13260
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Koko (Nettie) Ives, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street NW., Suite 4600, Washington, DC 20005
Phone: 202 354-6014
Email: koko.ives@fincen.gov

RIN: 1506-AA64

2451. IMPOSITION OF SPECIAL MEASURE AGAINST FIRST MERCHANT BANK OSH LTD, INCL. ITS SUBSIDIARIES, FMB FINANCE LTD, FIRST MERCHANT INTERNATIONAL INC, FIRST MERCHANT FINANCE LTD, AND FIRST MERCHANT TRUST LTD

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 31 USC 5318A

CFR Citation: 31 CFR 103.189

Legal Deadline: None

Abstract: This document will prohibit certain U.S. financial institutions from maintaining correspondent or payable-through accounts in the United States for, or on behalf of, a foreign bank determined to be of primary money laundering concern.

Timetable:

Action	Date	FR Cite
NPRM	08/24/04	69 FR 51979
NPRM Comment Period End	09/23/04	
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For More Information:

www.fincen.gov

URL For Public Comments:

regcomments@fincen.gov

Agency Contact: Office Of Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, PO Box 39, Vienna, VA 22183
Phone: 703 905-3590

TREAS—FINCEN

Final Rule Stage

Fax: 703 905-3758

RIN: 1506-AA65

2452. IMPOSITION OF SPECIAL MEASURE AGAINST INFOBANK AS A FINANCIAL INSTITUTION OF PRIMARY MONEY LAUNDERING CONCERN**Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 5318A**CFR Citation:** 31 CFR 103.190**Legal Deadline:** None

Abstract: This document will prohibit certain U.S. financial institutions from maintaining correspondent or payable-through accounts in the United States for, or on behalf of, a foreign financial institution determined to be of primary money laundering concern.

Timetable:

Action	Date	FR Cite
NPRM	08/24/04	69 FR 51973
NPRM Comment Period End	09/23/04	
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Koko (Nettie) Ives, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street NW., Suite 4600, Washington, DC 20005
Phone: 202 354-6014
Email: koko.ives@fincen.gov

RIN: 1506-AA67

2453. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR MUTUAL FUNDS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 31 USC 5316(h)**CFR Citation:** 31 CFR 103.65; 31 CFR 103.66; 31 CFR 103.67**Legal Deadline:** Final, Statutory, April 24, 2002, PL 107-56, sec 352.

Abstract: FinCEN will issue a series of regulations regarding anti-money laundering program requirements for mutual funds, as defined in the Bank Secrecy Act.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/29/02	67 FR 21117
Interim Final Rule Comment Period End	05/29/02	
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Office of the Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3590
Fax: 703 905-3735

Related RIN: Split from 1506-AA28

RIN: 1506-AA68

2454. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR TRAVEL AGENCIES**Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 5316(h)**CFR Citation:** 31 CFR 103.65; 31 CFR 103.66; 31 CFR 103.67**Legal Deadline:** Final, Statutory, April 24, 2002, PL 107-56, sec 352.

Abstract: FinCEN will issue a series of regulations regarding anti-money laundering program requirements for travel agencies, as defined in the Bank Secrecy Act.

Timetable:

Action	Date	FR Cite
NPRM	02/24/03	68 FR 8571
NPRM Comment Period End	04/10/03	
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Office Of Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, PO Box 39, Vienna, VA 22183
Phone: 703 905-3590
Fax: 703 905-3758

Related RIN: Split from 1506-AA28

RIN: 1506-AA69

2455. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR INVESTMENT ADVISORS**Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 5316(h)**CFR Citation:** 31 CFR 103.65; 31 CFR 103.66; 31 CFR 103.67**Legal Deadline:** Final, Statutory, April 24, 2002, PL 107-56, sec 352.

Abstract: FinCEN will issue a series of regulations regarding anti-money laundering program requirements for investment advisors, as defined in the Bank Secrecy Act.

Timetable:

Action	Date	FR Cite
NPRM	05/05/03	68 FR 23646
NPRM Comment Period End	07/07/03	
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Office Of Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, PO Box 39, Vienna, VA 22183
Phone: 703 905-3590
Fax: 703 905-3758

Related RIN: Split from 1506-AA28

RIN: 1506-AA71

2456. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR FINANCIAL INSTITUTIONS**Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 5316(h)**CFR Citation:** 31 CFR 103.65; 31 CFR 103.66; 31 CFR 103.67**Legal Deadline:** Final, Statutory, April 24, 2002, PL 107-56, sec 352.

Abstract: FinCEN will issue a series of regulations regarding anti-money laundering program requirements for financial institutions, as defined in the Bank Secrecy Act.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/29/02	67 FR 21110
Amendment to Interim Final Rule	11/06/02	67 FR 67547

TREAS—FINCEN

Final Rule Stage

Action	Date	FR Cite
Interim Final Rule Correction	11/14/02	67 FR 68935
Final Action	06/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Office of the Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3590
Fax: 703 905-3735

Related RIN: Split from 1506-AA28**RIN:** 1506-AA72**2457. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR MONEY SERVICES BUSINESSES****Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 5316(h)**CFR Citation:** 31 CFR 103.65; 31 CFR 103.66; 31 CFR 103.67**Legal Deadline:** Final, Statutory, April 24, 2002, PL 107-56, sec 352.

Abstract: FinCEN will issue a series of regulations regarding anti-money laundering program requirements for money services businesses, as defined in the Bank Secrecy Act.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/29/02	67 FR 21114
Interim Final Rule Comment Period End	05/29/02	
Final Action	06/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Office of Regulatory Policy & Programs, Office of Regulatory Policy, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street, Suite 4600, Washington, DC 20005
Phone: 202 654-6400

Related RIN: Split from 1506-AA28**RIN:** 1506-AA74**2458. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR COMMODITY TRADING ADVISORS****Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 5316(h)**CFR Citation:** 31 CFR 103.65; 31 CFR 103.66; 31 CFR 103.67**Legal Deadline:** Final, Statutory, April 24, 2002, PL 107-56, sec 352.

Abstract: FinCEN will issue a series of regulations regarding anti-money laundering program requirements for commodity trading advisors, as defined in the Bank Secrecy Act.

Timetable:

Action	Date	FR Cite
NPRM	05/05/03	68 FR 23640
NPRM Comment Period End	07/07/03	
Final Action	06/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Office of Regulatory Policy & Programs, Office of Regulatory Policy, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street, Suite 4600, Washington, DC 20005
Phone: 202 654-6400

Related RIN: Split from 1506-AA28**RIN:** 1506-AA75**2459. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR OPERATORS OF A CREDIT CARD SYSTEM****Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 5316(h)**CFR Citation:** 31 CFR 103.65; 31 CFR 103.66; 31 CFR 103.67**Legal Deadline:** Final, Statutory, April 24, 2002, PL 107-56, sec 352.

Abstract: FinCEN will issue a series of regulations regarding anti-money laundering program requirements for operators of a credit card system, as defined in the Bank Secrecy Act.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/29/02	67 FR 21121
Final Action	06/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Office of Regulatory Policy & Programs, Office of Regulatory Policy, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street, Suite 4600, Washington, DC 20005
Phone: 202 654-6400

Related RIN: Split from 1506-AA28**RIN:** 1506-AA76**2460. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR UNREGISTERED INVESTMENT COMPANIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 5316(h)**CFR Citation:** 31 CFR 103.65; 31 CFR 103.66; 31 CFR 103.67**Legal Deadline:** Final, Statutory, April 24, 2002, PL 107-56, sec 352.

Abstract: FinCEN will issue a series of regulations regarding anti-money laundering program requirements for unregistered investment companies, as defined in the Bank Secrecy Act.

Timetable:

Action	Date	FR Cite
NPRM	09/26/02	67 FR 60617
NPRM Comment Period End	11/25/02	
Final Action	06/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Office of the Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3590
Fax: 703 905-3735

Related RIN: Split from 1506-AA28, Previously reported as 1506-AA57**RIN:** 1506-AA77**2461. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR DEALERS IN PRECIOUS METALS, STONES, OR JEWELS****Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 5316(h)

TREAS—FINCEN

Final Rule Stage

CFR Citation: 31 CFR 103.65; 31 CFR 103.66; 31 CFR 103.67

Legal Deadline: Final, Statutory, April 24, 2002, PL 107–56, sec 352.

Abstract: FinCEN will issue a series of regulations regarding anti-money laundering program requirements for dealers in precious metals, stones, or jewels, as defined in the Bank Secrecy Act.

Timetable:

Action	Date	FR Cite
NPRM	02/21/03	68 FR 8480
Interim Final Rule	06/09/05	70 FR 33702
Interim Final Rule Comment Period End	07/25/05	
Final Action	06/00/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Office of Regulatory Policy & Programs, Office of Regulatory Policy, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street, Suite 4600, Washington, DC 20005
Phone: 202 654–6400

Related RIN: Split from 1506–AA28

RIN: 1506–AA78

2462. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR PERSONS INVOLVED IN REAL ESTATE CLOSINGS AND SETTLEMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 5316(h)

CFR Citation: 31 CFR 103.65; 31 CFR 103.66; 31 CFR 103.67

Legal Deadline: Final, Statutory, April 24, 2002, PL 107–56, sec 352.

Abstract: FinCEN will issue a series of regulations regarding anti-money laundering program requirements for persons involved in real estate closings

and settlements, as defined in the Bank Secrecy Act.

Timetable:

Action	Date	FR Cite
NPRM	04/10/03	68 FR 17569
NPRM Comment Period End	06/09/03	
Final Action	06/00/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Office of Regulatory Policy & Programs, Office of Regulatory Policy, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street, Suite 4600, Washington, DC 20005
Phone: 202 654–6400

Related RIN: Split from 1506–AA28

RIN: 1506–AA79

2463. AMENDMENT TO THE BANK SECRECY ACT REGULATIONS—IMPOSITION OF SPECIAL MEASURE AGAINST BANCO DELTA ASIA SARL

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 31 USC 5318A

CFR Citation: 31 CFR 103

Legal Deadline: None

Abstract: This document will prohibit certain U.S. financial institutions from maintaining correspondent or payable-through accounts in the United States for, or on behalf of, a foreign bank determined to be of primary money laundering concern.

Timetable:

Action	Date	FR Cite
NPRM	09/20/05	70 FR 55217
Notice	09/20/05	70 FR 55214
NPRM Comment Period End	10/25/05	
Final Action	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For Public Comments:

www.regcomments@fincen.gov

Agency Contact: Koko (Nettie) Ives, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street NW., Suite 4600, Washington, DC 20005
Phone: 202 354–6014
Email: koko.ives@fincen.gov

RIN: 1506–AA83

2464. • THRESHOLD FOR THE REQUIREMENT TO COLLECT RETAIN AND TRANSMIT INFORMATION ON FUNDS TRANSFER AND TRANSMITTAL OF FUNDS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 12 USC 1829(B)(3); 12 USC 1829(b)(2)

CFR Citation: 31 CFR 103; 12 CFR 219

Legal Deadline: None

Abstract: An advanced notice concerning the \$3,000 threshold for wire transfers.

Timetable:

Action	Date	FR Cite
ANPRM	06/21/06	71 FR 35564
ANPRM Comment Period End	08/21/06	
Final Action	06/00/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Koko (Nettie) Ives, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street NW., Suite 4600, Washington, DC 20005
Phone: 202 354–6014
Email: koko.ives@fincen.gov

RIN: 1506–AA86

Department of the Treasury (TREAS)
Financial Crimes Enforcement Network (FINCEN)
Long-Term Actions
**2465. AMENDMENTS TO THE BANK
 SECRECY ACT REGULATIONS—
 SPECIAL REPORTING AND
 RECORDKEEPING REQUIREMENTS—
 MONEY SERVICES BUSINESSES
 (MSBS)**

Priority: Substantive, Nonsignificant

CFR Citation: 31 CFR 103

Timetable:

Action	Date	FR Cite
NPRM	05/21/97	62 FR 27909
NPRM Comment Period End	09/30/97	
Final Action	To Be	Determined

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Cynthia L. Clark

Phone: 703 905-3758

Fax: 703 905-3758

Email: cynthia.clark@fincen.gov

RIN: 1506-AA19

BILLING CODE 4810-35-S

Department of the Treasury (TREAS)
Financial Management Service (FMS)
Proposed Rule Stage
**2466. CLAIMS ON ACCOUNT OF
 TREASURY CHECKS**

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 321; 31 USC 3328; 31 USC 3331; 31 USC 3343; 31 USC 3702; 31 USC 3712

CFR Citation: 31 CFR 245

Legal Deadline: None

Abstract: Title 31 CFR part 245 governs the issuance of replacement checks for checks drawn on the United States Treasury when: 1) The original check has been lost, stolen, destroyed or mutilated, or defaced to such an extent that it is rendered non-negotiable; 2) the original check has been negotiated and paid on a forged or unauthorized indorsement; or 3) the original check has been cancelled pursuant to 31 CFR part 240. This regulation is being revised to update the regulation's definitions to make them consistent with the language of the revisions to the definitions in 31 CFR part 240. Other revisions will govern the use of the Check Forgery Insurance Fund (Fund). The Fund is a revolving fund established to settle payee claims of nonreceipt where the original check has been fraudulently negotiated. The Fund ensures that innocent payees, whose Treasury checks have been fraudulently cashed, receive replacement checks in a timely manner.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Ella White, Program Analyst, Department of the Treasury, Financial Management Service, 3700 East-West Highway, Hyattsville, MD 20782

Phone: 202 874-8445

Email: ella.white@fms.treas.gov

RIN: 1510-AA51

**2467. MANAGEMENT OF FEDERAL
 AGENCY DISBURSEMENTS AND
 AUTOMATED CLEARING HOUSE
 (ACH)**

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 5 USC 5525; 12 USC 90; 12 USC 265 to 266; 12 USC 391; 12 USC 1767; 12 USC 1789(a); 31 USC 321; 31 USC 3122; 31 USC 3301 to 3303; 31 USC 3321; 31 USC 3325; 31 USC 3327 to 3328; 31 USC 3332; 31 USC 3335 to 3336; 31 USC 3720; 31 USC 6503

CFR Citation: 31 CFR 208; 31 CFR 210

Legal Deadline: None

Abstract: The Department of the Treasury, Financial Management Service (FMS), periodically reviews the private sector Automated Clearing House (ACH) operating rules established by NACHA - The Electronic Payments Association and adopts or declines each rule. FMS plans to publish a notice of proposed rulemaking to amend 31 CFR part 210 to adopt certain ACH rules, including a new ACH rule establishing a per transaction fee for the origination and receipt of ACH transactions. In addition to addressing ACH rule changes, the proposed rule will include an amendment to part 210 and part 208 to allow Federal agencies to issue part or all of an employee's travel reimbursement to the travel card issuing bank for crediting to the employee's travel card account ("split disbursement"). Currently, 31 CFR 208.6 and 210.5 require that Federal electronic payments other than vendor payments be directed to a deposit account at the financial institution "in the name of" the individual. Treasury waived this requirement for split

disbursement in April 2005. The proposed rule will codify the terms of the waiver in part 210 and part 208. FMS anticipates publishing the proposed rule with a 60-day comment period.

Timetable:

Action	Date	FR Cite
NPRM	01/00/07	
NPRM Comment Period End	03/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: William Brushwood, Financial Program Specialist, Settlement Services Division, Department of the Treasury, Financial Management Service, 401 14th Street SW., Washington, DC 20227

Phone: 202 874-1251

Fax: 202 874-6965

Email: bill.brushwood@fms.treas.gov

RIN: 1510-AB00

**2468. • RULES AND PROCEDURES
 FOR EFFICIENT FEDERAL-STATE
 FUNDS TRANSFERS**

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 6503

CFR Citation: 31 CFR 205

Legal Deadline: None

Abstract: The Department of Treasury, Financial Management Service (FMS), plans to revise 31 CFR part 205 to clarify the circumstances under which federal interest liabilities accrue for certain Federal assistance programs. Additionally, changes to the procedures and timeframes for submitting Treasury/State Agreements to FMS are being contemplated.

TREAS—FMS

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	09/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal, State**Federalism:** Undetermined**Agency Contact:** M. Fred Williams, CMIA Program Manager, Federal Finance, Department of the Treasury,Financial Management Service, 401 14th Street SW., Washington, DC 20227
Phone: 202 874-6736
Fax: 202 874-6965
Email: fred.williams@fms.treas.gov**RIN:** 1510-AB12

Department of the Treasury (TREAS)

Final Rule Stage

Financial Management Service (FMS)

2469. FEDERAL CLAIMS COLLECTION STANDARD—COLLECTION BY INSTALLMENTS**Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 3711; 31 USC 3717**CFR Citation:** 31 CFR 901.9**Legal Deadline:** None**Abstract:** Section 901.9, paragraph (f) is being modified to state that when an administrative charge is being paid out of amounts collected from the debtor, a partial or installment payment on a debt should be applied to that charge first, then to penalties, other administrative charges, interest, and principal.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	03/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal, Local, State, Tribal**Agency Contact:** Thomas Dungan, Financial Program Specialist, Debt Management Service, Department of the Treasury, Financial Management Service, 401 14th Street SW., Washington, DC 20227
Phone: 202 874-7349
Fax: 202 874-7494
Email: tom.dungan@fms.treas.gov**RIN:** 1510-AA91**2470. PAYMENT OF FEDERAL TAXES AND THE TREASURY TAX AND LOAN PROGRAM****Priority:** Substantive, Nonsignificant**Legal Authority:** 12 USC 90; 12 USC 265 to 266; 12 USC 321; 12 USC 323; 12 USC 332; 12 USC 391; 12 USC 1452(d); 12 USC 1464(k); 12 USC 1767; 12 USC 1789(a); 12 USC 2013; 12 USC

2122; 12 USC 3102; 12 USC 6302; 31 USC 3301 to 3304

CFR Citation: 31 CFR 203**Legal Deadline:** None**Abstract:** This rule includes general revisions that will provide needed updates to support operational changes to the system used for the collection of corporate withholding taxes and the investment of the Government's excess operating funds, and incorporate other needed updates.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	12/00/06	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Thompson Sawyer, Director, Investment Management Division, Department of the Treasury, Financial Management Service, 401 14th Street SW, Washington, DC 20227
Phone: 202 874-7150
Email: thompson.sawyer@fms.treas.gov**RIN:** 1510-AB01**2471. ADMINISTRATIVE OFFSET AND CLAIMS COLLECTION UNDER RECIPROCAL AGREEMENTS WITH STATES****Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 3716**CFR Citation:** 31 CFR 285.6**Legal Deadline:** None**Abstract:** This rule implements 31 U.S.C. 3716(h), which provides for the administrative offset of Federal payments to collect delinquent debts owed to States, provided the State has entered into a reciprocal agreement with the Secretary of the Treasury. This rule will not address past-due support debts, which are collected pursuant to 31 CFR 285.1.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	12/00/06	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal, Local, State, Tribal**Agency Contact:** Thomas Dungan, Financial Program Specialist, Debt Management Service, Department of the Treasury, Financial Management Service, 401 14th Street SW., Washington, DC 20227
Phone: 202 874-7349
Fax: 202 874-7494
Email: tom.dungan@fms.treas.gov**RIN:** 1510-AB09**2472. • DEPOSITARIES AND FINANCIAL AGENTS OF THE FEDERAL GOVERNMENT****Priority:** Info./Admin./Other**Legal Authority:** 12 USC 90; 12 USC 265 to 266; 12 USC 391; 12 USC 1452(d); 12 USC 1464(k); 12 USC 1789(a); 12 USC 2013; 12 USC 2122; 12 USC 3101 to 3102; 31 USC 3303; 31 USC 3336**CFR Citation:** 31 CFR 202**Legal Deadline:** None**Abstract:** The Department of the Treasury, Financial Management Service, is considering amending 31 CFR part 202 for clarity and consolidation. Part 202 governs the designation of depositaries and financial agents of the United States, and their authorization to accept deposits and perform other services. The rule may be updated to reflect Treasury's authority to designate fiscal agents of the United States and to clarify definitions and obligations.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	10/00/07	

TREAS—FMS

Final Rule Stage

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Mary Bailey, Team Leader, Department of the Treasury, Financial Management Service, 401 14th Street SW, Washington, DC 20227
Phone: 202 874-7055
Fax: 202 874-6575
Email: mary.bailey@fms.treas.gov

Related RIN: Related to 1510-AB11**RIN:** 1510-AB10**2473. • PAYMENT OF FEDERAL TAXES AND THE TREASURY LOAN PROGRAM****Priority:** Info./Admin./Other**Legal Authority:** 31 USC 323**CFR Citation:** 31 CFR 203**Legal Deadline:** None

Abstract: The Department of the Treasury, Financial Management Service, is considering amending 31 CFR part 203 to address potential changes designed to simplify the Treasury Tax and Loan program. The changes may result in some sections being removed or placed in the Treasury Financial Manual.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal

Agency Contact: Thompson Sawyer, Director, Investment Management Division, Department of the Treasury, Financial Management Service, 401 14th Street SW, Washington, DC 20227
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Related RIN: Related to 1510-AB10**RIN:** 1510-AB11**Department of the Treasury (TREAS)
Financial Management Service (FMS)****Completed Actions****2474. OBTAINING PAYMENTS FROM THE JUDGMENT FUND AND UNDER PRIVATE RELIEF BILLS****Priority:** Substantive, Nonsignificant**CFR Citation:** 31 CFR 256**Completed:**

Reason	Date	FR Cite
Direct Final Rule	10/17/06	71 FR 60848

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal

Agency Contact: Vivian Cooper
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RIN: 1510-AA52

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RIN: 1510-AB05**2476. • MANAGEMENT OF FEDERAL AGENCY DISBURSEMENTS****Priority:** Substantive, Nonsignificant

Legal Authority: 5 USC 301 ; 12 USC 90; 12 USC 265 to 266; 12 USC 1767; 12 USC 1789(a); 31 USC 321; 31 USC 3122; 31 USC 3301 to 3303; 31 USC 3321; 31 USC 3325; 31 USC 3327 to 3328; 31 USC 3332; 31 USC 3335 to 3336; 31 USC 6503; PL 104-208

CFR Citation: 31 CFR 208**Legal Deadline:** None

Abstract: The Department of Treasury, Financial Management Service, is amending 31 CFR part 208 to facilitate the delivery of relief and assistance payments to victims of disasters or emergencies. Part 208 implements the provisions of 31 U.S.C. 3332, which generally requires that Federal payments be made by electronic funds transfer (EFT). Under 31 U.S.C. 3332, the Secretary of the Treasury must ensure that any individual required to receive a Federal payment by EFT has access to an account at a financial institution at a reasonable cost and with certain consumer protections. This amendment implements 31 U.S.C. 3332 by providing that the Department of the Treasury may establish and administer accounts for disaster victims to allow

for the delivery of Federal payments by EFT.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/07/06	71 FR 44584
Interim Final Rule Comment Period End	09/06/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal

Agency Contact: Sally Phillips, Director, EFT Strategy Division, Department of the Treasury, Financial Management Service, 401 14th Street SW, Washington, DC 20227
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RIN: 1510-AB07**2475. OFFSET OF FEDERAL PAYMENTS TO COLLECT PAST-DUE LEGALLY ENFORCEABLE NONTAX DEBT****Priority:** Substantive, Nonsignificant**CFR Citation:** 31 CFR 285.5**Completed:**

Reason	Date	FR Cite
Withdrawn	08/16/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal, Local, State, Tribal**Agency Contact:** Thomas Dungan**2477. FEDERAL PROCESS AGENTS OF SURETY COMPANIES****Priority:** Substantive, Nonsignificant**CFR Citation:** 31 CFR 224**Completed:**

Reason	Date	FR Cite
Direct Final Rule	10/17/06	71 FR 60847

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Rose M. Miller

TREAS—FMS

Completed Actions

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RIN: 1510-AB08
BILLING CODE 4810-31-S

Department of the Treasury (TREAS)

Prerule Stage

Alcohol and Tobacco Tax and Trade Bureau (TTB)

ALCOHOL

2478. PROPOSED REVISIONS TO THE BEER REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 5021 to 5056; 26 USC 5061 to 5064; 26 USC 5091 to 5093; 26 USC 5111 to 5114; 26 USC 5121 to 5123; 26 USC 5401 to 5403; 26 USC 5411 to 5418; ...

CFR Citation: 27 CFR 25

Legal Deadline: None

Abstract: The Alcohol and Tobacco Tax and Trade Bureau proposes to revise brewery regulations to reduce the regulatory burden and streamline regulatory requirements.

Timetable:

Action	Date	FR Cite
ANPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Ramona Hupp, Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220

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Related RIN: Related to 1513-AA12

RIN: 1513-AB05

2479. USE OF VARIOUS WINEMAKING TERMS ON WINE LABELS AND IN ADVERTISEMENTS; REQUEST FOR PUBLIC COMMENT

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 4

Legal Deadline: None

Abstract: The Alcohol and Tobacco Tax and Trade Bureau is considering amending the regulations concerning various winemaking terms commonly used on labels and in advertisements

of wine products to provide the consumer with information about the growing and/or bottling conditions of the product. We wish to gather information by inviting comments from industry members, consumers, and other interested parties as to whether and to what extent the existing regulations should be revised.

Timetable:

Action	Date	FR Cite
ANPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Lisa M. Gesser, TTB Program Coordinator, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 128, Morganza, MD 20660

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RIN: 1513-AB24

Department of the Treasury (TREAS)

Proposed Rule Stage

Alcohol and Tobacco Tax and Trade Bureau (TTB)

ALCOHOL

2480. PROHIBITION OF ALCOHOL BEVERAGE CONTAINERS AND STANDARD OF FILL FOR DISTILLED SPIRITS AND WINE

Priority: Substantive, Nonsignificant

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 4 to 5; 27 CFR 7

Legal Deadline: None

Abstract: TTB proposes to amend regulations to clarify the standards of fill for distilled spirits and wine. TTB also proposes to amend regulations to prohibit certain alcohol beverage containers that are likely to mislead consumers as to the identity or

character of the distilled spirits, wine, or malt beverage products or to be confused with other (nonalcohol) food products.

Timetable:

Action	Date	FR Cite
NPRM	02/09/99	64 FR 6486
NPRM Comment	04/12/99	
Revised	04/00/07	
NPRM—Aggregate Packaging		
Revised	04/00/07	
NPRM—Deceptive Packaging		

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AB89

Agency Contact: Lisa M. Gesser, TTB Program Coordinator, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 128, Morganza, MD 20660

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RIN: 1513-AA07

2481. DENATURED SPIRITS, ARTICLES, AND NONBEVERAGE PRODUCTS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

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Proposed Rule Stage

CFR Citation: 27 CFR 19 to 20; 27 CFR 27 to 28

Legal Deadline: None

Abstract: Modernizes and clarifies regulations relating to the following activities: 1) Manufacture of articles made with specially denatured alcohol (SDA); 2) exportation of SDA and articles made with SDA; and 3) importation of denatured spirits, fuel alcohol, articles made with SDA, and nonbeverage alcoholic products.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Steven C. Simon, Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
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RIN: 1513-AB03

2482. LABELING AND ADVERTISING OF WINES, DISTILLED SPIRITS, AND MALT BEVERAGES

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 4; 27 CFR 5; 27 CFR 7

Legal Deadline: None

Abstract: TTB requests public comment on possible changes to the labeling and advertising requirements of alcohol beverage products regulated by TTB. TTB has long required certain labeling, such as brand name, class and type, alcohol content (in the case of wines containing more than 14 percent alcohol by volume and distilled spirits), net contents, and in recent years has published updated standards for the use of carbohydrate and calorie claims. Because of petitions to mandate additional information, including ingredient, allergen, alcohol, calorie, and carbohydrate content and requests by some to use labels with at least some of that additional information on a voluntary basis under existing rules, TTB believes it is now appropriate to consider revising the alcohol beverage

labeling and advertising regulations, and seeks public comment on several issues to assist TTB in formulating specific regulatory proposals.

Timetable:

Action	Date	FR Cite
ANPRM	04/29/05	70 FR 22274
ANPRM Comment Period Extended	06/23/05	70 FR 36359
ANPRM Comment Period End	09/26/05	
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

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RIN: 1513-AB07

2483. ALTERNATING BREWERY PROPRIETORS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 5051; 26 USC 5401

CFR Citation: 27 CFR 25

Legal Deadline: None

Abstract: TTB is establishing guidelines for the establishment of alternating proprietors at brewery premises. These guidelines will provide standards for the establishment of an alternating proprietorship at a brewery premises, and will provide guidelines for the operations of these premises by separate established brewers. They will give guidance on operations, taxpayment, recordkeeping, reporting, and segregation of products made by separate brewers.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Ramona L. Hupp, Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, 1310 G Street NW., Suite 200E, Washington, DC 20220

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RIN: 1513-AB09

2484. USE OF THE WORD "PURE" OR ITS VARIANTS IN THE LABELING AND ADVERTISING OF ALCOHOL BEVERAGES

Priority: Other Significant

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 4 to 5; 27 CFR 7

Legal Deadline: None

Abstract: TTB is considering amending the regulations concerning the use of the word "pure" or its variants in the labeling and advertising of alcohol beverages. We wish to gather information by inviting comments from the public and industry as to whether the existing regulations should be revised.

Timetable:

Action	Date	FR Cite
ANPRM	12/07/05	70 FR 72731
ANPRM Comment Period End	02/06/06	
ANPRM Comment Period Extended	02/16/06	71 FR 8228
ANPRM Comment Period End	03/20/06	
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Lisa M. Gesser, TTB Program Coordinator, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 128, Morganza, MD 20660
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RIN: 1513-AB16

2485. LEHIGH VALLEY

Priority: Routine and Frequent

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: The Lehigh Valley Wine Trail Appellation Committee proposed the establishment of the Lehigh Valley viticultural area, which includes 1,888

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square miles and 220 vineyard acres, north of Philadelphia, in Lehigh, Northampton, Berks, Schuylkill, Carbon, and Monroe counties in Pennsylvania. Distinguishing features include climate, soil, and terrain.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
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RIN: 1513-AB19

2486. SWAN CREEK

Priority: Routine and Frequent

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: Raffaldini Vineyards submitted a petition to establish the 96,000-acre Swan Creek viticultural area on behalf of the Vineyards of Swan Creek trade association, a group of vineyards and wineries in northwest North Carolina. At the time of the petition, the proposed boundaries of the agricultural and rural area include three wineries and 75 acres of vineyards. Portions of Wilkes, Yadkin, and Iredell counties are in the proposed boundaries, as is approximately 60 percent of the established Yadkin Valley viticultural area (27 CFR 9.174).

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB20

2487. SAN FRANCISCO BAY EXPANSION

Priority: Routine and Frequent

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: Hestan Vineyards proposes to expand the San Francisco Bay viticultural area northward into Solano County, California. This 56,280-acre expansion will include two acres of vineyards and portions of the Carquinez Strait in the City of Vallejo. The distinguishing features include climate, soil, and terrain.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
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RIN: 1513-AB21

2488. PROPOSED ESTABLISHMENT OF THE TULOCAY VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 USC 205(e)

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: The petitioner proposes to establish the 11,200-acre Tulocay viticultural area. The Tulocay region is totally within the established Napa Valley viticultural area and the larger, multi-county North Coast viticultural area in California. The distinguishing features of the proposed viticultural area include a unique microclimate and geography.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
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RIN: 1513-AB26

2489. PROPOSED ESTABLISHMENT OF THE PASO ROBLES WESTSIDE VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 USC 205(e)

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: The proposed 179,622-acre Paso Robles Westside viticultural area is located in California about 30 miles inland from the Pacific Ocean and 180 miles south of San Francisco. The proposed viticultural area is totally within San Luis Obispo County, the Paso Robles viticultural area, and the multi-county Central Coast viticultural area. The establishment of the proposed Paso Robles Westside viticultural area would not affect the existing, larger Paso Robles viticultural area. Distinguishing features of the proposed Paso Robles Westside viticultural area include climate, soils, and topography.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
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RIN: 1513-AB27

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2490. • PROPOSED EXPANSION OF THE SANTA MARIA VALLEY VITICULTURAL AREA**Priority:** Routine and Frequent**Legal Authority:** 27 USC 205(e)**CFR Citation:** 27 CFR 9**Legal Deadline:** None

Abstract: The Santa Maria Valley viticultural area (27 CFR 9.28) lies within the larger Central Coast viticultural area of California. The proposed expansion to the Santa Maria Valley viticultural area boundary line extends to the south and west of the current boundaries, within Santa Barbara County, California. Distinguishing features include terrain, climate, soils, and the Santa Maria River watershed. The proposed expansion area includes vineyards and wineries.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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RIN: 1513-AB31

2491. • PROPOSED AMENDMENT TO THE STANDARDS OF IDENTITY FOR DISTILLED SPIRITS

Priority: Substantive, Nonsignificant.
Major status under 5 USC 801 is undetermined.

Legal Authority: 27 USC 205(e)**CFR Citation:** 27 CFR 5.22**Legal Deadline:** None

Abstract: TTB has received a petition to Cachaça as a distinctive product of Brazil. TTB proposes to amend the regulations governing standards of identity for distilled spirits accordingly.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Daniel J. Hiland, Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
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RIN: 1513-AB33**2492. • MODIFICATION OF MANDATORY LABEL INFORMATION FOR WINE****Priority:** Substantive, Nonsignificant**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 4.32**Legal Deadline:** None

Abstract: This proposed regulatory change would permit alcohol content information to appear on any label affixed to a wine container. Current regulations require alcohol content to appear on the brand label.

Timetable:

Action	Date	FR Cite
NPRM	01/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Maria E. Mahone, Writer-Editor, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
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RIN: 1513-AB36

FIREARMS

2493. FIREARMS AND AMMUNITION EXCISE TAXES, CONSIGNMENT SALES OF IMPORTED ARTICLES

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 4181 to 4182; 26 USC 4216 to 4219; 26 USC 4221 to 4223; 26 USC 4225; 26 USC 6001; 26 USC 6011; 26 USC 6020 to 6021; 26 USC 6061; 26 USC 6071; 26 USC 6081; 26 USC 6091; 26 USC 6101 to 6104; 26 USC 6109; 26 USC 6151; 26 USC 6155; 26 USC 6161; 26 USC 6301 to 6303; 26 USC 6311; 26 USC 6402;

26 USC 6404; 26 USC 6416; 26 USC 7502; 26 USC 7805

CFR Citation: 27 CFR 53.121**Legal Deadline:** None

Abstract: TTB is amending the regulations relating to the payment of excise taxes on firearms and ammunition. The proposed amendment will clarify the tax liability of a domestic consignee who sells imported firearms or ammunition on behalf of a resident of a foreign country.

Timetable:

Action	Date	FR Cite
NPRM	02/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

URL For Public Comments:
nprm@ttb.gov

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RIN: 1513-AB12

TREAS—TTB

TOBACCO PRODUCTS

2494. • TAX CLASSIFICATION OF CIGARS AND CIGARETTES

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 5142 to 5143; 26 USC 5146; 26 USC 5701; 26 USC 5703 to 5705; 26 USC 5711 to 5713; 26 USC 5721 to 5723; 26 USC 5731; 26 USC 5741; 26 USC 5751; 26 USC 5753 to 5754; 26 USC 5761 to 5763; 26 USC 6061; 26 USC 6065; 26 USC 6109; 26 USC 6151; 26 USC 6301 to 6302; 26 USC 6311; 26 USC 6313; 26 USC 6402; 26 USC 6404; 26 USC 6423; 26 USC 6676; 26 USC 6806; 26 USC 7011; 26 USC 7212; 26 USC 7325; 26 USC 7342; 26 USC 7502 to 7503; 26 USC 7606; 26 USC 7805; 31 USC 9301; 31 USC 9303 to 9304; 31 USC 9306; 18 USC 2342; 26 USC 5708; 26 USC 7101; 26 USC 7651 to 7652; 44 USC 3504(h)

CFR Citation: 27 CFR 40.11 to 40.13; 27 CFR 41.11 to 41-13; 27 CFR 44.11 to 4-13; 27 CFR 45.11 to 45-13

Legal Deadline: None

Abstract: TTB is proposing changes to the regulations that govern the classification and labeling of cigars and cigarettes for Federal excise tax purposes under the Internal Revenue Code of 1986. The proposed regulatory changes address concerns that TTB has regarding the adequacy of the current regulatory standards for distinguishing between cigars and cigarettes. The document also summarizes and responds to three petitions received by TTB requesting rulemaking action regarding the classification of cigars and cigarettes, with particular reference to the distinction between little cigars and cigarettes. The proposals contained in this document clarify the application of existing statutory definitions and update and codify administrative policy to provide clearer and more objective product classification criteria.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB34

2495. EXPORTATION OF LIQUORS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 27 CFR 28

Legal Deadline: None

Abstract: TTB proposes the plain language revision of 27 CFR part 28 to eliminate obsolete or unnecessary rules and forms and streamline export processing, while providing adequate protection for the revenue.

Timetable:

Action	Date	FR Cite
ANPRM	09/08/92	57 FR 40887
ANPRM Comment Period End	10/08/92	
ANPRM Comment Period Extended	10/15/92	57 FR 47320
ANPRM Comment Period Extended End	12/07/92	
ANPRM	08/09/96	61 FR 41500
ANPRM Comment Period End	12/10/96	
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AA98

Agency Contact: Joanne Brady, TTB Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 45797, Philadelphia, PA 19149
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RIN: 1513-AA00

2496. DETERMINATION OF TAX AND RECORDKEEPING ON LARGE CIGARS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 5701; 26 USC 5702

CFR Citation: 27 CFR 40; 27 CFR 275

Legal Deadline: None

Abstract: This notice incorporates most of the parts of Industry Circular 91-3, dated March 19, 1991, entitled "Large Cigar Taxes On and After January, 1991" that have not been placed in the regulations. This notice addresses questions about determining the amount of tax for large cigars based on their sale price and gives guidance on tax adjustments for large cigars provided at no cost in connection with a sale.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC22

Agency Contact: Amy R. Greenberg, Management Analyst, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
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RIN: 1513-AA16

2497. PROPOSED ADDITION OF NEW GRAPE VARIETY NAMES FOR AMERICAN WINES

Priority: Substantive, Nonsignificant

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 4

Legal Deadline: None

Abstract: TTB has received petitions proposing to add several names to the list of grape variety names used to designate American wines.

Timetable:

Action	Date	FR Cite
NPRM	01/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC79

TREAS—TTB

Proposed Rule Stage

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RIN: 1513-AA42

2498. PETITION TO ESTABLISH "SANTA MARIA BENCH" AS A NEW AMERICAN VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: TTB received a petition from Cambria Winery and Vineyard proposing to establish the "Santa Maria Bench" viticultural area in Santa Barbara County, California. The petitioned viticultural area has 4,130 acres, with 1,754 acres planted to wine grapes, and is within the established Santa Maria and the Central Coast viticultural areas.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC93

Agency Contact: Ramona L. Hupp, Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, 1310 G Street NW., Suite 200E, Washington, DC 20220
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RIN: 1513-AA51

2499. FORM TTB F 5100.51, FORMULA AND PROCESS FOR DOMESTIC AND IMPORTED ALCOHOL BEVERAGES

Priority: Substantive, Nonsignificant

Legal Authority: 27 USC 205; 26 USC 5222 to 5223; 26 USC 5232; 26 USC 5386; 26 USC 5401; 26 USC 5555

CFR Citation: 27 CFR 5; 27 CFR 7; 27 CFR 19; 27 CFR 24 to 26

Legal Deadline: None

Abstract: This project replaces existing forms used for the submission of formulas for wine and distilled spirits with a single, new form, TTB F 5100.51, Formula and Process for Domestic and Imported Alcohol Beverages, to be used by all producers and importers of alcohol beverages. This new form also replaces the existing letterhead formulas used for submission of beer formulas. Use of this new form will allow all alcohol beverage producers to use the same form and submit the same information for the production and importation of any kind of alcohol beverage.

Timetable:

Action	Date	FR Cite
NPRM	01/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 1513-AB28

2500. • NONBEVERAGE PRODUCT FORMULAS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 27 CFR 17

Legal Deadline: None

Abstract: TTB is amending 27 CFR part 17 to allow manufacturers to self-certify that their products meet the legal requirements for nonbeverage drawback. A temporary rule will allow this new procedure as an optional alternative, and a concurrent notice of proposed rulemaking (NPRM) will propose making the new procedure mandatory. Thereafter, the changes

proposed in the NPRM may be made permanent by a final rule.

Timetable:

Action	Date	FR Cite
NPRM	01/00/07	
Interim Final Rule	01/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB35

2501. • PROPOSED REVISION OF PART 9—AMERICAN VITICULTURAL AREAS

Priority: Substantive, Nonsignificant

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: TTB is proposing to revise 27 CFR part 9. Through this revision, we will streamline, clarify, and modernize the requirements for submitting American viticultural area petitions to TTB. As part of this revision, we will propose moving to our Web site the lists of approved maps and boundary description sections for each approved American viticultural area published in the CFR.

Timetable:

Action	Date	FR Cite
NPRM	01/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB39

Department of the Treasury (TREAS)

Final Rule Stage

Alcohol and Tobacco Tax and Trade Bureau (TTB)

ALCOHOL

2502. NEW CERTIFICATION REQUIREMENTS FOR IMPORTED WINE**Priority:** Substantive, Nonsignificant**Legal Authority:** PL 108-429, sec 202**CFR Citation:** 27 CFR 4; 27 CFR 24; 27 CFR 27**Legal Deadline:** None**Abstract:** TTB is amending the wine regulations to implement new certification requirements for imported wine required by the Miscellaneous Trade and Technical Corrections Act of 2004.**Timetable:**

Action	Date	FR Cite
NPRM	08/24/05	70 FR 49516
Interim Final Rule	08/24/05	70 FR 49479
Interim Final Rule Effective	08/24/05	
Final Rule	01/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jennifer Berry, TTB Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 18152, Roanoke, VA 24014

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RIN: 1513-AB00**2503. PETITION TO ESTABLISH THE OUTER COASTAL PLAIN AMERICAN VITICULTURAL AREA****Priority:** Routine and Frequent**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 9**Legal Deadline:** None**Abstract:** TTB received a petition proposing to establish the Outer Coastal Plain viticultural area in southeast New Jersey. The 2,255,400-acre area includes all of Cape May, Atlantic Ocean, and Cumberland Counties and portions of Salem, Gloucester, Camden, Burlington, and Monmouth Counties. Currently, the area has 1,227 vineyard acres.**Timetable:**

Action	Date	FR Cite
NPRM	07/03/06	71 FR 37870

Action	Date	FR Cite
NPRM Comment Period End	09/01/06	
Final Rule	03/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jennifer Berry, TTB Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 18152, Roanoke, VA 24014

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RIN: 1513-AB13**2504. QUARTERLY EXCISE TAX FILING FOR SMALL ALCOHOL EXCISE TAXPAYERS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 5061 as amended by PL 109-59**CFR Citation:** 27 CFR 19; 27 CFR 24; 27 CFR 25; 27 CFR 26; 27 CFR 70; ...**Legal Deadline:** NPRM, Statutory, January 1, 2006, Public Law 109-59.**Abstract:** Implementation of the quarterly excise tax payment procedure for small alcohol excise taxpayers contained in section 11127 of Public Law 109-59, the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users, which amended section 5061 of the Internal Revenue Code of 1986.**Timetable:**

Action	Date	FR Cite
Temporary Rule With NPRM	02/02/06	71 FR 5598
Temporary Rule Effective Date	01/01/06	
NPRM	02/02/06	71 FR 5629
NPRM Comment Period End	04/03/06	
Final Rule	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Marjorie D. Ruhf, Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
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RIN: 1513-AB17**2505. GREEN VALLEY OF RUSSIAN RIVER VALLEY****Priority:** Routine and Frequent**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 9**Legal Deadline:** None**Abstract:** The Winegrowers and Vintners of Sonoma County's Green Valley group proposes to rename the "Sonoma County Green Valley" viticultural area (27 CFR 9.57) as the "Green Valley of Russian River Valley" viticultural area, with the size and boundaries remaining unchanged. The group explains the name change is warranted because the region is commonly referred to as "Green Valley," without the Sonoma County modifier. They add that the Sonoma County Green Valley viticultural area is considered as a sub-appellation of the Russian River Valley viticultural area by virtue of location and similar climate.**Timetable:**

Action	Date	FR Cite
NPRM	05/02/06	71 FR 25795
NPRM Comment Period End	07/03/06	
Final Rule	02/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220

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RIN: 1513-AB18**2506. SNAKE RIVER VALLEY****Priority:** Routine and Frequent**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 9**Legal Deadline:** None**Abstract:** The wine grape growers of the Snake River Valley in Idaho, the Idaho Grape Growers and Wine

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Producers Commission, and the Idaho Department of Commerce and Labor submitted a petition to establish the 8,263-square mile Snake River Valley viticultural area. The area includes portions of western Idaho and eastern Oregon. The proposed boundaries include 15 wineries, 46 vineyards, and 1,107 acres of commercial vineyard production.

Timetable:

Action	Date	FR Cite
NPRM	07/17/06	71 FR 40458
NPRM Comment Period End	09/15/06	
Final Rule	03/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB22

2507. PROPOSED EXPANSION OF THE ALEXANDER VALLEY VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: The petitioner proposes to expand the Alexander Valley viticultural area by 1,300 acres, in a region along Hiatt Road adjacent to the current diagonal northwestern boundary. The proposed expansion area, south-southwest of Cloverdale, resembles an east-facing triangle that joins the diagonal northwestern boundary line. The current diagonal boundary line divides a vineyard, leaving about 10 acres outside of the established Alexander Valley viticultural area. Expansion of the boundary line would correct this vineyard problem and allow for another vineyard to be included in the viticultural area.

Timetable:

Action	Date	FR Cite
NPRM	07/17/06	71 FR 40465
NPRM Comment Period End	09/15/06	
Final Rule	03/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB23

2508. • TECHNICAL AMENDMENT TO REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 27 USC 205(e)

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: Amend 27 CFR 9.32, Los Carneros viticultural area, to include the name.

Timetable:

Action	Date	FR Cite
Final Rule	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB32

FIREARMS

2509. FIREARMS EXCISE TAX; EXEMPTION FOR SMALL MANUFACTURERS, PRODUCERS, AND IMPORTERS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 4181 to 4182; 26 USC 4216 to 4219; 26 USC 4221 to 4223; 26 USC 4225; 26 USC 6001; 26 USC 6011; 26 USC 6020 to 6021; 26 USC 6071; 26 USC 6081; 26 USC 6091; 26 USC 6101 to 6104; 26 USC 6109; 26 USC 6151; 26 USC 6155; 26 USC 6161; 26 USC 6301 to 6303; 26 USC 6311; 26 USC 6402; 26 USC 6404;

26 USC 6416; 26 USC 7502; 26 USC 7805

CFR Citation: 27 CFR 53.62

Legal Deadline: None

Abstract: This final rule amends the regulations administered by the Alcohol and Tobacco Tax and Trade Bureau to reflect the small manufacturers excise tax exemption contained in section 5241 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users. Section 5241 of this Act amended section 4182 of the Internal Revenue Code of 1986 to exempt any pistol, revolver, or firearm from the tax imposed by section 4181 if it was manufactured, produced, or imported by a person who manufactures, produces, or imports less than an

aggregate of 50 such articles during the calendar year.

Timetable:

Action	Date	FR Cite
Final Rule	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB25

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TOBACCO PRODUCTS

2510. ● IMPLEMENTATION OF PUBLIC LAW 105-33, SECTION 9302, RELATING TO TOBACCO PRODUCT MINIMUM MANUFACTURING REQUIREMENTS AND TRANSFER MARKING**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 5702 to 5703; 26 USC 5704(b); 26 USC 5712 to 5713; 26 USC 5741; 26 USC 5754; 26 USC 5761(c)**CFR Citation:** 27 CFR 40.61(b); 27 CFR 40.183; 27 CFR 40.213; 27 CFR 40.233; 27 CFR 41.1; 27 CFR 41.11; 27 CFR 41.71; 27 CFR 44.11; 27 CFR 44.61 to 44.61a; 27 CFR 44.62; 27 CFR 44.142 to 44.143; 27 CFR 44.147; 27 CFR 44.152 to 44.154; 27 CFR 44.181; 27 CFR 44.198 to 44.208; 27 CFR 44.210; 27 CFR 44.213; 27 CFR 44.256 to 44.267**Legal Deadline:** None**Abstract:** The Alcohol and Tobacco Tax and Trade Bureau (TTB) is adopting as a final rule, with some editorial changes, the temporary regulations implementing (1) Several provisions of the Balanced Budget Act of 1997 relating to minimum manufacturing requirements for tobacco product manufacturers to qualify for a permit and transfer of tobacco products, and (2) miscellaneous administrative changes that update references to TTB form numbers and recordkeeping requirements under the tobacco program.**Timetable:**

Action	Date	FR Cite
Final Rule	01/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Amy R. Greenberg, Management Analyst, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
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Email: amy.greenberg@ttb.gov**Related RIN:** Related to 1512-AB99**RIN:** 1513-AB37**2511. ● TOBACCO PRODUCTS AND CIGARETTE PAPERS AND TUBES SHIPPED FROM PUERTO RICO TO THE U.S.****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 5703; 26 USC 57.11; 26 USC 5641**CFR Citation:** 27 CFR 41.11; 27 CFR 41.29; 27 CFR 41.105 to 41.106; 27 CFR 41.110 to 41.111; 27 CFR 41.114; 27 CFR 41.121**Legal Deadline:** None**Abstract:** The Alcohol and Tobacco Tax and Trade Bureau (TTB) is adopting as a final rule, with some editorial changes, the temporary regulations concerning TTB onsite supervision of, and TTB forms for, certain tobacco products and cigarette papers and tubes manufactured in Puerto Rico and shipped from Puerto Rico to the United States. The temporary regulations eliminated TTB supervision and related forms when taxes are determined. Companies in Puerto Rico who currently ship Puerto Rican tobacco products from Puerto Rico to the United States are required to use commercial records to document such shipments.**Timetable:**

Action	Date	FR Cite
Final Rule	01/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Amy R. Greenberg, Management Analyst, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
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Email: amy.greenberg@ttb.gov**Related RIN:** Related to 1513-AA17, Related to 1512-AC24**RIN:** 1513-AB38**2512. IMPLEMENTATION OF WINE CREDIT PROVISIONS OF PUBLIC LAW 104-188****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 552(a); 26 USC 5041**CFR Citation:** 27 CFR 24.278 to 24.279**Legal Deadline:** None**Abstract:** TTB is amending wine regulations to implement a change in the law that allows certain transferees in bond to deduct the tax credit for small wine producers. Changes to bond calculations are also included in this regulation.**Timetable:**

Action	Date	FR Cite
NPRM	06/02/97	62 FR 29681
NPRM Comment Period End	08/01/97	
Interim Final Rule	06/02/97	62 FR 29663
Final Rule	12/00/06	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Additional Information:** Transferred from RIN 1512-AB65**Agency Contact:** Marjorie D. Ruhf, Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
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Action	Date	FR Cite
NPRM	12/22/99	64 FR 71955
NPRM Comment Period End	02/22/00	
Interim Final Rule	12/22/99	64 FR 71947
Interim Final Rule Effective	01/01/00	

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Action	Date	FR Cite
Interim Final Rule Comment Period End	05/03/00	65 FR 17477
Final Rule	01/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC07

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RIN: 1513-AA10

2514. PROPOSAL TO RECOGNIZE SYNONYMS FOR PETITE SIRAH AND ZINFANDEL GRAPE VARIETIES

Priority: Substantive, Nonsignificant

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 4

Legal Deadline: None

Abstract: TTB is proposing to amend the list of prime grape names for American wines to recognize the name "Durif" as a synonym for the Petite Sirah grape and to recognize the name "Primitivo" as a synonym for the Zinfandel grape. This is in response to the result of recent DNA research into the identity of these grape varieties.

Timetable:

Action	Date	FR Cite
NPRM	04/10/02	67 FR 17312
NPRM Comment Period Extended	06/06/02	67 FR 38915
NPRM Comment Period End	10/08/02	
Final Rule	01/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC65

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RIN: 1513-AA32

2515. ORGANIC CLAIMS IN LABELING AND ADVERTISING OF ALCOHOL BEVERAGES

Priority: Info./Admin./Other

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 4; 27 CFR 5; 27 CFR 7; 27 CFR 13

Legal Deadline: None

Abstract: TTB amended its alcohol beverage labeling rules to cross-reference the U.S. Department of Agriculture's National Organic Program (NOP) rules. The mandatory compliance date for the NOP rules was October 21, 2002. TTB requested comments on the temporary rule in an associated notice of proposed rulemaking.

Timetable:

Action	Date	FR Cite
NPRM	10/08/02	67 FR 62860
Temporary Rule	10/08/02	67 FR 62856
NPRM Comment Period Reopened	12/27/02	67 FR 79011
NPRM Comment Period Reopened	05/09/03	68 FR 24903
Final Rule	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC87

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RIN: 1513-AA46

2516. PETITION TO ESTABLISH "CHEHALEM MOUNTAINS" AS A NEW AMERICAN VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: TTB has received a petition proposing the establishment of the

"Chehalem Mountains" viticultural area located in Yamhill, Washington, and Clackamas Counties, Oregon. The draft final rule is in review.

Timetable:

Action	Date	FR Cite
NPRM	10/07/03	68 FR 57840
NPRM Comment Period End	12/08/03	
Final Rule	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AD02

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220

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RIN: 1513-AA57

2517. LABELING AND ADVERTISING OF MALT BEVERAGES

Priority: Substantive, Nonsignificant

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 7

Legal Deadline: None

Abstract: This project revises malt beverage labeling and advertising regulations in plain language, and updates titles and definitions to reflect the status of TTB. This revision makes no substantive changes to 27 CFR part 7.

Timetable:

Action	Date	FR Cite
NPRM	06/27/02	67 FR 43496
NPRM Comment Period End	08/26/02	
NPRM Comment Period Extended	08/27/02	67 FR 54388
Comment Period Extended End	09/25/02	
Final Rule	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC10

URL For Public Comments:

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www.ttb.gov/foia/nprm_comments/notice946_comments.htm

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RIN: 1513-AA60

2518. PETITION TO ESTABLISH THE "FORT ROSS SEAVIEW" VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: The proposed 27,500-acre Fort Ross-Seaview viticultural area is in the North Coast and Sonoma Coast viticultural areas. It is approximately 65 miles north-northwest from San Francisco, close to the Pacific coastline. TTB is considering an interim ruling to allow use of the AVA name within the originally petitioned boundaries, while opening for public comments an adjacent proposed area located immediately north of the original boundary line.

Timetable:

Action	Date	FR Cite
NPRM	05/12/05	70 FR 25000
NPRM Comment Period End	06/08/05	
Final Rule	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AA64

2519. PETITION TO ESTABLISH THE "SHAWNEE HILLS" VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 USC 205(e)

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: TTB requests comments concerning the proposed establishment of the "Shawnee Hills" viticultural area in southern Illinois. The proposed Shawnee Hills viticultural area is approximately 80 miles long from the Ohio River on the east to the Mississippi River on the west, and approximately 20 miles wide from north to south. Approximately 160 acres are planted with wine varieties.

Timetable:

Action	Date	FR Cite
NPRM	04/08/05	70 FR 17940
NPRM Comment Period End	06/07/05	
Final Rule	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AA70

2520. PROPOSED ESTABLISHMENT OF TRACY HILLS VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: The Alcohol and Tobacco Tax and Trade Bureau proposes to establish the 39,200-acre Tracy Hills viticultural area in San Joaquin and Stanislaus Counties, California, approximately 55 miles east-southeast of San Francisco. The sloping hillside topography includes streams and alluvial fans and plains. The distinguishing climatic features of the proposed area include limited rainfall and persistent winds, along with sparse fog, frost, and dew.

Timetable:

Action	Date	FR Cite
NPRM	12/07/05	70 FR 72733

Action	Date	FR Cite
NPRM Comment Period End	02/06/06	
Final Rule	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AA89

2521. PETITION TO ESTABLISH "CALISTOGA" AS AN AMERICAN VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: In response to a petition, the Alcohol and Tobacco Tax and Trade Bureau proposed to establish the Calistoga viticultural area in Calistoga, Napa Valley, California. We designate viticultural areas to allow bottlers to better describe the origin of wines and allow consumers to better identify the wines they may purchase. We invited comments on this proposed addition to our regulations, particularly from bottlers who use brand names similar to Calistoga.

Timetable:

Action	Date	FR Cite
NPRM	03/31/05	70 FR 16451
NPRM Comment Period End	05/31/05	
Final Rule	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AA92

TREAS—TTB

Final Rule Stage

2522. MATERIALS AUTHORIZED FOR THE TREATMENT OF WINE AND JUICE; PROCESSES AUTHORIZED FOR THE TREATMENT OF WINE, JUICE, AND DISTILLING MATERIAL**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 5381 to 5382; 26 USC 5385 to 5387**CFR Citation:** 24 CFR 246; 24 CFR 248**Legal Deadline:** None**Abstract:** TTB is revising its lists of approved wine treating materials and processes to add several new materials and processes and revise existing limitations for a few others.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	11/19/04	69 FR 67639
Interim Final Rule Comment Period End	01/18/05	
Final Rule	01/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jennifer Berry, TTB Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 18152, Roanoke, VA 24014

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RIN: 1513-AA96**2523. SUSPENSION OF SPECIAL (OCCUPATIONAL) TAX****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 108-357, sec 246; 26 USC 5148**CFR Citation:** 27 CFR 17; 27 CFR 19; 27 CFR 24 to 27; 27 CFR 194**Legal Deadline:** Final, Statutory, July 1, 2005, Section 246 of the American Jobs Creation Act of 2004.**Abstract:** Implements section 246 of the American Jobs Creation Act of 2004 (Pub. L. 108-357), which provides that for the 3-year period from July 1, 2005 through June 30, 2008, the rate of

special (occupational) tax on certain specified occupations shall be zero.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/31/05	70 FR 62238
Interim Final Rule Effective	07/01/05	
NPRM	10/31/05	70 FR 62258
NPRM Comment Period End	12/30/05	
Final Rule	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Steven C. Simon, Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220

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RIN: 1513-AB04

Department of the Treasury (TREAS)

Long-Term Actions

Alcohol and Tobacco Tax and Trade Bureau (TTB)

ALCOHOL

2524. MAJOR FOOD ALLERGEN LABELING FOR WINES, DISTILLED SPIRITS, AND MALT BEVERAGES**Priority:** Other Significant**CFR Citation:** 27 CFR 4.32; 27 CFR 5.32; 27 CFR 7.22**Timetable:**

Action	Date	FR Cite
ANPRM	04/29/05	70 FR 22274
ANPRM Comment Period End	09/26/05	
NPRM	07/26/06	71 FR 42329
Interim Final Rule	07/26/06	71 FR 42260
Interim Final Rule Effective	07/26/06	
NPRM Comment Period End	09/25/06	
Final Rule	01/00/08	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jessica M. Bungard

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Related RIN: Related to 1513-AB07**RIN:** 1513-AB08

Administrative/Procedures

2525. AVAILABILITY OF INFORMATION**Priority:** Info./Admin./Other**CFR Citation:** 27 CFR 70**Timetable:**

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jessica Bungard

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RIN: 1513-AA98

TREAS—TTB

TOBACCO PRODUCTS

2526. REMOVAL OF TOBACCO PRODUCTS AND CIGARETTE PAPERS AND TUBES, WITHOUT PAYMENT OF TAX, FOR USE BY THE UNITED STATES IN LAW ENFORCEMENT ACTIVITIES**Priority:** Substantive, Nonsignificant**CFR Citation:** 27 CFR 45.31**Timetable:**

Action	Date	FR Cite
Interim Final Rule	04/15/05	70 FR 19888
Interim Final Rule Effective	04/15/05	
Interim Final Rule Comment Period End	06/15/05	
Final Rule	12/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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RIN: 1513-AA99**2527. IMPLEMENTATION OF PUBLIC LAW 105-34, SECTION 1416, RELATING TO REFUND OF TAX FOR DOMESTIC WINE RETURNED TO BOND REGARDLESS OF MERCHANTABILITY (TAXPAYER RELIEF ACT OF 1997)****Priority:** Substantive, Nonsignificant**CFR Citation:** 27 CFR 24.66; 27 CFR 24.295; 27 CFR 24.312**Timetable:**

Action	Date	FR Cite
Interim Final Rule	To Be Determined	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

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RIN: 1513-AA06**2528. AMENDED STANDARD OF IDENTITY FOR SHERRY****Priority:** Substantive, Nonsignificant**CFR Citation:** 27 CFR 4**Timetable:**

Action	Date	FR Cite
NPRM	To Be Determined	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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RIN: 1513-AA08**2529. PROPOSED REVISIONS TO THE DISTILLED SPIRITS PLANT REGULATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 27 CFR 19**Timetable:**

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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RIN: 1513-AA23

Department of the Treasury (TREAS)

Completed Actions

Alcohol and Tobacco Tax and Trade Bureau (TTB)

2530. PETITION TO ESTABLISH SAN ANTONIO VALLEY AS A NEW AMERICAN VITICULTURAL AREA**Priority:** Routine and Frequent**CFR Citation:** 27 CFR 9**Completed:**

Reason	Date	FR Cite
Final Rule	06/08/06	71 FR 33239
Final Rule Effective	07/10/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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RIN: 1513-AB02**2531. PROPOSED CHANGE TO VINTAGE DATE REQUIREMENTS****Priority:** Substantive, Nonsignificant**CFR Citation:** 27 CFR 4.27**Completed:**

Reason	Date	FR Cite
Final Rule	05/02/06	71 FR 25748
Final Rule Effective	06/01/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Marjorie D. Ruhf
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RIN: 1513-AB11**2532. PETITION TO ESTABLISH THE RATTLESNAKE HILLS AMERICAN VITICULTURAL AREA****Priority:** Routine and Frequent**CFR Citation:** 27 CFR 9**Completed:**

Reason	Date	FR Cite
Final Rule	02/16/06	71 FR 8206
Final Rule Effective	03/20/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

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RIN: 1513-AB14

TREAS—TTB

Completed Actions

2533. PETITION TO ESTABLISH THE SADDLE ROCK—MALIBU AMERICAN VITICULTURAL AREA**Priority:** Routine and Frequent**CFR Citation:** 27 CFR 9**Completed:**

Reason	Date	FR Cite
Final Rule	07/17/06	71 FR 40397
Final Rule Effective	08/16/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Nancy Sutton

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RIN: 1513-AB15**2534. USE OF THE WORDS SCOTCH ALE OR SCOTTISH ALE OR ITS VARIANTS ON LABELS OR IN ADVERTISING OF MALT BEVERAGE PRODUCTS; REQUEST FOR PUBLIC COMMENT****Priority:** Substantive, Nonsignificant**CFR Citation:** 27 CFR 7.24**Completed:**

Reason	Date	FR Cite
Withdrawn	07/26/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Ramona L. Hupp

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RIN: 1513-AB30**2535. ADMINISTRATIVE CHANGES TO ALCOHOL, TOBACCO, AND FIREARMS REGULATIONS DUE TO THE HOMELAND SECURITY ACT OF 2002****Priority:** Info./Admin./Other**CFR Citation:** 27 CFR 1; 27 CFR 4 to 6; 27 CFR 8; ...**Completed:**

Reason	Date	FR Cite
Final Rule	04/04/06	71 FR 16918
Final Rule Effective	03/31/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Lisa M. Gesser

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RIN: 1513-AA80**2536. TAX-PAID DISTILLED SPIRITS USED IN MANUFACTURING PRODUCTS UNFIT FOR BEVERAGE USE****Priority:** Substantive, Nonsignificant**CFR Citation:** 27 CFR 17**Completed:**

Reason	Date	FR Cite
Withdrawn	08/09/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Linda W. Chapman

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RIN: 1513-AA37**2537. PETITION TO ESTABLISH "EOLA-AMITY HILLS" AS A NEW AMERICAN VITICULTURAL AREA****Priority:** Routine and Frequent**CFR Citation:** 27 CFR 9**Completed:**

Reason	Date	FR Cite
Final Rule	07/17/06	71 FR 40400
Final Rule Effective	08/16/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jennifer Berry

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RIN: 1513-AA41**2538. PETITION TO EXPAND THE LIVERMORE VALLEY VITICULTURAL AREA****Priority:** Routine and Frequent**CFR Citation:** 27 CFR 9**Completed:**

Reason	Date	FR Cite
Final Rule	06/15/06	71 FR 34527
Final Rule Effective	07/17/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Nancy Sutton

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RIN: 1513-AA54**2539. SAN FRANCISCO BAY AND CENTRAL COAST VITICULTURAL AREAS—BOUNDARY REALIGNMENT/EXPANSION****Priority:** Routine and Frequent**CFR Citation:** 27 CFR 9**Completed:**

Reason	Date	FR Cite
Final Rule	06/15/06	71 FR 34522
Final Rule Effective	07/17/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Nancy Sutton

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RIN: 1513-AA55**2540. PROPOSED AMENDED BOUNDARIES FOR THE SANTA LUCIA HIGHLANDS AND THE ARROYO SECO VITICULTURAL AREA****Priority:** Routine and Frequent**CFR Citation:** 27 CFR 9.139; 27 CFR 9.59**Completed:**

Reason	Date	FR Cite
Final Rule	06/15/06	71 FR 34525
Final Rule Effective	07/17/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Nancy Sutton

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RIN: 1513-AA72

TREAS—TTB

Completed Actions

2541. PROPOSED ESTABLISHMENT OF ALTA MESA VITICULTURAL AREA**Priority:** Routine and Frequent**CFR Citation:** 27 CFR 9**Completed:**

Reason	Date	FR Cite
Final Rule	07/17/06	71 FR 40404
Final Rule Effective	08/16/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Nancy Sutton

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RIN: 1513-AA82**2542. PROPOSED ESTABLISHMENT OF THE COSUMNES RIVER VITICULTURAL AREA****Priority:** Routine and Frequent**CFR Citation:** 27 CFR 9**Completed:**

Reason	Date	FR Cite
Final Rule	07/17/06	71 FR 40404
Final Rule Effective	08/16/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Nancy Sutton

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RIN: 1513-AA83**2543. PROPOSED ESTABLISHMENT OF SLOUGHHOUSE VITICULTURAL AREA****Priority:** Routine and Frequent**CFR Citation:** 27 CFR 9**Completed:**

Reason	Date	FR Cite
Final Rule	07/17/06	71 FR 40404
Final Rule Effective	08/16/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Nancy Sutton

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RIN: 1513-AA84**2544. PROPOSED ESTABLISHMENT OF MOKELUMNE RIVER VITICULTURAL AREA****Priority:** Routine and Frequent**CFR Citation:** 27 CFR 9**Completed:**

Reason	Date	FR Cite
Final Rule	07/17/06	71 FR 40404
Final Rule Effective	08/16/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Nancy Sutton

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RIN: 1513-AA85**2545. PROPOSED ESTABLISHMENT OF JAHANT VITICULTURAL AREA****Priority:** Routine and Frequent**CFR Citation:** 27 CFR 9**Completed:**

Reason	Date	FR Cite
Final Rule	07/17/06	71 FR 40404
Final Rule Effective	08/16/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Nancy Sutton

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RIN: 1513-AA86**2546. PROPOSED ESTABLISHMENT OF BORDEN RANCH VITICULTURAL AREA****Priority:** Routine and Frequent**CFR Citation:** 27 CFR 9**Completed:**

Reason	Date	FR Cite
Final Rule	07/17/06	71 FR 40404
Final Rule Effective	08/16/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Nancy Sutton

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RIN: 1513-AA87**2547. PROPOSED ESTABLISHMENT OF CLEMENTS HILLS VITICULTURAL AREA****Priority:** Routine and Frequent**CFR Citation:** 27 CFR 9**Completed:**

Reason	Date	FR Cite
Final Rule	07/17/06	71 FR 40404
Final Rule Effective	08/16/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Nancy Sutton

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RIN: 1513-AA88**2548. PROPOSED ESTABLISHMENT OF COVELO VITICULTURAL AREA****Priority:** Routine and Frequent**CFR Citation:** 27 CFR 9**Completed:**

Reason	Date	FR Cite
Final Rule	02/16/06	71 FR 8202
Final Rule Effective	03/20/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Nancy Sutton

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RIN: 1513-AA90**2549. PROPOSED MODIFICATION OF VINTAGE DATE REQUIREMENTS****Priority:** Substantive, Nonsignificant**CFR Citation:** 27 CFR 4.27**Completed:**

Reason	Date	FR Cite
Withdrawn	08/01/06	

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Completed Actions

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB29

BILLING CODE 4810-33-S

**Department of the Treasury (TREAS)
Comptroller of the Currency (OCC)**

Proposed Rule Stage

**2550. REGULATORY BURDEN
REDUCTION AND TECHNICAL
AMENDMENTS**

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 5 USC 504; 5 USC 552; 5 USC 554 to 557; 12 USC 1 et seq; 12 USC 24; 12 USC 24a; 12 USC 71; 12 USC 71a; 12 USC 84; 12 USC 92 to 92a; 12 USC 93 to 93a; 12 USC 161; 12 USC 164; 12 USC 215a-2; 12 USC 215a-3; 12 USC 375a to 375b; 12 USC 481 to 482; 12 USC 484; 12 USC 505; 12 USC 1442; 12 USC 1817 to 1818; 12 USC 1820 to 1821; 12 USC 1831m; 12 USC 1831p-1; 12 USC 1831o; 12 USC 1833e; 12 USC 1867; 12 USC 1951 et seq; 12 USC 1972; 12 USC 2601 et seq; 12 USC 2801 et seq; 12 USC 2901 et seq; 12 USC 3101 et seq; 12 USC 3102; 12 USC 3108; 12 USC 3401 et seq; 12 USC 3909; 12 USC 4717; 15 USC 77uu; 15 USC 78; 15 USC 78o-4; 15 USC 78o-5; 15 USC 78q; 15 USC 78q-1; 15 USC 78s; 15 USC 78u-2; 15 USC 78u-3; 15 USC 78w; 18 USC 641; 18 USC 1905 and 1906; 28 USC 2461 note; 29 USC 1204; 31 USC 330; 31 USC 5321; 31 USC 9701; 42 USC 3601; 42 USC 4012a; 42 USC 4104a; 42 USC 4104b; 42 USC 4106; 42 USC 4128; 44 USC 3506; 44 USC 3510

CFR Citation: 12 CFR 1 to 5; 12 CFR 7; 12 CFR 9 to 11; 12 CFR 16; 12 CFR 19; 12 CFR 21; 12 CFR 22 to 23; 12 CFR 26 to 28; 12 CFR 31 to 32; 12 CFR 37; 12 CFR 40

Legal Deadline: None

Abstract: This rulemaking would revise the OCC's rules in order to reduce regulatory burden and make technical, clarifying, and conforming changes. The revisions would update part 1 to codify recent OCC precedents and clarify current requirements, make technical changes to parts 4 and 5 to reflect the OCC's recent organizational restructuring; simplify, clarify, and make conforming and technical corrections to the OCC's corporate application procedures and standards in part 5; conform parts 5, 23, 31 and 32 to the Federal Reserve Board's

Regulation W; revise part 7 to clarify a national bank's authority to act as a guarantor or surety; to update and clarify national bank authority to engage in electronic activities; conform part 9 to regulations adopted by the Securities and Exchange Commission; streamline certain requirements under part 16; update and make technical corrections to part 37; and amend various parts of title 12 to remove OCC authority over District of Columbia-chartered banks pursuant to the 2004 District of Columbia Omnibus Authorization Act.

Timetable:

Action	Date	FR Cite
NPRM	01/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1557-AC79

**2551. INTERAGENCY PROPOSAL TO
CONSIDER ALTERNATIVE FORMS OF
PRIVACY NOTICES UNDER THE
GRAMM-LEACH-BLILEY ACT**

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 6801 et seq

CFR Citation: 12 CFR 40

Legal Deadline: None

Abstract: OCC, the Board of Governors of the Federal Reserve System, the Federal Deposit Insurance Corporation, the Office of Thrift Supervision (the Federal Banking Agencies), the National Credit Union Administration, the Federal Trade Commission, the Commodities Futures Trading

Commission, and the Securities and Exchange Commission jointly are considering amending their rules that implement sections 502 and 503 of the Gramm-Leach-Bliley Act to allow or require financial institutions to provide alternative types of privacy notices, such as a short form privacy notice, which would be easier for consumers to understand.

Timetable:

Action	Date	FR Cite
ANPRM	12/30/03	68 FR 75164
ANPRM Comment	03/29/04	
Period End		
NPRM	04/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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RIN: 1557-AC80

**2552. ACCURACY AND INTEGRITY OF
INFORMATION FURNISHED TO A
CONSUMER REPORTING AGENCY**

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1 et seq; 12 USC 24 (seventh); 12 USC 93a; 12 USC 481; 12 USC 484; 12 USC 1818; 15 USC 1681a; 15 USC 1681b; 15 USC 1681s; 15 USC 1681s-2; 15 USC 1681w; 15 USC 6801; 15 USC 6805

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: OCC, along with the Board of Governors of the Federal Reserve System, the Federal Deposit Insurance Corporation, the Office of Thrift Supervision, the National Credit Union Administration, and the Federal Trade Commission, plans to issue a proposed

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Proposed Rule Stage

rulemaking that would implement section 312 of the FACT Act relating to the accuracy and integrity of the information furnished to a consumer reporting agency and the ability of consumers to dispute information directly with persons who furnish information to a consumer reporting agency.

Timetable:

Action	Date	FR Cite
ANPRM	03/22/06	71 FR 14419
ANPRM Comment Period End	05/22/06	
NPRM	02/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1557-AC89

2553. IMPLEMENTATION OF A REVISED BASEL CAPITAL ACCORD (BASEL II)

Regulatory Plan: This entry is Seq. No. 95 in part II of this issue of the **Federal Register**.

RIN: 1557-AC91

2554. RISK-BASED CAPITAL GUIDELINES; CAPITAL ADEQUACY GUIDELINES; CAPITAL MAINTENANCE; DOMESTIC CAPITAL MODIFICATIONS (BASEL IA)

Regulatory Plan: This entry is Seq. No. 96 in part II of this issue of the **Federal Register**.

RIN: 1557-AC95

2555. RISK-BASED CAPITAL STANDARDS: MARKET RISK

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 12 USC 1 et seq; 12 USC 93a; 12 USC 161; 12 USC 1818; 12 USC 3907; 12 USC 3909

CFR Citation: 12 CFR 3

Legal Deadline: None

Abstract: As part of the ongoing effort to implement the Basel II capital framework, the OCC is proposing to amend the current market risk capital requirements for national banks. See the International Convergence of Capital Measurement and Capital Standards: A Revised Framework (June 2004) and the Application of Basel II to Trading Activities and the Treatment of Double Default (April 2005). This proposal is part of a joint Agency notice of proposed rulemaking with the other Federal Banking Agencies to make the current market risk capital requirements generally more risk sensitive for trading activities in banks

and bank holding companies. Specifically, the Federal Banking Agencies propose to require banks to hold additional capital for the risk of default of trading positions beyond the 10-day horizon currently required by the current market risk capital requirement. A bank may develop its own approach or use an approach similar to that for credit risk of its non-trading positions to calculate the capital charge.

Timetable:

Action	Date	FR Cite
NPRM	09/25/06	71 FR 55958
NPRM Comment Period End	01/23/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1557-AC99

**Department of the Treasury (TREAS)
Comptroller of the Currency (OCC)****Final Rule Stage****2556. IDENTITY THEFT DETECTION, PREVENTION, AND MITIGATION PROGRAM FOR FINANCIAL INSTITUTIONS AND CREDITORS**

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 15 USC 1681c; 15 USC 1681m

CFR Citation: 12 CFR 41

Legal Deadline: None

Abstract: OCC, the Board of Governors of the Federal Reserve System, the Federal Deposit Insurance Corporation, the Office of Thrift Supervision (the Federal Banking Agencies), the

National Credit Union Administration, and the Federal Trade Commission are issuing a joint proposal to establish guidelines and regulations to implement section 114 of the FACT Act of 2003. Section 114 requires the Federal Banking Agencies to jointly issue guidelines for financial institutions and creditors identifying patterns, practices, and specific forms of activity that indicate the possible existence of identity theft. In addition, the Federal Banking Agencies must issue regulations requiring each financial institution and creditor to establish reasonable policies and procedures to implement the guidelines. The regulations must

contain a provision requiring a card issuer to notify the cardholder if the card issuer receives a notice of change of address for an existing account, and a short time later receives a request for an additional or replacement card.

Section 315 of the FACT Act requires the Agencies to issue a regulation describing reasonable policies and procedures for a user of consumer credit reports that receives a notice of discrepancy from a consumer reporting agency (CRA), informing the user of a substantial discrepancy between the address for the consumer that the user provided to request the consumer report and the addresses in the file of

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Final Rule Stage

the CRA. The policies and procedures must enable the user to form a reasonable belief that the user knows the identity of the consumer to whom the consumer report pertains. In addition, the regulation must require a user that establishes a continuing relationship with a consumer to furnish to the consumer reporting agency that provided the notice of discrepancy the correct address of the consumer as part of the information that the user regularly furnishes for the period in which the relationship is established.

Timetable:

Action	Date	FR Cite
NPRM	07/18/06	71 FR 40786
NPRM Comment Period End	09/18/06	
Final Action	04/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Deborah Katz, Senior Counsel, Department of the Treasury, Comptroller of the Currency, Legislativeand Regulatory Activities Division, 250 E Street SW., Washington, DC 20219
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RIN: 1557-AC87**2557. FAIR CREDIT REPORTING: AFFILIATE MARKETING REGULATIONS****Priority:** Other Significant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 12 USC 1 et seq; 12 USC 24 (seventh); 12 USC 93a; 12 USC 481; 12 USC 484; 12 USC 1818; 15 USC 1681a; 15 USC 1681b; 15 USC 1681s; 15 USC 1681w; 15 USC 6801; 15 USC 6805; PL 108-159**CFR Citation:** 12 CFR 41**Legal Deadline:** Other, Statutory, September 4, 2004, See section 214 of the FACT Act, PL 108-159.**Abstract:** OCC plans to issue a rulemaking that would implement the affiliate-sharing provisions of section

214 of the Fair and Accurate Credit Transactions Act (FACT Act). The regulation would implement the consumer notice and opt-out provisions of the FACT Act regarding the sharing of consumer information among affiliates for marketing purposes.

Timetable:

Action	Date	FR Cite
NPRM	07/15/04	69 FR 42502
Final Action	01/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Patrick T. Tierney, Senior Attorney, Department of the Treasury, Comptroller of the Currency, Legislative and Regulatory Activities Division, 250 E Street SW., Washington, DC 20219
Phone: 202 874-5090
Fax: 202 874-4889
Email: patrick.tierney@occ.treas.gov**RIN:** 1557-AC88**Department of the Treasury (TREAS)
Comptroller of the Currency (OCC)**

Long-Term Actions

2558. RECORDKEEPING REQUIREMENTS FOR BANK EXCEPTIONS FROM SECURITIES BROKER OR DEALER REGISTRATION**Priority:** Substantive, Nonsignificant**CFR Citation:** Not Yet Determined**Timetable:**

Action	Date	FR Cite
NPRM	To Be Determined	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Stuart E. Feldstein
Phone: 202 874-5090
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Email: stuart.feldstein@occ.treas.gov**RIN:** 1557-AB93**Department of the Treasury (TREAS)
Comptroller of the Currency (OCC)**

Completed Actions

2559. ASSESSMENT OF FEES**Priority:** Substantive, Nonsignificant**CFR Citation:** 12 CFR 8**Completed:**

Reason	Date	FR Cite
Final Action	07/25/06	71 FR 42017
Final Action Effective	08/24/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jean Campbell
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Email: jean.campbell@occ.treas.gov**RIN:** 1557-AC96

BILLING CODE 4830-01-S

Department of the Treasury (TREAS)
Internal Revenue Service (IRS)
Proposed Rule Stage
2560. INCOME TAX—TAXPAYER'S OBLIGATION TO FILE A NOTICE OF REDETERMINATION OF FOREIGN TAX AND CIVIL PENALTIES FOR FAILURE TO FILE
Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 905; 26 USC 6689

CFR Citation: 26 CFR 1; 26 CFR 301; 26 CFR 602

Legal Deadline: None

Abstract: The regulations will establish procedures for taxpayers by which they must notify the IRS of a change in foreign tax liability for a taxable year for which they claimed the foreign tax credit. In addition, the regulations set forth deadlines for compliance with the notification requirements.

Timetable:

Action	Date	FR Cite
NPRM	06/23/88	53 FR 23659
Second NPRM	12/00/06	
Final Action	12/00/06	

Regulatory Flexibility Analysis
Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-209020-86 (INTL-061-86)

Drafting attorney: Teresa B. Hughes (202) 622-3850

Reviewing attorney: Ginny Y. Chung (202) 622-3850

Treasury attorney: John Harrington (202) 622-0589

CC: INTL

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RIN: 1545-AC09

2561. OUTBOUND TRANSFERS OF PROPERTY TO FOREIGN CORPORATIONS
Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 367

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The income tax regulations under section 367(a) will be amended to reflect the changes made to that section by the Technical and Miscellaneous Corrections Act of 1988. Section 367(a)(5) now provides that a transfer of assets to a foreign corporation in an exchange described in section 361 is subject to section 367(a)(1), unless certain ownership requirements and other conditions are met. The regulations will provide guidance regarding the application of this section. The change in the statute was necessitated by the repeal of "General Utilities."

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	

Regulatory Flexibility Analysis
Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-209006-89 (INTL-089-89)

Drafting attorney: Christopher Trump (202) 622-3840

Reviewing attorney: Charles P. Besecky (202) 622-3860

CC:INTL

Agency Contact: Christopher L. Trump, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
 Phone: 202 622-3840

RIN: 1545-AM97

2562. TAXATION OF GLOBAL TRADING
Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 864; 26 USC 482; 26 USC 863

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations will improve the taxation of global trading.

Timetable:

Action	Date	FR Cite
ANPRM	08/28/90	55 FR 35152
NPRM	03/06/98	63 FR 11177
NPRM Comment	06/04/98	
Period End		
Hearing	07/14/98	
Second NPRM	12/00/06	

Regulatory Flexibility Analysis
Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-208299-90 (INTL-70-90)

Drafting attorney: Gregory A. Spring (202) 622-3870

Reviewing attorney: Paul S. Epstein (202) 622-3870

Treasury attorney: Patricia Brown (202) 622-1781

CC:INTL

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RIN: 1545-AP01

2563. DEFINITION OF "HIGHLY COMPENSATED EMPLOYEE"
Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 414

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulations define the term "highly compensated employee" under section 414(q) of the Code. Temporary and proposed regulations, under sections 414(q) and 414(s), were published February 19, 1988 (53 FR 4965). Final regulations, under section 414(s), were published September 19, 1991 (56 FR 47659), under project EE-129-86. The regulations under 414(q) were split off from project EE-129-86. It is anticipated that proposed regulations under section 414(q) will be published in the future under project REG-209558-92 (EE-32-92).

Timetable:

Action	Date	FR Cite
NPRM	02/19/88	53 FR 4999
NPRM Comment	04/19/88	
Period End		
Partially Closed by TD	06/27/94	59 FR 32911
8548		
NPRM	12/00/06	

Regulatory Flexibility Analysis
Required: No

Small Entities Affected: No

Government Levels Affected: Local, State

Federalism: Undetermined

Additional Information: REG-209558-92

TREAS—IRS

Proposed Rule Stage

Drafting attorney: Christopher A. Crouch (202) 622-6090
 Reviewing attorney: E. Preston Rutledge (202) 622-6090
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 CC: TEGE
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RIN: 1545-AQ74

2564. INTEGRATED FINANCIAL TRANSACTION

Priority: Substantive, Nonsignificant
Legal Authority: 26 USC 7805; 26 USC 864

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulation addresses whether funding raised for a securities dealing and/or trading operation, and whether matched book sale and repurchase transactions conducted by securities dealers qualify as integrated financial transactions under section 1.861-10(c).

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-209604-93 (INTL-001-93)

Drafting attorney: Theodore D. Setzer (202) 622-3870

Reviewing attorney: Paul S. Epstein (202) 622-3870

Treasury attorney: Patricia Brown (202) 622-1781

CC:INTL

Agency Contact: Theodore D. Setzer, Senior Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-3870

RIN: 1545-AR20

2565. APPLICATION OF ATTRIBUTION RULES TO FOREIGN TRUSTS

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulations will provide attribution rules for foreign trusts with respect to foreign personal holding companies, foreign passive investment companies, and controlled foreign corporations.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Federalism: Undetermined

Additional Information: REG-252774-96

Drafting attorney: M. Grace Fleeman (202) 622-3880

Reviewing attorney: Elizabeth Karzon (202) 622-3880

CC:INTL

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RIN: 1545-AU91

2566. AGREEMENTS FOR PAYMENT OF TAX LIABILITIES IN INSTALLMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 6159; 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: Section 6159 of the Internal Revenue Code allows the IRS to enter into agreements with taxpayers for the payment of tax liabilities in installments. The principal purpose of this project is to update the regulations under section 6159 to reflect various

amendments to that section and related statutes. The proposed regulations govern the acceptance and rejection of installment agreements, the terms of those agreements and when they may be modified or terminated by the Service, and appeal procedures when the Service makes a rejection or termination decision.

Timetable:

Action	Date	FR Cite
NPRM	12/31/97	62 FR 68241
Second NPRM	01/21/98	63 FR 3186
Third NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-100841-97

Drafting attorney: G. William Beard (202) 622-3620

Reviewing attorney: Lawrence Schattner (202) 622-3620

CC:PA:CBS

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RIN: 1545-AU97

2567. TRANSPORTATION OF PERSONS AND PROPERTY BY AIR

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 4261; 26 USC 4271; 26 USC 7805

CFR Citation: 26 CFR 49

Legal Deadline: None

Abstract: The proposed regulations provide guidance concerning the excise taxes imposed on the amounts paid for the transportation of persons and property by air.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-106167-98

TREAS—IRS

Proposed Rule Stage

Drafting attorney: Taylor Cortright (202) 622-3130

Reviewing attorneys: Frank K. Boland (202) 622-3130 and Curt Wilson (202) 622-3000

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

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Phone: 202 622-3130

RIN: 1545-AW19

2568. CONSTRUCTIVE SALES OF APPRECIATED FINANCIAL POSITIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations relate to principles for determining if a taxpayer has constructively sold an appreciated financial position.

Timetable:

Action	Date	FR Cite
NPRM	09/00/07	

Regulatory Flexibility Analysis Required: Undetermined

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Additional Information: REG-102191-98

Drafting attorney: Kathleen Sleeth (202) 622-3920

Reviewing attorney: Elizabeth Handler (202) 622-3920

Treasury attorney: Michael Novey (202) 622-1339

CC:FI

Agency Contact: Kathleen Sleeth, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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RIN: 1545-AW97

2569. RULES FOR SOURCING CERTAIN TRANSPORTATION INCOME, SPACE, OR OCEAN ACTIVITY INCOME, AND RELATED FOREIGN BASE COMPANY SHIPPING INCOME

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulation provides guidance for application of the source rules for transportation income under section 863(c).

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-115557-98

Drafting attorney: Edward R. Barret (202) 622-3880

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Treasury attorney: Gretchen Sierra (202) 622-1755

CC:INTL

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RIN: 1545-AX02

2570. GUIDANCE ON COST RECOVERY IN THE ENTERTAINMENT INDUSTRY

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation relates to the application of the income forecast method under section 167(g) of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
NPRM	05/31/02	67 FR 38025
Second NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-103823-99

Drafting attorney: Bernard P. Harvey, III (202) 622-3110

Reviewing attorney: Charles B. Ramsey (202) 622-3110

Treasury attorney: Dennis Tingey (202) 622-1335

CC:PSI

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RIN: 1545-AX12

2571. INSPECTION OF WRITTEN DETERMINATIONS

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: This regulation amends Treasury Regulation sections 301.6110-1 through 301.6110-7 relating to written determinations.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-113129-98

Drafting attorney: Deborah C. Lambert-Dean (202) 622-4570

Reviewing attorney: Donald Squires (202) 622-4570

Treasury attorney: Anita Soucy (202) 622-1766

CC:PA:DPL

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Phone: 202 622-4570

RIN: 1545-AX40

TREAS—IRS

Proposed Rule Stage

2572. AWARDING OF COSTS AND CERTAIN FEES**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 7430**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The proposed amendments to the Treasury Regulations incorporate the 1997 and 1998 amendments to 26 U.S.C. 7430, relating to the awarding of attorney's fees in administrative and court proceedings. The amendments to 26 U.S.C. 7430 were enacted under the Taxpayer Relief Act of 1997 and the IRS Restructuring and Reform Act of 1998.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-111833-99

Drafting attorney: Tami C. Belouin (202) 622-3847

Reviewing attorneys: Susan T. Mosley (202) 622-7950 and Henry S. Schneiderman (202) 622-3400

Treasury attorney: Michael Desmond (202) 622-1981

CC:PA:APJ

Agency Contact: Tami C. Belouin, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3847

RIN: 1545-AX46**2573. HIGHLY COMPENSATED EMPLOYEE****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 414**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation will provide the definition of highly compensated employee.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-111277-99

Drafting attorney: Christopher A. Crouch (202) 622-6090

Reviewing attorney: E. Preston Rutledge (202) 622-6090

CC: TEGE

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RIN: 1545-AX48**2574. TAXABLE YEARS OF CONTROLLED FOREIGN CORPORATIONS (CFCS) AND FOREIGN PERSONAL HOLDING COMPANIES (FPHCS)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 898**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation will provide definitions and rules for determining the required year for certain CFCs.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-108523-00

Drafting attorney: Jeffrey L. Vinnik (202) 622-3840

Reviewing attorney: Phyllis Marcus (202) 622-3840

CC:INTL

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Phone: 202 622-3840

RIN: 1545-AY30**2575. DOLLAR-VALUE LIFO****Priority:** Substantive, Nonsignificant**Unfunded Mandates:** Undetermined**Legal Authority:** 26 USC 472; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation will provide guidance under the dollar-value last-in, first-out (LIFO) inventory method for taxpayers that define LIFO items based on components of cost.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** REG-107580-00

Drafting attorney: Leo F. Nolan II (202) 622-4970

Reviewing attorney: Jeffery G. Mitchell (202) 622-4970

Treasury attorney: Sharon Kay (202) 622-0865

CC:ITA

Agency Contact: Leo F. Nolan II, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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RIN: 1545-AY39**2576. SPECIAL RULES RELATING TO TRANSFERS OF INTANGIBLES TO FOREIGN CORPORATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 367**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The regulations will address the income tax consequences relating to the transfer of intangibles to foreign corporations.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No

TREAS—IRS

Proposed Rule Stage

Government Levels Affected: None
Federalism: Undetermined
Additional Information: REG-106877-00

Drafting attorney: David B. Bailey (202) 622-3860

Reviewing attorney: Thomas D. Beem (202) 622-3860

Treasury attorney: David Ernick (202) 622-1754

CC:INTL

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RIN: 1545-AY41

2577. LIABILITIES ASSUMED IN CERTAIN CORPORATE TRANSACTIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 357; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These proposed regulations relate to the assumption of liabilities in certain corporate transactions under section 357 of the Internal Revenue Code, and affect corporations and their shareholders.

Timetable:

Action	Date	FR Cite
ANPRM	05/06/03	68 FR 23931
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-100818-01

Drafting attorney: Douglas C. Bates (202) 622-7550

Reviewing attorney: Debra Carlisle (202) 622-7550

CC: COR

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RIN: 1545-AY74

2578. DISCLOSURE OF RETURNS AND RETURN INFORMATION IN JUDICIAL AND ADMINISTRATIVE TAX PROCEEDINGS

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 6103; 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: This proposed rule relates to the disclosure of returns and return information in judicial and administrative tax proceedings pursuant to 26 U.S.C. 6103(h)(4).

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-120297-01

Drafting attorney: Sarah Tate (202) 622-4570

Reviewing attorney: Donald M. Squires (202) 622-4570

Treasury attorney: Anita Soucy (202) 622-1766

CC: PA: DPL

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RIN: 1545-AY89

2579. TRANSACTIONS INVOLVING OBLIGATIONS OF CONSOLIDATED GROUP MEMBERS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 1502

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The proposed regulations are in regard to intercompany obligations.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-107592-00

Drafting attorney: Frances L. Kelly (202) 622-7072

Reviewing attorney: Michael J. Wilder (202) 622-3393

CC: COR

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Related RIN: Related to 1545-AW30

RIN: 1545-BA11

2580. DEDUCTIBILITY OF EMPLOYER CONTRIBUTIONS FOR DEFERRED COMPENSATION

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations will update and clarify the general rules for deductibility of employer contributions to qualified retirement plans and other deferred compensation arrangements.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-139449-01

Drafting attorney: Linda S.F. Marshall (202) 622-6090

Reviewing attorney: Mark Schwimmer (202) 622-6090

Treasury attorney: Thomas Reeder (202) 622-1341

CC:TEGE

TREAS—IRS

Proposed Rule Stage

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RIN: 1545-BA13

2581. ALLOCATION AND APPORTIONMENT RULES: GUIDANCE ON SELECTED ISSUES

Priority: Substantive, Nonsignificant
Legal Authority: 26 USC 7805; 26 USC 863
CFR Citation: 26 CFR 1
Legal Deadline: None

Abstract: This regulation provides guidance with respect to the allocation and apportionment under section 861 of selected deductions, e.g., disaster losses and research and experimentation expenses.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-128240-01

Drafting attorney: Teresa B. Hughes (202) 622-3850

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Treasury attorney: John Harrington (202) 622-0589

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RIN: 1545-BA64

2582. ALLOCATION OF NEW MARKETS TAX CREDIT

Priority: Substantive, Nonsignificant
Unfunded Mandates: Undetermined
Legal Authority: 26 USC 45D; 26 USC 7805
CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulations will address how the section 45D new markets tax credit should be allocated to the partners of a partnership under section 704(b) of the Internal Revenue Code and will address related partnership issues.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-131999-02
Drafting attorney: James A. Quinn (202) 622-3070

Reviewing attorney: Christine Ellison (202) 622-3070

CC: PSI

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RIN: 1545-BA84

2583. MIXED USE OUTPUT FACILITIES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation describes rules relating to mixed use output facilities.

Timetable:

Action	Date	FR Cite
ANPRM	09/23/02	67 FR 59767
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Local, State

Federalism: Undetermined

Additional Information: REG-142599-02
Drafting attorney: Johanna Som de Cerff (202) 622-3980

Treasury attorney: John Cross (202) 622-1322

CC: TEGE

Agency Contact: Johanna Som de Cerff, Senior Technican Reviewer,

Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3980

RIN: 1545-BB23

2584. ACCRUAL RULES FOR CREDITABLE FOREIGN TAXES AND GUIDANCE ON CHANGE IN TAXABLE YEAR

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These proposed regulations will clarify the rules for determining when a creditable foreign tax accrues and may be claimed as a credit, and will provide guidance for determining the allowable foreign tax credit upon a change in the U.S. taxable year.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-144597-02

Drafting attorney: Teresa B. Hughes (202) 622-3850

Reviewing attorney: Barbara A. Felker (202) 622-3850

CC:INTL

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RIN: 1545-BB27

2585. APPLICATION OF SEPARATE LIMITATIONS TO DIVIDENDS FROM NONCONTROLLED SECTION 902 CORPORATION

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 904(d)(6)

CFR Citation: 26 CFR 1

Legal Deadline: None

TREAS—IRS

Proposed Rule Stage

Abstract: The American Jobs Creation Act of 2004 amended the foreign tax credit limitation rules under section 904(d) and extended lookthrough treatment to dividends paid by a 10/50 lookthrough corporation, generally effective retroactively for tax years beginning after December 31, 2002. These regulations would provide guidance needed to comply with these changes, including transition rules for dividends paid by a 10/50 lookthrough corporation.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-144784-02

Drafting attorney: Ginny Y. Chung (202) 622-3850

Reviewing attorney: Barbara Felker (202) 622-3850

CC:INTL

Agency Contact: Ginny Y. Chung, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3850

Related RIN: Related to 1545-BF46

RIN: 1545-BB28

2586. SUBSTITUTE DIVIDEND PAYMENTS IN SECURITIES LENDING AND SIMILAR TRANSACTIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 7701; 26 USC 863

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation relates to taxation of cross-border and foreign-to-foreign substitute dividend payments in securities lending and similar transactions.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Additional Information: REG-130751-01

Drafting attorney: Theodore D. Setzer (202) 622-3870

Reviewing attorney: Paul S. Epstein (202) 622-3870

CC:INTL

Agency Contact: Theodore D. Setzer, Senior Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3870

RIN: 1545-BB56

2587. LOSS ON SUBSIDIARY STOCK

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 337(d); 26 USC 7805; 26 USC 1502

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulations will provide guidance to corporations that are members of an affiliated group filing a consolidated income tax return and that own stock of a subsidiary. The regulations will provide rules relating to the loss allowed on a disposition of subsidiary and stock, to the reduction of the subsidiary's attributes.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-157711-02

Drafting attorney: Phoebe Bennett (202) 622-7388

Reviewing attorney: Theresa Abell (202) 622-4117

CC: COR

Agency Contact: Phoebe Bennett, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue, NW, Washington, DC 20224
Phone: 202 622-7770

RIN: 1545-BB61

2588. LIQUIDATION OF AN INTEREST

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 2704(b); 26 USC 7805

CFR Citation: 26 CFR 25

Legal Deadline: None

Abstract: This regulation relates to additional rules for determining when restrictions on liquidation are disregarded in valuing an interest under section 2704 of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-163113-02

Drafting attorney: John MacEachen (202) 622-7830

Reviewing attorney: George Masnik (202) 622-3090

Treasury attorney: Catherine Hughes (202) 622-9407

CC: PSI

Agency Contact: John MacEachen, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7830

RIN: 1545-BB71

2589. GENERAL ALLOCATION AND ACCOUNTING REGULATIONS

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation provides rules for the allocation of and accounting for bond proceeds for purposes of determining whether bonds are private activity bonds under section 141 of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Local, State

Federalism: Undetermined

Additional Information: REG-140379-02

TREAS—IRS

Proposed Rule Stage

Drafting attorney: Johanna Som de Cerff
(202) 622-3980

CC: TEGE

Agency Contact: Johanna Som de Cerff, Senior Technical Reviewer, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3980

RIN: 1545-BC07

2590. UTILITY ALLOWANCE REGULATION UPDATE

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 42; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will modify and update utility allowance regulations under section 1.42-10, which provides for an alternative method for computing utility allowances under section 1.42-10(b)(4)(ii). Also, the regulation will provide for annual updates of utility allowances.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-128274-03

Drafting attorney: David Selig (202) 622-3040

Reviewing attorney: Paul Handleman (202) 622-3040

Treasury attorney: Sharon Kay (202) 622-0865

CC: PSI

Agency Contact: David Selig, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3040

RIN: 1545-BC22

2591. ADDITIONAL GUIDANCE REGARDING MARK-TO-MARKET ACCOUNTING FOR TRADERS IN SECURITIES AND/OR COMMODITIES, INCLUDING FOREIGN CURRENCY INSTRUMENTS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7805; 26 USC 988(a)(1)(B)

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation provides additional rules relating to the trader mark-to-market election: 1) The coordination of income character rules of the mark-to-market regime with the capital election under section 988(a)(1)(B); 2) the definition of commodities for purposes of section 475; and 3) the application of the mark-to-market rules for traders that trade both securities and commodities in a single business.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-135660-03

Drafting attorney: Camille B. Evans (202) 622-3800

Reviewing attorney: Paul S. Epstein (202) 622-3870

Treasury attorney: Andrew Froberg (202) 622-1779

CC:INTL

Agency Contact: Camille B. Evans, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3800

RIN: 1545-BC48

2592. COORDINATION OF UNITED STATES AND CERTAIN POSSESSIONS INCOME TAXES

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1; 26 CFR 301

Legal Deadline: None

Abstract: Internal Revenue Code section 7654 contains provisions for coordination of United States and certain possessions income taxes. Specifically, section 7654 provides for "cover over" of the net collection of taxes imposed under chapter 1 or deducted and withheld under chapter 24. Section 7654 of the Internal Revenue Code of 1986 provides specific rules for cover over with regard to the possessions American Samoa and the U.S. Virgin Islands.

Section 7654 of the 1954 Code, as amended in 1972 by Public Law 92-606, provides specific rules for cover over with regard to the possessions Guam and the Northern Mariana Islands (NMI). Section 7654 of the 1954 Code remains applicable to Guam and the NMI because neither of these two possessions has an effective implementing agreement with the United States, in accordance with the Tax Reform Act of 1986, Public Law 99-514.

The regulations will provide rules under both the 1954 Code and the 1986 Code versions of section 7654.

Timetable:

Action	Date	FR Cite
NPRM	03/00/07	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Additional Information: REG-139900-03

Drafting attorney: Javier G. Salinas (202) 435-5262

Reviewing attorney: Ricardo A. Cadenas (202) 435-5262

Treasury attorney: Gretchen Sierra (202) 622-1755

CC: INTL

Agency Contact: Javier G. Salinas, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 435-5262

Related RIN: Related to 1545-BD32

RIN: 1545-BC54

TREAS—IRS

Proposed Rule Stage

2593. SUSPENSION OF RUNNING OF PERIOD OF LIMITATION DURING A PROCEEDING TO ENFORCE OR QUASH A DESIGNATED OR RELATED SUMMONS**Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 6503; 26 USC 7805**CFR Citation:** 26 CFR 1; 26 CFR 301**Legal Deadline:** None**Abstract:** These regulations relate to the use of designated and related summonses and the effect on the period of limitations on assessment when a case is brought with respect to a designated or related summons.**Timetable:**

Action	Date	FR Cite
NPRM	07/31/03	68 FR 44905
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-208199-91

Drafting attorney: Elizabeth D. Rawlins (202) 622-3600

Reviewing attorney: Peter J. Devlin (202) 622-3600

Treasury attorney: Michael Desmond (202) 622-1981

CC: PA: CBS

Agency Contact: Elizabeth D. Rawlins, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3600**RIN:** 1545-BC55**2594. GUIDANCE UNDER SECTION 2053 REGARDING POST-DEATH EVENTS****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Unfunded Mandates:** Undetermined**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 20**Legal Deadline:** None**Abstract:** These regulations relate to the amount deductible under section 2053(a)(3) of the Internal Revenue Code. The regulations will affect estates

of decedents where claims exist against the decedent's estate.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Undetermined**Federalism:** Undetermined**Additional Information:** REG-143316-03

Drafting attorney: DeAnn K. Malone (202) 622-3112

Reviewing attorney: Melissa Liquerman (202) 622-7830

Treasury attorney: Cathy Hughes (202) 622-9407

CC:PSI

Agency Contact: DeAnn K. Malone, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3112**RIN:** 1545-BC56**2595. BELOW-MARKET LOANS****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Unfunded Mandates:** Undetermined**Legal Authority:** 26 USC 7805; 26 USC 7872(h)**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** The proposed regulations relate to the Federal income tax consequences of certain below-market loans.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-209226-84

Drafting attorney: David B. Silber (202) 622-3930

Reviewing attorney: William Blanchard (202) 622-3950

Treasury attorney: Viva Hammer (202) 622-0869

CC:FI

Agency Contact: David B. Silber, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3930**RIN:** 1545-BC78**2596. REGULATIONS GOVERNING THE PERFORMANCE OF ACTUARIAL SERVICES UNDER THE EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974****Priority:** Substantive, Nonsignificant**Unfunded Mandates:** Undetermined**Legal Authority:** 29 USC 1241; 26 USC 7805**CFR Citation:** 20 CFR 901**Legal Deadline:** None**Abstract:** Regulations governing the performance of actuarial service under the Employee Retirement Income Security Act of 1974 (ERISA). The regulations will cover the qualifications required for enrollment, continuing education requirements for enrolled actuaries, professional standards for the performance of actuarial services under ERISA, the grounds for disciplinary action against an enrolled actuary, and the procedures to be followed in taking disciplinary actions.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-159704-03

Drafting attorney: Michael J. Roach (202) 622-6090

CC:TEGE

Agency Contact: Michael J. Roach, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6090**RIN:** 1545-BC82

TREAS—IRS

Proposed Rule Stage

2597. DEFINITION OF LOSS FOR PURPOSES OF THE STRADDLE RULES

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 7805; 26 USC 1092

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulation will govern the definition of the term “loss” for purposes of sections 1092 and 263(g).

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-159869-03

Drafting attorney: Mary Brewer (202) 622-3950

Reviewing attorney: Christina Morrison (202) 622-3950

Treasury attorneys: Michael Novey (202) 622-1339 and Viva Hammer (202) 622-0869

CC:FI

Agency Contact: Mary Brewer, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3950

RIN: 1545-BC83

2598. GUIDANCE REGARDING THE ACTIVE TRADE OR BUSINESS REQUIREMENT UNDER SECTION 355(B)

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The proposed rulemaking will provide guidance regarding the active trade or business requirement under section 355(b).

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-123365-03

Drafting attorney: Russell P. Subin (202) 622-7790

Reviewing attorney: Richard Coss (202) 622-7790

Treasury attorney: Marc Countryman (202) 622-9858

CC: COR

Agency Contact: Russell P. Subin, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7790

RIN: 1545-BC94

2599. SUPPORT TEST IN THE CASE OF A CHILD OF DIVORCED PARENTS

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 152; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These proposed regulations will update section 1.152-4.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: REG-149856-03

Drafting attorney: Victoria J. Driscoll (202) 622-4920

Reviewing attorney: Stephen J. Toomey (202) 622-4920

Treasury attorney: Eric San Juan (202) 622-0224

CC: ITA

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RIN: 1545-BD01

2600. DEFINITION OF QUALIFIED FOREIGN CORPORATION

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805(a); 26 USC 1

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: Notice 2003-79, section 5, published on December 15, 2003, states that the IRS intends to issue regulations, for years after 2003, that provide procedures for a foreign corporation to certify that it is a qualified foreign corporation for purposes of IRC section 1(h)(11)(C). (Temporary rules provided in Notice 2003-79 were subsequently extended by Notice 2004-71, published on November 8, 2004, and by Notice 2006-3, published January 17, 2006.) The regulations will also provide procedures for certifying that a security that is not a common or ordinary share is equity rather than debt; that a foreign company is entitled to benefits under a comprehensive income tax treaty where a security is not readily tradable on a recognized U.S. stock exchange; and that the foreign corporation is not a PFIC in the taxable year in which a dividend is paid, or in the preceding taxable year. The regulations are also expected to address the meaning of the requirement in the legislative history that to qualify under a treaty for purposes of 1(h)(11) “substantially all of . . . [the foreign corporation’s] income in the taxable year in which the dividend is paid” must qualify for treaty benefits.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-107420-04

Drafting attorney: Ana C. Guzman (202) 622-3880

Reviewing attorney: Edward R. Barret (202) 622-3880

Treasury attorney: Andrew D. Froberg (202) 622-1779

CC:INTL

Agency Contact: Ana C. Guzman, Attorney-Advisor, Department of the Treasury, Internal Revenue Service,

TREAS—IRS

Proposed Rule Stage

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RIN: 1545-BD15

2601. REMIC INTEREST-ONLY REGULAR INTERESTS

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These rules relate to the proper timing of income or deduction attributable to an interest-only regular interest in a Real Estate Mortgage Investment Conduit (REMIC).

Timetable:

Action	Date	FR Cite
ANPRM	08/25/04	69 FR 52212
NPRM	09/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-106679-04

Drafting attorney: Kathleen Sleeth (202) 622-3920

Reviewing attorney: Dale Collinson (202) 622-3920

Treasury attorney: Michael Novey (202) 622-1339

CC:FI

Agency Contact: Kathleen Sleeth, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3920

RIN: 1545-BD18

2602. SECTION 42 QUALIFIED CONTRACT PROVISIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 42; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This proposed regulation under sections 42(h)(6)(F) and 42(h)(6)(K) will provide guidance for provisions relating to qualified contracts.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Additional Information: REG-114084-04

Drafting attorney: Jack Malgeri (202) 622-3040

Reviewing attorney: Susan Reaman (202) 622-3040

Treasury reviewer: Sharon Kay (202) 622-0865

CC: PSI

Agency Contact: Jack Malgeri, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3040

RIN: 1545-BD20

2603. PAYMENTS FOR WHICH NO RETURN OF INFORMATION IS REQUIRED UNDER SECTION 6041

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 6041; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This proposed regulation will remove section 1.6041-3(g) of the Income Tax Regulations.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-147136-03

Drafting attorney: Timothy Sheppard (202) 622-4910

Reviewing attorney: James C. Gibbons (202) 622-7085

Treasury attorney: John Parcell (202) 622-2578

CC: PA: APJ

Agency Contact: Timothy S. Sheppard, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue, NW, Washington, DC 20224

Phone: 202 622-4910

RIN: 1545-BD21

2604. DEFINITION OF DISQUALIFIED PERSON

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These proposed regulations provide certain changes to the definition of a disqualified person under section 1.1031-1(k) of the income tax regulations to facilitate the ability of banks and bank affiliates to act as qualified intermediaries in section 1031 exchanges.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-160005-03

Drafting attorney: Brendan P. O'Hara (202) 622-4920

Reviewing attorney: Steven Toomey (202) 622-4920

Treasury attorney: Matthew Lay (202) 622-1788

CC: ITA

Agency Contact: Brendan P. O'Hara, Attorney Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4920

RIN: 1545-BD28

2605. CLASSIFICATION OF INDIAN TRIBAL CORPORATIONS

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

TREAS—IRS

Proposed Rule Stage

Legal Authority: 26 USC 7701; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulation will provide guidance regarding classification of Indian Tribal Corporations for Federal tax purposes.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Federalism: Undetermined

Additional Information: REG-136069-04

Drafting attorney: Barbara Campbell (202) 622-3050

Reviewing attorney: Dianna Miosi (202) 622-3050

CC:PSI

Agency Contact: Barbara Campbell, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050

RIN: 1545-BD61

2606. DECLARATORY JUDGMENT—GIFT TAX VALUE

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7477; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Proposed regulations relating to the redetermination of value of certain gifts in a declaratory judgment action.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Federalism: Undetermined

Additional Information: REG-143716-04

Drafting attorney: William Blodgett (202) 622-3090

Reviewing attorney: George Masnik (202) 622-3090

Treasury attorney: Cathy Hughes (202) 622-9407

CC: PSI

Agency Contact: William L. Blodgett, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3090

RIN: 1545-BD67

2607. REGULATIONS UNDER SECTION 706 REGARDING DETERMINATION OF DISTRIBUTIVE SHARE WHEN A PARTNER'S INTEREST CHANGES

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 706; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will provide rules regarding the determination of a partner's distributive share when the partner's interest changes.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-144689-04

Drafting attorney: Laura C. Fields (202) 622-3050

Reviewing attorney: Dianna Miosi (202) 622-3050

CC: PSI

Agency Contact: Laura C. Fields, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050

RIN: 1545-BD71

2608. SHAREHOLDER'S BASIS IN STOCK OF AN S CORPORATION

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7805; 26 USC 1367

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will provide rules relating to the determination of a shareholder's basis in stock of an S corporation.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-144859-04

Drafting attorney: Stacy L. Short (202) 622-3070

Reviewing attorney: Christine Ellison (202) 622-3070

Treasury attorney: William Bowers (202) 622-5721

CC:PSI

Agency Contact: Stacy L. Short, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3070

RIN: 1545-BD72

2609. GUIDANCE UNDER SECTION 707(C) REGARDING GUARANTEED PAYMENTS

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 707; 26 USC 7805

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: This regulation will modify the regulations under section 707(c) to address certain situations involving guaranteed payments to partners.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-144694-04

Drafting attorney: Jason T. Smyczek (202) 622-3050

TREAS—IRS

Proposed Rule Stage

Reviewing attorney: David Haglund
(202) 622-3050

CC: PSI

Agency Contact: Jason T. Smyczek,
Attorney-Advisor, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-3050

RIN: 1545-BD74

2610. UPDATE AND REVISION OF TREASURY REGULATION SECTIONS 1.381(C)(4) AND (5)–1

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 381(c)(4); 26
USC 381(c)(5); 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The proposed amendments will focus on how to determine the principal accounting method; how taxpayers will procedurally change their accounting methods when they're not permitted to use or prefer not to use the principal accounting method; how taxpayers will reflect the difference in computing taxable income when they change their accounting methods; reconciling Treasury Regulation section 1.381(c)(4) language, terms, and conditions with Treasury Regulation section 1.381(c)(5); and reordering, simplifying, and indexing Treasury Regulation sections 1.381 (c)(4) and (5).

Timetable:

Action	Date	FR Cite
NPRM	07/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-151884-03
and REG-151887-03

Drafting attorney: Cheryl L. Oseekey
(202) 622-4970

Reviewing attorney: Jeffery G. Mitchell
(202) 622-4970

Treasury attorney: Sharon Kay (202)
622-0865

CC: ITA

Agency Contact: Cheryl L. Oseekey,
General Attorney, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224

Phone: 202 622-4970

RIN: 1545-BD81

2611. GUIDANCE REGARDING SELECTED ISSUES UNDER SECTION 336(E)

Priority: Substantive, Nonsignificant.
Major status under 5 USC 801 is
undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 336; 26 USC
7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The proposed regulations will address the circumstances in which a corporation that owns stock in another corporation, meeting the requirements of section 1504(a)(2), and sells, exchange, or distributes such an interest may elect to treat the transaction as a disposition of the assets of such other corporation.

Timetable:

Action	Date	FR Cite
NPRM	07/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-143544-04

Drafting attorney: Mark Weiss (202)
622-7790

Reviewing attorney: Ken Cohen (202)
622-7790

CC: COR

Agency Contact: Mark Weiss,
Attorney-Advisor, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-7790

RIN: 1545-BD84

2612. DEFINITION OF THE "DUE DATE" FOR PURPOSES OF CALCULATING OVERPAYMENT INTEREST UNDER SECTION 301.6611(H)

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 6611; 26 USC
7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: These regulations will amend 26 CFR section 301.6611-1(h) to clarify the allowance for overpayment interest in cases in which an overpayment is credited against an underpayment.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-148576-04

Drafting attorney: Timothy Sheppard
(202) 622-4910

Reviewing attorney: Pamela W. Fuller
(202) 622-4910

CC: PA: APJ

Agency Contact: Timothy S. Sheppard,
Attorney, Department of the Treasury,
Internal Revenue Service, 1111
Constitution Avenue, NW, Washington,
DC 20224

Phone: 202 622-4910

RIN: 1545-BD86

2613. REDUCTION OF FUEL EXCISE TAX EVASION

Priority: Substantive, Nonsignificant.
Major status under 5 USC 801 is
undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 48

Legal Deadline: None

Abstract: Changes to tax on aviation
grade kerosene and other excise taxes
related to taxable fuels.

Timetable:

Action	Date	FR Cite
NPRM	04/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:
Undetermined

Federalism: Undetermined

Additional Information: REG-153838-04

Drafting attorney: Deborah Karet (202)
622-3130

Reviewing attorney: Frank Boland (202)
622-3130 and Curtis Wilson (202) 622-
3000

TREAS—IRS

Proposed Rule Stage

Treasury attorney: John Parcell (202) 622-2578

CC: PSI

Agency Contact: Deborah Karet, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3130

RIN: 1545-BE03

2614. INTRA-GROUP GROSS RECEIPTS UNDER SECTION 41

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 41; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The proposed regulations will address the treatment of intra-group transactions in the determination of a controlled group's gross receipts for purposes of the section 41 research credit.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Additional Information: REG-159420-04

Drafting attorney: Jaime Park (202) 622-3120

Reviewing attorney: Brenda M. Stewart (202) 622-3120

Treasury attorney: Sharon Kay (202) 622-0865

CC: PSI

Agency Contact: Jaime C. Park, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Ave NW, Washington, DC 20024
Phone: 202 622-3120

RIN: 1545-BE14

2615. FARMER AND FISHERMAN INCOME AVERAGING UNDER THE AMERICAN JOBS CREATION ACT OF 2004 (AJCA)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 1301; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The project will amend the farm income averaging regulations under section 1.1301-1 to include the concept of fishing business.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-161695-04

Drafting attorney: Amy J. Pfalzgraf (202) 622-4950

Treasury attorney: John Parcell (202) 622-2578

CC: ITA

Agency Contact: Amy J. Pfalzgraf, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4950

Related RIN: Related to 1545-BE39

RIN: 1545-BE23

2616. SECTION 6011 REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 6011; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations are an update to the taxpayer disclosure regulations for reportable transactions under section 1.6011-4.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-103038-05

Drafting attorney: Tara P. Volungis (202) 622-3080

Reviewing attorney: Christine Ellison (202) 622-3080

Treasury attorney: Michael Desmond (202) 622-1981

CC: PSI

Agency Contact: Tara P. Volungis, Attorney-Advisor, Department of the

Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3080

Related RIN: Related to 1545-BE25

RIN: 1545-BE24

2617. SECTION 6111 REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 6111; 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: These regulations are for section 6111, as revised under the American Jobs Creation Act of 2004, which will provide the rules for material advisors regarding disclosure of reportable transactions.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-103039-05

Drafting attorney: Tara P. Volungis (202) 622-3080

Reviewing attorney: Christine Ellison (202) 622-3080

Treasury attorney: Michael Desmond (202) 622-1981

CC:PSI

Agency Contact: Tara P. Volungis, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3080

Related RIN: Related to 1545-BE27

RIN: 1545-BE26

2618. SECTION 6112 REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 6112; 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: The regulations are an update to the list maintenance regulations under section 6112 to take into account changes to the statute made in the "American Jobs Creation Act of 2004."

TREAS—IRS

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Additional Information:** REG-103043-05

Drafting attorney: Tara P. Volungis (202) 622-3080

Reviewing attorney: Christine Ellison (202) 622-3080

Treasury attorney: Michael Desmond (202) 622-1981

CC: PSI

Agency Contact: Tara P. Volungis, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3080**Related RIN:** Related to 1545-BE29**RIN:** 1545-BE28**2619. TRACTORS, TRAILERS, TRUCKS, AND TIRES****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 48**Legal Deadline:** None**Abstract:** This project will provide guidance on trucks, tractors, trailers, and tires in light of legislative changes and litigation.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/07	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:**

Undetermined

Federalism: Undetermined**Additional Information:** REG-103380-05

Drafting attorney: Celia Gabrysh (202) 622-3130

Reviewing attorneys: Barbara Franklin (202) 622-3130 and Curt Wilson (202) 622-3000

Treasury attorney: John Parcell (202) 622-2578

CC: PSI

Agency Contact: Celia A. Gabrysh, Attorney-Advisor, Department of theTreasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3130**RIN:** 1545-BE31**2620. RELEASE OF LIEN OR DISCHARGE OF PROPERTY****Priority:** Info./Admin./Other**Legal Authority:** 26 USC 6325; 26 USC 6503; 26 USC 7426; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** Proposed regulations that reflect the enactment of sections 6325(b)(4), 7426(a)(4) and (b)(5), and 6503(f)(2) of the IRS Restructuring and Reform Act of 1998, giving third-party owners of property administrative and judicial remedies to discharge tax liens from their property.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-159444-04

Drafting attorney: Debra A. Kohn (202) 622-3620

Reviewing attorney: Lawrence Schattner (202) 622-3620

Treasury attorney: Michael Desmond (202) 622-1981

CC: PA: CBS

Agency Contact: Debra A. Kohn, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-7985

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RIN: 1545-BE35**2621. DEFINITION OF DEPENDENT AND OTHER RELATED PROVISIONS****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Unfunded Mandates:** Undetermined**Legal Authority:** 26 USC 7805; 26 USC 152**CFR Citation:** Not Yet Determined**Legal Deadline:** None**Abstract:** This project will update regulations under sections 2, 151, 152, and other sections of the Internal Revenue Code that refer to the definition of "dependent" in section 152, as amended by the Working Families Tax Relief Act of 2004.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-106682-05

Drafting attorney: Victoria J. Driscoll (202) 622-4920

Reviewing attorney: Donna J. Welch (202) 622-4920

Treasury attorney: Eric San Juan (202) 622-0224

CC: ITA

Agency Contact: Victoria J. Driscoll, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4920
Fax: 202 622-6853**RIN:** 1545-BE40**2622. BALANCED SYSTEM FOR MEASURING ORGANIZATIONAL AND EMPLOYEE PERFORMANCE WITHIN THE INTERNAL REVENUE SERVICE****Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 9501; 26 USC 7804; PL 105-206, sec 1201; PL 105-206, sec 1204; 26 USC 7805; ...**CFR Citation:** 26 CFR 801**Legal Deadline:** None**Abstract:** The IRS will issue a notice of proposed rulemaking to accompany temporary regulations amending 26 CFR part 801 to remove limitations on use of quantity measures in measuring and evaluating organizational and employee performance, and to add examples of proper use of quantity measures and records of tax enforcement results.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** No

TREAS—IRS

Proposed Rule Stage

Small Entities Affected: No

Government Levels Affected: Federal

Additional Information: REG-114444-05

Drafting attorney: Karen Keller (202) 283-7919

Reviewing attorney: Neil B. Worden (202) 283-7911

Treasury attorney: Michael Desmond (202) 622-1981

CC:GLS:CL

Agency Contact: Karen Keller, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-7919

Related RIN: Related to 1545-BE46

RIN: 1545-BE45

2623. LIMITATION ON TRANSFER OF BUILT-IN LOSSES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 362(e); 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will provide guidance for applying 26 U.S.C. 362(e)(2).

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-110405-05

Drafting attorney: Jay M. Singer (202) 622-7530

Reviewing attorney: Filiz Serbes (202) 622-3703

Treasury attorney: Marc Countryman (202) 622-9858

CC: COR

Agency Contact: Jay M. Singer, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-7530

Related RIN: Related to 1545-BE59

RIN: 1545-BE58

2624. RESEARCH EXPENDITURES RESULTING IN INVENTORY PROPERTY

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 174; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulations will address the treatment, under section 174, of amounts paid or incurred for the direct labor and materials used to construct property to be sold to third parties.

Timetable:

Action	Date	FR Cite
NPRM	03/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Additional Information: REG-124148-05

Drafting attorney: Nicole R. Cimino (202) 622-3120

Reviewing attorney: Leslie Finlow (202) 622-3120

Treasury attorney: Sharon Kay (202) 622-0865

CC:PSI

Agency Contact: Nicole R. Cimino, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-3120

RIN: 1545-BE64

2625. SECTION 401(A)(4) GUIDANCE

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 401; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Provide additional guidance on satisfying the section 401(a)(4) nondiscrimination requirement with respect to benefits or contributions.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: REG-127586-05

Drafting attorney: Christopher A. Crouch (202) 622-6090

Reviewing attorney: Linda S. Marshall (202) 622-6090

Treasury attorney: Harlan Weller (202) 622-1001

CC: TEGE

Agency Contact: Christopher A. Crouch, Attorney Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, CC: TEGE: EB: QP1, Washington, DC 20224

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RIN: 1545-BE69

2626. INFORMATION REPORTING ON REAL ESTATE TRANSACTIONS

Priority: Info./Admin./Other

Legal Authority: 26 USC 6011; 26 USC 6045

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation amends 26 CFR section 1.6045-4 of the Income Tax Regulations by providing that a sale or exchange of an interest in timber for an outright or a lump sum amount is subject to information reporting under 26 U.S.C. section 6045(e).

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: REG-155669-04

Drafting attorney: William Kostak (202) 622-4910

Reviewing attorney: James C. Gibbons (202) 622-4910

CC:PA:APJ

Agency Contact: William M. Kostak, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-4910

RIN: 1545-BE73

TREAS—IRS

Proposed Rule Stage

2627. START-UP AND ORGANIZATIONAL EXPENDITURES**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 195; 26 USC 248; 26 USC 709; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The proposed regulations implement the changes to sections 195, 248, and 709 of the Internal Revenue Code, made by section 902 of the American Jobs Creation Act of 2004 (Pub. L. No. 108-357). Under the Act, a corporate taxpayer may elect to deduct up to \$5000 of start-up expenditures and \$5000 of organizational expenditures in the taxable year in which the trade or business begins. The remainder of the start-up or organizational expenditures are allowed as deductions ratably over the 180-month period beginning with the month the corporation begins business. Similar rules are provided for organizational and syndication fees for partnerships.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: Undetermined**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** REG-164965-04

Drafting attorney: Grace K. Matuszeski (202) 622-7900

Treasury attorney: Sharon Kay (202) 622-0865

CC: ITA

Agency Contact: Grace Matuszeski, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7900

RIN: 1545-BE77**2628. TARGETED POPULATIONS UNDER SECTION 45D(E)(2)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 450; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The regulation provides guidance under section 45D regarding

how an entity meets the requirements to be a qualified active low-income community business for purposes of the new markets tax credit when its activities involve targeted populations.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Undetermined**Additional Information:** REG-142339-05

Drafting attorney: Lauren R. Taylor (202) 622-3040

Reviewing attorney: Susan Reaman (202) 622-3040

Treasury attorney: Sharon Kay (202) 622-0865

CC:PSI

Agency Contact: Lauren R. Taylor, General Attorney (Tax), Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5111, Washington, DC 20224
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Fax: 202 622-4753
Email: lauren.r.taylor@
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RIN: 1545-BE89**2629. RAILROAD TRACK MAINTENANCE CREDIT****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: These regulations provide guidance on claiming the railroad track maintenance credit under section 45G of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
NPRM	09/08/06	71 FR 53052
NPRM Comment Period End	12/07/06	
Public Hearing	01/00/07	
Final Action	12/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-142270-05

Drafting attorney: Winston Douglas (202) 622-3110

Reviewing attorney: Kathleen Reed (202) 622-3110

Treasury attorney: Sharon Kay (202) 622-0865

CC: PSI

Agency Contact: Winston H. Douglas, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3110

Related RIN: Related to 1545-BE91**RIN:** 1545-BE90**2630. S CORPORATION GUIDANCE UNDER AMERICAN JOBS CREATION ACT OF 2004****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 1361; 26 USC 1362; 26 USC 1366; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation revises S corporation regulations under section 1361 and other affected code sections to reflect provisions of (AJCA) "American Jobs Creation Act of 2004" & (GOZA) Gulf Opportunity Zone Act, including family shareholder rules under Act section 231; also updates or replaces obsolete references in regulations.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-143326-05

Drafting attorney: Bradford R. Poston (202) 622-3060

Reviewing attorney: John T. Hines (202) 622-3060

CC:PSI: 2

Agency Contact: Bradford R. Poston, Senior Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5015, Washington, DC 20224
Phone: 202 622-3060
Fax: 703 605-1905

TREAS—IRS

Proposed Rule Stage

Email:
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RIN: 1545-BE95

2631. CAPITAL COSTS INCURRED TO COMPLY WITH EPA SULFUR REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation provides guidance under section 179B of the Internal Revenue Code relating to EPA sulfur.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-143453-05

Drafting attorney: Douglas Kim (202) 622-3110

Reviewing attorney: Kathleen Reed (202) 622-3110

Treasury attorney: John Parcell (202) 622-2578

CC: PSI

Agency Contact: Douglas Kim, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3110

Related RIN: Related to 1545-BE97

RIN: 1545-BE96

2632. DISALLOWANCE OF PARTNERSHIP LOSS TRANSFERS AND BASIS REDUCTION IN STOCK OF A CORPORATE PARTNER

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 704; 26 USC 734; 26 USC 743; 26 USC 755; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These proposed regulations intend to provide guidance under sections 704, 734, 743, and 755 as amended by the American Jobs

Creation Act of 2004 regarding the disallowance of certain partnership loss transfers, and no reduction of basis in stock held by a partnership in a corporate partner.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected:

Undetermined

Federalism: Undetermined

Additional Information: REG-144468-05

Drafting attorneys: Barbara J. Campbell and Sean I. Kahng (202) 622-3050

CC:PSI

Agency Contact: Sean I. Kahng, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050

Barbara Campbell, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050

RIN: 1545-BE98

2633. SECTION 704(C) AND 737 REGULATIONS UPDATE

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 704; 26 USC 737

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This proposed rule will modify regulations under sections 704 and 737 consistent with Notice 2005-15.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected:

Undetermined

Additional Information: REG-143397-05

Drafting attorney: Laura C. Fields (202) 622-3050

Reviewing attorney: Beverly Katz (202) 622-3050

Treasury attorney: William Bowers (202) 622-5721

CC:PSI

Agency Contact: Laura C. Fields, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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Heather L. Faight, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3060

RIN: 1545-BE99

2634. CAFETERIA PLANS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 125

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Proposed regulations on cafeteria plans (employee welfare benefit plans allowing employees to choose between taxable benefits and nontaxable benefits (e.g., employer-provided accident and health plans, group term life insurance or dependent care assistance programs).

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-142695-05

Drafting attorney: Elizabeth A. Purcell (202) 622-6080

Reviewing attorney: Harry Beker (202) 622-6080

Treasury attorney: Kevin Knopf (202) 622-2329

CC: TEGE

Agency Contact: Elizabeth A. Purcell, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6080

Related RIN: Related to 1545-BF01

RIN: 1545-BF00

TREAS—IRS

Proposed Rule Stage

2635. ELECTION TO EXPENSE CERTAIN REFINERIES**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 179C**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** Provide guidance under section 179C of the Internal Revenue Code.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** Undetermined**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** REG-146895-05

Drafting attorney: Ruba Nasrallah (202) 622-3110

Reviewing attorney: Kathleen Reed (202) 622-3110

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: Ruba Nasrallah, General Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue, NW, Washington, DC 20224
Phone: 202 622-3110**Related RIN:** Related to 1545-BF06**RIN:** 1545-BF05**2636. CREDIT CARD CLAIMS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 6416**CFR Citation:** 26 CFR 48**Legal Deadline:** None**Abstract:** Refunds of excise taxes on exempt sales of fuel by credit card.**Timetable:**

Action	Date	FR Cite
NPRM	07/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Undetermined**Additional Information:** REG-147282-05

Drafting attorney: Taylor Cortright (202) 622-3130

Reviewing attorneys: Frank Boland (202) 622-3130 and Curt Wilson (202) 622-3000

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: Taylor Cortright, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3130**RIN:** 1545-BF07**2637. NUCLEAR DECOMMISSIONING COST****Priority:** Substantive, Nonsignificant**Legal Authority:** Not Yet Determined**CFR Citation:** Not Yet Determined**Legal Deadline:** None**Abstract:** Proposed regulations under the Energy Tax Incentives Act of 2005 concerning nuclear decommissioning costs.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-147290-05

Drafting attorney: Bernard P. Harvey (202) 622-3110

Reviewing attorney: Peter C. Friedman (202) 622-3110

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: Bernard P. Harvey III, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3110**Related RIN:** Related to 1545-BF09**RIN:** 1545-BF08**2638. CLEAN RENEWABLE ENERGY BONDS****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 109-58 sec 1303(d); 26 USC 54**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** Section 54 of the Code allows certain specified entities to issue Clean Renewable Energy Bonds. Taxpayers who purchase these bonds are entitled to a credit against income tax in lieu of receiving interest payments from the Clean Renewable Energy Bond issuers. These regulations explain the requirements for issuing the bonds and for claiming the tax credit.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Businesses**Government Levels Affected:** Local, State, Tribal**Additional Information:** REG-148071-05

Drafting attorney: Aviva M. Roth (202) 622-3980

Reviewing attorney: Timothy L. Jones (202) 622-1380

Treasury attorney: John Cross (202) 622-1322

CC:TEGE

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Phone: 202 622-3980
Email: aviva.m.roth@irscounsel.treas.gov**Related RIN:** Related to 1545-BF12**RIN:** 1545-BF11**2639. FEDERAL INCOME TAX CONSEQUENCES OF TRANSFERS BETWEEN AN INDIVIDUAL DEBTOR AND THE BANKRUPTCY ESTATE IN CASES UNDER CHAPTERS 7 AND 11 OF TITLE 11 OF THE UNITED STATES CODE****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** The proposed notice of proposed rulemaking designates as non-taxable certain asset transfers between individual debtors and their bankruptcy estates that occur at the commencement of the bankruptcy case, after

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commencement and before termination of the bankruptcy estate, and upon the termination of the estate. The regulations provide specific rules governing the succession of tax attributes by the estate and the debtor in connection with these non-taxable transfers. The regulations also define the section 1398 phrase "termination of the estate."

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-116372-03

Drafting attorney: Laurence K. Williams (202) 622-3600

Reviewing attorney: Michael Gompertz (202) 622-3620

Treasury attorney: Michael Desmond (202) 622-1981

CC: PA: CBS

Agency Contact: Laurence K. Williams, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-3600

RIN: 1545-BF13

2640. RULES UNDER SECTION 302 OF THE KATRINA EMERGENCY TAX RELIEF ACT OF 2005

Priority: Substantive, Nonsignificant

Legal Authority: PL 109-73, sec 302; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will provide rules relating to the \$500 deduction from taxable income allowed under section 302 of the Katrina Emergency Tax Relief Act of 2005 (KETRA) to individuals for housing a Hurricane Katrina displaced individual.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-152043-05

Drafting Attorney: Marnette M. Myers (202) 622-4920

CC: ITA

Agency Contact: Marnette M. Myers, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Ave NW, Washington, DC 20224
Phone: 202 622-4920

Related RIN: Related to 1545-BF89

RIN: 1545-BF14

2641. REVISION OF TREASURY REGULATION SECTION 1.1561-3 TO COMPLY WITH COMMISSIONER'S E-FILE PROGRAM AND WITH THE RECOMMENDATIONS OF TIGTA REPORT

Priority: Info./Admin./Other

Legal Authority: 26 USC 1561; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These temporary regulations simplify, clarify, or eliminate reporting burdens. These regulations also eliminate regulatory impediments to the electronic filing of certain statements that taxpayers are required to include on or with their Federal income tax returns.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-134317-05

Drafting attorney: Grid R. Glycer (202) 622-7930

Reviewing attorney: Steve Hankin (202) 622-7930

CC: COR

Agency Contact: Grid R. Glycer, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-7930

RIN: 1545-BF16

2642. ALCOHOL FUEL AND BIODIESEL

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 6426; 26 USC 6427(e); 26 USC 40 A; 26 USC 40; 26 USC 34; 26 USC 7805

CFR Citation: 48 CFR 6425; 48 CFR 6427

Legal Deadline: None

Abstract: Sections 40A, 6426, and 6427(e) were added to the Internal Revenue Code (Code) by the American Jobs Creation Act of 2004 (Pub. L. 108-357)(ACT). The Act also amended section 40 of the Code. These Code provisions relate to credits for alcohol and biodiesel used as a fuel and credits and payments for alcohol fuel and biodiesel mixtures. The regulations will provide guidance on these Code sections.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-155087-05

Drafting attorney: Susan Athy (202) 622-3130

Reviewing attorney: Frank Boland (202) 622-3130 and Curt Wilson (202) 622-3000

Treasury attorney: John Parcell (202) 622-2578

CC: PSI

Agency Contact: Susan Athy, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3130

RIN: 1545-BF17

2643. CREDIT FOR PRODUCTION FROM ADVANCED NUCLEAR POWER FACILITIES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 45J

CFR Citation: Not Yet Determined

Legal Deadline: None

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Abstract: Regulations will provide guidance for implementation of new section 45J; in particular, regulations will provide a certification process for approval and allocation of the National Megawatt Limitation.

Timetable:

Action	Date	FR Cite
NPRM	03/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected:

Undetermined

Additional Information: REG-157616-05

Drafting attorney: Patrick S. Kirwan (202) 622-3110

Reviewing attorney: Peter Friedman (202) 622-3110

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: Patrick S. Kirwan, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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Related RIN: Related to 1545-BF20

RIN: 1545-BF19

2644. DEBT SATISFIED BY A PARTNERSHIP INTEREST

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 108; 26 USC 704; 26 USC 752; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Proposed regulations to address partnership issues relating to the satisfaction of a debt with a partnership interest.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected:

Undetermined

Additional Information: REG-164370-05

Drafting attorney: Eric Lee (202) 622-3070

Reviewing attorney: Mary Beth Collins (202) 622-3070

CC: PSI

Agency Contact: Eric B. Lee, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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RIN: 1545-BF27

2645. TAXPAYER ASSISTANCE ORDERS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7811 (a); 26 USC 7805

CFR Citation: 42 CFR 301

Legal Deadline: None

Abstract: Proposed amendments to Treasury Regulation section 301.7811-1 to ensure that the regulation reflects amendments to section 7811 of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-152166-05

Drafting attorney: Robin M. Tuczak (202) 622-3529

CC: NTA

Agency Contact: Robin Tuczak, Technical Advisor to the Special Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

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RIN: 1545-BF33

2646. ENTERTAINMENT EXPENSE DISALLOWANCE

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Regulations implementing the JOBS Act 2004 amendments to section 274(e)(2) and (e)(9), regarding limitations on deductions for expenses

for entertainment of specified individuals.

Timetable:

Action	Date	FR Cite
NPRM	01/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-147171-05

Drafting attorney: Michael A. Nixon (202) 622-4930

Reviewing attorney: George Baker (202) 622-4930

Treasury attorney: Eric San Juan (202) 622-0224

CC:ITA

Agency Contact: Michael A. Nixon, General Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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RIN: 1545-BF34

2647. ACCURACY-RELATED PENALTIES

Priority: Substantive, Nonsignificant

Legal Authority: USC 6662A; USC 6662; USC 6664; 26 USC 7805

CFR Citation: 26 CFR 1.6662A; 26 CFR 1.6662; 26 CFR 1.6664

Legal Deadline: None

Abstract: Proposed regulations regarding the new provisions and amendments made to code sections 6662, 6662A, and 6664 by the American Jobs Creation Act of 2004 and the Gulf Opportunity Zone Act of 2005.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-160870-04

Drafting attorney: Laura R. Urich (202) 622-4940

Reviewing attorney: Ashton P. Trice (202) 622-4940

Treasury attorney: Mike Desmond (202) 622-1981

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CC: PA: APJ

Agency Contact: Laura Rebecca Urich, Attorney Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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RIN: 1545-BF40

2648. • TAXATION OF FRINGE BENEFITS AND EXCLUSIONS FROM GROSS INCOME OF CERTAIN FRINGE BENEFITS**Priority:** Routine and Frequent**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1.61-21-(k)(6)(B)**Legal Deadline:** None

Abstract: This proposed regulation contains proposed amendments to the fringe benefit regulations. Income Tax Regulation section 1.61-21(k)(6)(B) is amended by removing a reference to section 414(q)(1)(C) of the Internal Revenue Code (Code) that no longer exists and replacing it with a reference to regulation section 1.61-21(f)(5)(i).

Timetable:

Action	Date	FR Cite
NPRM	07/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Additional Information:** REG-162699-05

Drafting Paralegal: Eboni P. Stokes (202) 622-4783

Reviewing Branch Chief: Lynne A. Camillo (202) 622-6040

CC: TEGE

Agency Contact: Eboni Patrice Stokes, Paralegal Specialist, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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RIN: 1545-BF42

2649. • LIMITATION ON IMPORTATION OF BUILT-IN LOSSES**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1.362-1**Legal Deadline:** None

Abstract: These proposed regulations will provide guidance for determining that a CFC's distributive share of partnership income will qualify for the exception contained in section 954(i).

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Additional Information:** REG-161948-05

Drafting attorney: Jay M. Singer (202) 622-7530

Reviewing attorney: Filiz A. Serbes (202) 622-3703

CC: COR

Agency Contact: Jay M. Singer, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7530

RIN: 1545-BF43

2650. • SPECIAL RULES UNDER SECTION 7874**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 26 USC 7805; 26 USC 7874**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation will provide special rules amplifying the provisions of section 7874.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-112994-06

Drafting attorney: Milton M. Cahn (202) 622-3860

Reviewing attorney: Charles P. Besecky (202) 622-3860

CC:INTL

Agency Contact: Milton M. Cahn, Attorney-Advisor, Department of the

Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3860

Related RIN: Related to 1545-BF48

RIN: 1545-BF47

2651. • FURTHER GUIDANCE REGARDING APPLICATION OF SECTION 409A**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 409A**CFR Citation:** Not Yet Determined**Legal Deadline:** None

Abstract: Regulations regarding the measurement of income inclusion and calculation of applicable taxes under section 409A of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:**

Undetermined

Additional Information: REG-148326-05

Drafting attorney: Stephen B. Tackney (202) 622-6030

Treasury attorney: Dan Hogan (202) 622-1332

CC: TEGE

Agency Contact: Stephen B. Tackney, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 4030, Washington, DC 20224
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RIN: 1545-BF50

2652. • 475 HELD FOR INVESTMENT**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 475(b)**CFR Citation:** 26 CFR Part 1**Legal Deadline:** None

Abstract: Publication of notice of proposed rule making relating to whether a security is held for investment and excluded from the application of section 475(a) of the Internal Revenue Code.

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Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-253307-96

Drafting attorney: Lauren J. Medovoy
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CC: FI

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RIN: 1545-BF53

2653. • CHANGE TO OFFICE TO WHICH NOTICES OF NONJUDICIAL SALE AND REQUESTS FOR RETURN OF WRONGFULLY LEVIED PROPERTY MUST BE SENT

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7425; 26 USC 6343

CFR Citation: 26 CFR 6343-2; 26 CFR 7425-3

Legal Deadline: None

Abstract: These proposed amendments to the regulations provide guidance relating to the giving of notice of nonjudicial sales under section 7425(b) of the Internal Revenue Code and requests for return of wrongfully levied property under section 6343(b) of the Internal Revenue Code. In order to account for the IRS's current organizational structure and to allow for future reorganizations of the IRS, the proposed regulations remove certain specific titles.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-148951-05

Drafting attorney: Robin M. Ferguson
(202) 622-3610Reviewing attorney: Mitch Hyman (202)
622-3610Treasury attorney: Anita Soucy (202)
622-1766

CC: PA: CBS

Agency Contact: Robin M. Ferguson,
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RIN: 1545-BF54

2654. • SECTION 6707 AND THE FAILURE TO FURNISH INFORMATION REGARDING REPORTABLE TRANSACTIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 301.6707-1; 26
CFR 1.6091-1

Legal Deadline: None

Abstract: Proposed regulations regarding the imposition of penalties under section 6707 of the Internal Revenue Code on material advisors who fail to file a return under section 6111(a) or file false or incomplete information with respect to a reportable transaction.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-160872-04

Drafting attorney: Matthew S. Cooper
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622-4940

CC: PA: APJ

Agency Contact: Matthew S. Cooper,
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RIN: 1545-BF59

2655. • SECTION 6707A AND THE FAILURE TO INCLUDE ON ANY RETURN OR STATEMENT ANY INFORMATION REQUIRED TO BE DISCLOSED UNDER SECTION 6011 WITH RESPECT TO A REPORTABLE TRANSACTION.

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 301.6707A-1

Legal Deadline: None

Abstract: Proposed regulations regarding the imposition of penalties under section 6707A of the Internal Revenue Code for the failure to include on any return or statement any information required to be disclosed under section 6011 with respect to a reportable transaction.**Timetable:**

Action	Date	FR Cite
NPRM	07/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-160868-04

Drafting attorney: Dillon J. Taylor (202)
622-4940Reviewing attorney: Ashton Trice (202)
622-4940

CC: PA: APJ

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Related RIN: Related to 1545-BF62

RIN: 1545-BF61

2656. • ACTIVITIES CUSTOMARILY PERFORMED BY STATES AND LOCAL GOVERNMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7871(e)

CFR Citation: 26 CFR 1.7871(e)

Legal Deadline: None

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Abstract: The advanced notice of proposed rulemaking provides that the Internal Revenue Service and the Department of Treasury expect to issue guidance providing that for purposes of tax exempt bonds issued by Indian tribal governments under sections 103(a) and 7871(a)(4) of the Internal Revenue Code. Plan activity will be considered an activity customarily performed by State and local governments with general taxing power within the meaning of section 7871(e) only if: (1) The activity is one conducted by a requisite number of State or local governments, (2) the activity has been conducted by States or local governments for a requisite period of time and (3) the activity is not a commercial or industrial activity.

Timetable:

Action	Date	FR Cite
ANPRM	08/09/06	71 FR 45474
ANPRM Comment Period End	11/07/06	
NPRM	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Tribal**Additional Information:** REG-118788-06

Drafting attorney: Aviva M. Roth (202) 622-3980

Reviewing attorney: Timothy L. Jones (202) 622-3701

Treasury attorney: John J. Cross III (202) 622-1322

CC: TEGE

Agency Contact: Aviva M. Roth, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 4013, Washington, DC 20224
Phone: 202 622-3980
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RIN: 1545-BF63**2657. • CLARIFICATION OF SECTION 6411 REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 6411**CFR Citation:** 26 CFR 1.6411-2 (Revision); 26 CFR 1.6411-3 (Revision)**Legal Deadline:** None**Abstract:** These proposed amendments to the regulations clarify that, after

being computed under the terms of the section 1.6411-2 regulations, a tentative carryback allowance may be reduced under section 1.6411-3 by unassessed amounts. In order to account for the IRS's current organizational structure, the proposed regulations remove the title.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-118886-06

Drafting attorney: Cynthia A. McGreevy (202) 622-4910

Reviewing attorneys: Pamela Fuller (202) 622-3600 and

Curtis Wilson (202) 622-7800

Treasury attorney: Michael Desmond (202) 622-1981

CC: PA: APJ

Agency Contact: Cynthia A. McGreevy, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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Fax: 202 927-9248
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RIN: 1545-BF65**2658. • USER FEES FOR PROCESSING INSTALLMENT AGREEMENTS****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 31 USC 9701; OMB Circular A-25**CFR Citation:** 26 CFR 300.1; 26 CFR 300.2**Legal Deadline:** None

Abstract: The proposed regulations relate to the user fees charged by the Service for installment agreements. The proposed regulations increase the amount of the user fees imposed under sections 300.1 and 300.2 for entering into and restructuring or reinstating installment agreements. The proposed regulations bring the fees in line with the actual costs to the Service. Currently, the Service charges \$43 for entering into an installment agreement

and \$24 for restructuring or reinstating an installment agreement that is in default. The IRS recently completed a review of the installment agreement program and determined that the full cost of an installment agreement is \$105, and the full cost of restructuring or reinstating an installment agreement is \$45. The proposed regulations reflect these costs, with one exception, the fee for entering into an installment agreement paid by way of a direct debit from the taxpayer's checking account will be \$52, to encourage this type of payment arrangement.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-148576-05

Drafting attorney: William Beard (202) 622-4173

Reviewing attorney: Lawrence Schattner (202) 622-3620

CC: PA: CBS

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RIN: 1545-BF69

2659. • APPLYING SECTION 1(H) TO CAPITAL GAIN DIVIDENDS OF RIC AND REITS**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The proposed regulations will contain rules determining the amounts that a RIC or REIT may designate for various purposes under section 1(h) and 871(k)(2).

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

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Additional Information: REG-119739-06

Drafting attorney: Sonja Kotlica (202) 622-6295

CC:FI

Agency Contact: Sonja Kotlica, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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RIN: 1545-BF72

2660. • MULTIPLE ANNUITY STARTING DATE LIMITATIONS ON BENEFITS UNDER QUALIFIED PLANS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805(e)

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The proposed regulation would provide guidance with respect to determining the annual benefit under a defined benefit plan for the purpose of applying the limitations of section 415 in cases where there has been more than one annuity starting date.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal, Local, State, Tribal

Federalism: This action may have federalism implications as defined in EO 13132.

Additional Information: REG-122142-06

Drafting attorneys: Christopher A. Crouch (202) 622-6090 and Linda S. Marshall (202) 622-6090

Treasury attorney: Harlan Weller (202) 622-1001

CC:TEGE

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RIN: 1545-BF74

2661. • GUIDANCE ON DETERMINATION OF INTEREST EXPENSE ALLOCABLE IN A GLOBAL DEALING OPERATION

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 7805; 26 USC 0882; 26 USC 0861; 26 USC 0864

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will address guidance on determination of interest expense allocable in a global dealing operation; coordination of interest expense allocable to global dealing operation with interest allocation rules of section 861 and determination of interest deduction of foreign corporations under section 882.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-125604-06

Drafting attorney: Margaret K. Harris (202) 622-3870

Reviewing attorney: Paul S. Epstein (202) 622-3870

Treasury attorney: Andrew Froberg (202) 622-1779

CC: INTL

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RIN: 1545-BF76

2662. • U.S. SOURCE INCOME EFFECTIVELY CONNECTED WITH U.S. BUSINESS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 7805; 26 USC 0864

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation provides rules determining when income from

stock or securities in the active conduct of a banking financing or similar business will be treated as effectively connected with a United States business.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected:

Undetermined

Federalism: Undetermined

Additional Information: REG-125594-06

Drafting attorney: Margaret K. Harris (202) 622-3870

Reviewing attorney: Paul S. Epstein (202) 622-3870

Reviewing attorney: Andrew Froberg (202) 622-1779

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RIN: 1545-BF77

2663. • SOURCE OF INCOME; SOURCE OF GUARANTEE FEE INCOME

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 7805; 26 USC 0863

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation provides rules relating to the source of income from financial guarantee fees, letters of credit, and other interest equivalents with respect to similar financial instruments.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected:

Undetermined

Federalism: Undetermined

Additional Information: REG-125599-06

TREAS—IRS

Proposed Rule Stage

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RIN: 1545-BF78

2664. • TAX INCREASE PREVENTION AND RECONCILIATION ACT OF 2005 AMENDMENTS TO SECTION 199

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 199; 26 USC
7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Proposed regulations
involving changes made by the Tax
Increase Prevention and Reconciliation
Act of 2005 to the definition of W-2
wages and partnership allocations of
W-2 wages.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

**Regulatory Flexibility Analysis
Required:** No

Government Levels Affected:
Undetermined

Additional Information: REG-127819-06

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RIN: 1545-BF79

2665. • GUIDANCE UNDER SECTION 67 REGARDING MISCELLANEOUS ITEMIZED DEDUCTIONS OF A TRUST OR ESTATE

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 67

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: The guidance will address
the application of IRC section 67 to the
permissible itemized deductions of a
trust or estate.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

**Regulatory Flexibility Analysis
Required:** Undetermined

Small Entities Affected: Organizations

Government Levels Affected: None

Additional Information: REG-128224-06

Drafting attorney: Bradford Poston (202)
622-3060

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622-3060

CC: PSI; 2

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RIN: 1545-BF80

2666. • REGULATION TO DELETE THE TORT TYPE RIGHTS TEST FROM THE SECTION 104(A)(2) REGULATIONS

Priority: Substantive, Nonsignificant.
Major status under 5 USC 801 is
undetermined.

Legal Authority: 26 USC 1.104-1(c)

CFR Citation: 26 CFR Part 1

Legal Deadline: NPRM, Statutory, June
30, 2006.

Abstract: These proposed regulations
will amend section 1.104(c) of the
Income Tax Regulations to reflect the
amendments made to section
1.104(a)(2) by sections 1605(a) and (b)
of the Small Business Job Protection
Act of 1996. The regulations are also
amended to delete the requirement that
damages qualify for exclusion from

gross income under 104(a)(2) of the
Code only if the legal suit, action, or
settlement agreement in which the
damages are received is based upon tort
or tort type rights.

Timetable:

Action	Date	FR Cite
NPRM	07/00/07	

**Regulatory Flexibility Analysis
Required:** No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-127270-06

Drafting attorney: Sheldon A. Iskow
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Reviewing attorney: Michael J.
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CC: ITA

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RIN: 1545-BF81

2667. • GUIDANCE REGARDING SCOPE OF SECTION 368(A)(1)(D)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: The IRS is issuing temporary
regulations relating to the distribution
requirement under sections 368(a)(1)(D)
and 354(b)(1)(B). The text of the
regulations also serves as the text of
proposed regulations.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

**Regulatory Flexibility Analysis
Required:** Undetermined

Government Levels Affected: None

Additional Information: REG-125632-06

Drafting attorney: Bruce Decker (202)
622-8039

Reviewing attorney: Lisa Fuller (202)
622-7152

Treasury attorney: Marc Countryman
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TREAS—IRS

Proposed Rule Stage

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RIN: 1545-BF83

2668. • TREATMENT OF PAYMENTS IN LIEU OF TAXES**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1.141-4(e)(5)**Legal Deadline:** None

Abstract: The notice of proposed rulemaking provides that the Internal Revenue Service and the Department of Treasury propose to modify the standards for treating payments in lieu of taxes as generally applicable taxes for purposes of the private security or payment test under section 141.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-136806-06

Drafting attorneys: Vassiliki Tsilas (202) 622-3353 and Carla Young (202) 622-3419

Reviewing attorney: Rebecca Harrigal (202) 622-3449

Treasury attorney: John Cross (202) 622-1322

CC: TEGE: TEB

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RIN: 1545-BF87

2669. • WITHHOLDING AND REPORTING OBLIGATIONS UNDER SECTION 1441 REGARDING TENDER OFFERS**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1; 26 CFR 1441**Legal Deadline:** None

Abstract: The proposed regulations provide guidance for U.S. financial institutions to satisfy their withholding, reporting and deposit obligations under chapter 3 of the Code with respect to payments made to foreign account holders pursuant to a self-tender offer made by a publicly traded corporation.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-140206-06

Drafting attorney: Kathryn T. Holman (202) 622-3840

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CC: INTL

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RIN: 1545-BF93

2670. • SECTION 181 – DEDUCTION FOR QUALIFIED FILM AND TELEVISION PRODUCTION COSTS**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** None**Legal Deadline:** None

Abstract: Further guidance under section 181.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Additional Information:** REG-115403-05

Drafting attorney: Bernard P. Harvey (202) 622-3110

Reviewing attorney: Charles B. Ramsey (202) 622-3110

Treasury attorney: Dennis Tingey (202) 622-1335

CC: PSI

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Related RIN: Related to 1545-BE95

RIN: 1545-BF94

2671. • CIRCULAR 230 – REVIEW OF SECTION 10.35 ET SEQ.**Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 330; 5 USC 301; 5 USC 500; 5 USC 551 to 559**CFR Citation:** 31 CFR 10.35; 31 CFR 10.36; 31 CFR 10.37; 31 CFR 10.38**Legal Deadline:** None

Abstract: Proposed regulations modifying the standards for covered opinions and other written advice.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-138367-06

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Reviewing attorney: Brinton Warren (202) 622-7800

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RIN: 1545-BF96

Department of the Treasury (TREAS)
Internal Revenue Service (IRS)

Final Rule Stage

2672. INCOME TAX—DEFINITION OF QUALIFIED POSSESSION SOURCE INVESTMENT INCOME FOR PURPOSES OF PUERTO RICO AND POSSESSION TAX CREDIT

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 936

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will provide rules with respect to what constitutes qualified possession source investment income for purposes of the Puerto Rico and possession tax credit.

Timetable:

Action	Date	FR Cite
NPRM	01/21/86	51 FR 2726
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Additional Information: REG-209013-86 (INTL-44-86)

Drafting attorney: Thomas A. Vidano (202) 435-5265

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RIN: 1545-AC10

2673. INFORMATION FROM PASSPORT AND IMMIGRATION APPLICANTS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 6039E

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: The regulation will prescribe under section 6039E the information to be gathered by the State Department and Immigration and Naturalization Service on passport and green card applicants and the penalties to be imposed on such applicants if they do not supply the information.

Timetable:

Action	Date	FR Cite
NPRM	12/24/92	57 FR 61373
Final Action	03/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-208274-86 (INTL-978-86)

Drafting attorney: Quyen Huynh (202) 622-3880

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RIN: 1545-AJ93

2674. EARNINGS STRIPPING PAYMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation addresses the deductibility of interest under section 163 being limited when paid by a corporation to related persons not subject to U.S. tax.

Timetable:

Action	Date	FR Cite
NPRM	06/18/91	56 FR 27907
Hearing	09/25/91	
Final Action	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-209059-89 (INTL-870-89)

Drafting attorney: Theodore Setzer (202) 622-3870

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RIN: 1545-AO24

2675. REGISTRATION REQUIRED OBLIGATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 165

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will finalize all outstanding proposed regulations under section 1.163-1(b)(2).

Timetable:

Action	Date	FR Cite
NPRM	01/21/93	58 FR 5316
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-208245-90 (INTL-115-90)

Drafting attorney: Carl M. Cooper (202) 622-3840

Reviewing attorney: Valerie A. Mark Lippe (202) 622-3840

CC:INTL

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RIN: 1545-AP33

2676. STRADDLES—MISCELLANEOUS ISSUES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 1092

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation clarifies the circumstances in which common stock may be personal property for purposes of section 1092.

Timetable:

Action	Date	FR Cite
NPRM	05/02/95	60 FR 21482
Final Action	09/00/07	

TREAS—IRS

Final Rule Stage

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-209768-95 (FI-21-95)

Drafting attorney: Mary Brewer (202) 622-3950

Reviewing attorney: Christina Morrison (202) 622-3950

Treasury attorney: Mike Novey (202) 622-1339

CC:FI

Agency Contact: Mary Brewer, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3950**RIN:** 1545-AT46**2677. MARK-TO-MARKET ACCOUNTING FOR DEALERS IN COMMODITIES AND TRADERS IN SECURITIES AND COMMODITIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 475; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** This regulation provides guidance concerning mark-to-market accounting for securities traders and commodities dealers and traders.**Timetable:**

Action	Date	FR Cite
NPRM	01/28/99	64 FR 4374
Final Action	04/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-104924-98

Drafting attorney: Stephen J. Coleman (202) 622-6289

Reviewing attorney: Elizabeth Handler (202) 622-3920

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Agency Contact: Stephen J. Coleman, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6289**RIN:** 1545-AW06**2678. STOCKS AND SECURITIES SAFE HARBOR EXCEPTION****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** This regulation clarifies and updates the safe harbor that one is not engaged in a trade or business as a result of trading in stocks and securities. The amendment will provide additional guidance regarding the definitions of stocks and securities.**Timetable:**

Action	Date	FR Cite
NPRM	06/12/98	63 FR 32164
Hearing	09/09/98	
NPRM Comment	09/10/98	
Period End		
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-106031-98

Drafting attorney: Theodore D. Setzer (202) 622-3870

Reviewing attorney: Paul S. Epstein (202) 622-3870

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Agency Contact: Theodore D. Setzer, Senior Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3870**RIN:** 1545-AW13**2679. INTERCOMPANY OBLIGATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 1502; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** The regulation provides clarification of the tax treatment of certain transfers of intercompany obligations by or to a member of a consolidated group.**Timetable:**

Action	Date	FR Cite
NPRM	12/21/98	63 FR 70354
NPRM Comment	03/22/99	
Period End		
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-105964-98

Drafting attorney: Frances L. Kelly (202) 622-7072

Reviewing attorney: Michael J. Wilder (202) 622-3393

Treasury attorney: None

CC: COR

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Phone: 202 622-7072
Email: frances.l.kelly@irs.counsel.treas.gov**Related RIN:** Related to 1545-BA11**RIN:** 1545-AW30**2680. SOURCE OF INCOME FROM CERTAIN SPACE AND OCEAN ACTIVITIES AND FOR COMMUNICATIONS INCOME****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 863**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** The regulations provide source rules for income from certain space and ocean activities under section 863(d) and communications income under section 863(a), (d), and (e).**Timetable:**

Action	Date	FR Cite
NPRM	01/17/01	66 FR 3903
Hearing	03/01/01	66 FR 12916
Second NPRM	09/19/05	70 FR 54859
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-106030-98

Drafting attorney: H. Michael Huynh (202) 435-5265

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TREAS—IRS

Final Rule Stage

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RIN: 1545-AW50

2681. CAPITALIZATION OF INTEREST AND CARRYING CHARGES PROPERLY ALLOCABLE TO STRADDLES

Priority: Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 263; 26 USC 1092**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: These regulations will clarify the types of payments that may be “interest” or “carrying charges” subject to 26 U.S.C. 263(g), clarify the operation of the capitalization rules of 26 U.S.C. 263(g), and also clarify what constitutes “positions” and “losses” subject to 26 U.S.C. 1092.

Timetable:

Action	Date	FR Cite
NPRM	01/18/01	66 FR 4746
NPRM Comment Period End	05/01/01	
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-105801-00

Drafting attorney: Mary Brewer (202) 622-3950

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Treasury attorney: Mike Novey (202) 622-1339

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Phone: 202 622-3950

RIN: 1545-AX92

2682. AUTHORIZED PLACEMENT AGENCY

Priority: Substantive, Nonsignificant**Legal Authority:** 26 USC 152**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation amends the definition of “authorized placement agency” (for purposes of determining whether a child placed for legal adoption in a taxpayer’s home is a dependent of the taxpayer) to include biological parents and other persons authorized by State law to place children for legal adoption.

Timetable:

Action	Date	FR Cite
NPRM	11/30/00	65 FR 71277
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-107279-00

Drafting attorney: Victoria Driscoll (202) 622-4920

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Treasury attorney: Eric San Juan (202) 622-0224

CC: ITA

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RIN: 1545-AY18

2683. GUIDANCE ON CHANGES TO THE LAWS FOR CORPORATE ESTIMATED TAXES

Priority: Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 6655**CFR Citation:** 26 CFR 1; 26 CFR 301**Legal Deadline:** None

Abstract: The proposed regulations provide guidance for corporations to compute their estimated tax liabilities.

Timetable:

Action	Date	FR Cite
NPRM	12/12/05	70 FR 73393
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** REG-107722-00

Drafting attorney: Joseph Dewald (202) 622-4910

Reviewing attorney: Pamela W. Fuller (202) 622-4910

Treasury attorney: Sharon Kay (202) 622-0865

CC:PA:APJ

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RIN: 1545-AY22

2684. HIPAA GENERAL NONDISCRIMINATION

Priority: Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 9833**CFR Citation:** 26 CFR 54**Legal Deadline:** None

Abstract: These regulations provide guidance regarding the requirements imposed on group health plans not to discriminate in rules for eligibility under the plan on the basis of any health factor, and not to require any individual to pay a higher premium or contribution for coverage under the plan than any similarly situated individual based on any health factor.

Timetable:

Action	Date	FR Cite
NPRM	01/08/01	66 FR 1435
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-114082-00

Drafting attorney: Russell Weinheimer (202) 622-6080

Reviewing attorney: Alan Tawshunsky (202) 622-6000

Treasury attorney: Kevin Knopf (202) 622-2329

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TREAS—IRS

Final Rule Stage

Phone: 202 622-6080

RIN: 1545-AY32

2685. HIPAA NONDISCRIMINATION EXCEPTION FOR CHURCH PLANS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 7853

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations provide guidance on the exception for certain grandfathered church plans from the general rule requiring group health plans not to discriminate in rules for eligibility on the basis of any health factor.

Timetable:

Action	Date	FR Cite
NPRM	01/10/01	66 FR 1437
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-114083-00

Drafting attorney: Russell Weinheimer (202) 622-6080

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RIN: 1545-AY33

2686. HIPAA NONDISCRIMINATION EXCEPTION FOR BONA FIDE WELLNESS PROGRAMS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 9833

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations provide guidance regarding the exception for certain wellness programs to the general rule imposed on group health plans not to require a higher premium

or contribution from an individual than from a similarly situated individual based on any health factor.

Timetable:

Action	Date	FR Cite
NPRM	01/08/01	66 FR 1421
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-114084-00

Drafting attorney: Russell Weinheimer (202) 622-6080

Reviewing attorney: Alan Tawnshunsky (202) 622-6080

Treasury attorney: Kevin Knopf (202) 622-2329

CC:TEGE

Agency Contact: Russell Weinheimer, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6080

RIN: 1545-AY34

2687. NORMALIZATION

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 167; 26 USC 168; 26 USC 46

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations relate to the sale or deregulation of generation assets.

Timetable:

Action	Date	FR Cite
NPRM	12/21/05	70 FR 75762
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-104385-01

Drafting attorney: David Selig (202) 622-3040

Reviewing attorney: Peter Friedman (202) 622-3110

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: David Selig, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3040

RIN: 1545-AY75

2688. REDUCTIONS OF ACCRUALS AND ALLOCATIONS BECAUSE OF INCREASED AGE

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 411

CFR Citation: 26 CFR 1

Legal Deadline: Final, Statutory, February 1, 1988.

Abstract: These regulations will prescribe rules regarding the requirement that accruals and allocations under qualified retirement plans cannot be reduced because of the attainment of any age.

Timetable:

Action	Date	FR Cite
NPRM	12/11/02	67 FR 76123
Hearing	04/09/03	
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Additional Information: REG-209500-86

Drafting attorney: Linda S.F. Marshall (202) 622-6090

Reviewing attorney: Marjorie Hoffman (202) 622-6090

Treasury attorney: Harlan Weller (202) 622-1001

CC:TEGE

Agency Contact: Linda S.F. Marshall, Senior Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6090

Related RIN: Related to 1545-BB79

RIN: 1545-BA10

TREAS—IRS

Final Rule Stage

2689. SUSPENSION OF STATUTES OF LIMITATION IN JOHN DOE AND THIRD PARTY SUMMONS DISPUTES, AND EXPANSION OF TAXPAYERS' RIGHTS TO RECEIVE NOTICE AND SEEK JUDICIAL REVIEW OF THIRD PARTY SUMMONSES**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7603; 26 USC 7609; 26 USC 7805**CFR Citation:** 26 CFR 301**Legal Deadline:** None

Abstract: The proposed regulation provides guidance regarding modified rules for serving summonses on third party recordkeepers, the broadened range of summonses subject to the notice requirements, and the suspension of limitations periods when court actions are brought or when a summoned third party fails to fully respond to a summons. This proposed regulation incorporates the changes enacted in the Internal Revenue Service Restructuring and Reform Act of 1998, Omnibus Budget Reconciliation Act of 1990, Technical and Miscellaneous Revenue Act of 1988, and the Tax Reform Act of 1986. This regulation is a continuation of the regulation project previously numbered at REG-208225-88.

Timetable:

Action	Date	FR Cite
NPRM	07/21/06	71 FR 41377
NPRM Comment Period End	10/09/06	
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-153037-01

Drafting attorney: Elizabeth D. Rawlins (202) 622-3600

Reviewing attorney: Peter J. Devlin (202) 622-3600

Treasury attorney: Michael Desmond (202) 622-1981

CC: PA: CBS

Agency Contact: Elizabeth D. Rawlins, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3600

RIN: 1545-BA31**2690. AMENDMENT TO THE DEFINITION OF REFUNDING****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation will amend the definition of a refunding issue applicable to tax-exempt bonds issued by State and local governments.

Timetable:

Action	Date	FR Cite
NPRM	04/10/02	67 FR 17309
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Local, State**Additional Information:** REG-165706-01

Drafting attorney: Vicky Tsilas (202) 622-3980

Reviewing attorney: Timothy L. Jones (202) 622-3701

Treasury attorney: John Cross (202) 622-1322

CC: TEGE: TEB

Agency Contact: Vassiliki Tsilas, Assistant Branch Chief, TEGE: TEB, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3353

RIN: 1545-BA46**2691. NONCOMPENSATORY PARTNERSHIP OPTIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 704; 26 USC 721; 26 USC 761; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation will describe the tax treatment of noncompensatory partnership options.

Timetable:

Action	Date	FR Cite
NPRM	01/22/03	68 FR 2930
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-103580-02

Drafting attorneys: Joy Spies and Donnell Rini-Swyers (202) 622-3050

Reviewing attorney: Audrey W. Ellis (202) 622-3050

CC: PSI

Agency Contact: Joy Spies, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050

Donnell M. Rini-Swyers, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Ave NW, Washington, DC 20224
Phone: 202 622-3050

RIN: 1545-BA53**2692. CIRCULAR 230—PHASE 2 NONSHELTER REVISIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 330**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: These regulations propose amendments to the rules governing practice before the Internal Revenue Service.

Timetable:

Action	Date	FR Cite
ANPRM	12/19/02	67 FR 77724
NPRM	02/08/06	71 FR 6421
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-122380-02

Drafting attorney: Matthew Cooper (202) 622-4940

Reviewing attorney: Richard S. Goldstein (202) 622-7820

Treasury attorney: Michael Desmond (202) 622-1981

CC:PA:APJ

Agency Contact: Matthew S. Cooper, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5135, Washington, DC 20224
Phone: 202 622-4940
Fax: 202 622-1585

TREAS—IRS

Final Rule Stage

Email: matthew.s.cooper@
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RIN: 1545–BA72

2693. SECTION 1248 ATTRIBUTION PRINCIPLES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will address the manner in which earnings and profits are attributed to shares under sections 1248 and 367.

Timetable:

Action	Date	FR Cite
NPRM	06/02/06	71 FR 31985
NPRM Comment Period End	08/31/06	
Final Action	03/00/07	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Additional Information: REG-135866-02

Drafting attorney: Michael I. Gilman
(202) 622-3850

Reviewing attorney: Richard L.
Chewning (202) 622-3850

Treasury attorney: Gretchen Sierra (202)
622-1755

CC:INTL

Agency Contact: Michael I. Gilman,
Attorney–Advisor, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20024
Phone: 202 622–3850

RIN: 1545–BA93

2694. ALLOCATION OF FOREIGN TAX CREDITS AMONG PARTNERS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 704(b); 26
USC 703(b)(3); 26 USC 702(a)(b); 26
USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulation will provide guidance on how foreign tax expenditures must be allocated to partners under section 704(b).

Timetable:

Action	Date	FR Cite
NPRM	04/21/04	69 FR 21454
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-139792-02

Drafting attorney: Timothy J. Leska
(202) 622-3050

Reviewing attorney: Beverly M. Katz
(202) 622-3060

Treasury attorney: Bill Bowers

CC: PSI

Agency Contact: Timothy J. Leska,
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Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622–3050

Related RIN: Related to 1545–BD70

RIN: 1545–BB11

2695. SECTION 482: METHODS TO DETERMINE TAXABLE INCOME IN CONNECTION WITH A COST SHARING ARRANGEMENT

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC
482

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations will provide additional guidance on cost sharing arrangements under section 482.

Timetable:

Action	Date	FR Cite
NPRM	08/29/05	70 FR 51116
Hearing	12/16/05	70 FR 51116
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Federalism: Undetermined

Additional Information: REG-144615-02

Drafting attorney: Kenneth P. Christman
(202) 435-5265

Reviewing attorney: John M. Breen
(202) 435-5266

Treasury attorney: David Ernack (202)
622-1754

CC:INTL

Agency Contact: Kenneth P.
Christman, Attorney–Advisor,
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RIN: 1545–BB26

2696. TREATMENT OF SERVICES UNDER SECTION 482

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC
482

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These final regulations amend the rules for allocation of income and deductions with respect to services between members of a group of controlled entities, pursuant to section 482.

Timetable:

Action	Date	FR Cite
NPRM	09/10/03	68 FR 53447
Second NPRM	08/04/06	71 FR 44247
Second NPRM Comment Period End	11/02/06	
Final Action	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-146893-02

Drafting attorneys: Thomas A. Vidano
(202) 435-5265 and Carol Tan (202)
435-5265

Reviewing attorney: John M. Breen
(202) 435-5265

Treasury attorney: David Ernack (202)
622-1754

CC:INTL

Agency Contact: Thomas A. Vidano,
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1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 435–5265

Related RIN: Related to 1545–BC52,
Related to 1545–AY38

RIN: 1545–BB31

TREAS—IRS

Final Rule Stage

2697. CONTRIBUTIONS TO PURCHASE CERTAIN RETIREMENT ANNUITIES OR CUSTODIAL ACCOUNTS UNDER SECTION 403(B)**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 403(b); 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation would revise and update the current section 403(b) regulations to reflect the numerous statutory revisions to this section of the Internal Revenue Code since these regulations were first promulgated in 1964. Section 403(b) concerns the income tax exclusion for contributions to purchase certain retirement annuities or custodial accounts made for their employees by certain tax-exempt employers or State-sponsored educational institutions.

Timetable:

Action	Date	FR Cite
NPRM	11/16/04	69 FR 67075
Hearing	11/16/04	69 FR 67084
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Governmental Jurisdictions**Government Levels Affected:** Local, State, Tribal**Additional Information:** REG-155608-02

Drafting attorney: John A. Tolleris (202) 622-6060

Reviewing attorney: Cheryl Press (202) 622-6060

Treasury attorney: William Bortz (202) 622-1352

CC:TEGE

Agency Contact: John A. Tolleris, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-6060

Related RIN: Related to 1545-BF35**RIN:** 1545-BB64**2698. NOTIONAL PRINCIPAL CONTRACTS; CONTINGENT NONPERIODIC PAYMENTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1; 26 CFR 602**Legal Deadline:** None

Abstract: These regulations relate to the character and the inclusion into income and deduction of contingent nonperiodic payments made pursuant to a notional principal contract.

Timetable:

Action	Date	FR Cite
NPRM	02/26/04	69 FR 8886
NPRM Comment Period End	05/04/04	
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-166012-02

Drafting attorney: Kathleen Sleeth (202) 622-3920

Reviewing attorney: Elizabeth Handler (202) 622-3920

Treasury attorney: Viva Hammer (202) 622-0869

CC:FI

Agency Contact: Kathleen Sleeth, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-3920

RIN: 1545-BB82**2699. REMIC RESIDUALS—TIMING OF INCOME FOR FOREIGN HOLDERS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 860G(b); 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: These proposed regulations cross-reference temporary regulations that address transactions in which partnerships with foreign partners were being used in an attempt to avoid tax on some REMIC excess inclusions. That avoidance would have violated Congress' clear intention that excess inclusion income should always produce some tax liability. Under the regulations, if a domestic partnership holds REMIC residual interests and allocates excess inclusions from those interests to foreign partners, the foreign partners' recognition of the excess inclusion income is accelerated for purposes of the withholding rules, and the partnership is required to withhold

on the income, even in the absence of distributions of cash or property to the foreign partners.

Timetable:

Action	Date	FR Cite
NPRM	08/01/06	71 FR 43398
NPRM Comment Period End	10/30/06	
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Additional Information:** REG-159929-02

Drafting attorney: Arturo Estrada (202) 622-3900

Treasury attorneys: Andrew Froberg (202) 622-1779 and Michael Novey (202) 622-1339

CC: FI

Agency Contact: Arturo Estrada, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-3900

RIN: 1545-BB84**2700. PREDECESSORS OR SUCCESSORS UNDER SECTION 355(E)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 355; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: These regulations under section 355(e) set forth whether a transferor or a transferee of distributing or controlled assets is a predecessor or successor.

Timetable:

Action	Date	FR Cite
NPRM	11/22/04	69 FR 67873
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-145535-02

Drafting attorney: Ross E. Poulsen (202) 622-7770

Reviewing attorney: Stephen Fattman (202) 622-7700

CC: COR

TREAS—IRS

Final Rule Stage

Agency Contact: Ross E. Poulsen, Attorney–Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622–7770

RIN: 1545–BB85

2701. DEPENDENT CARE CREDIT

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 21; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The notice of proposed rulemaking will amend existing but partially obsolete regulations under 26 U.S.C. 21 relating to dependent care credits.

Timetable:

Action	Date	FR Cite
NPRM	05/24/06	71 FR 29847
Final Action	10/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-139059-02

Drafting attorney: Sara P. Shepherd (202) 622-4960

Reviewing attorney: William A. Jackson (202) 622-4960

CC:ITA

Agency Contact: Sara P. Shepherd, Attorney–Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 4231, Washington, DC 20224
Phone: 202 622–4960

RIN: 1545–BB86

2702. GUIDANCE REGARDING MARK-TO-MARKET VALUATION FOR CERTAIN SECURITIES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 475; 26 USC 446

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Section 475(a) requires that dealers in securities mark their securities to market. If the security is inventory, the dealer must include that

security at fair market value. Taxpayers must treat any security that is not inventory as if it were sold for its fair market value on the last business day of the year. While the legal definition of the term “fair market value” has long been settled, the statute is silent as to what valuation methodology should be used to determine fair market value of any particular security. Many of the securities subject to section 475 raise difficult valuation issues. An advanced notice of proposed rulemaking (ANPRM) was issued on May 5, 2003, and asked for comments on a possible financial statement-tax conformity safe harbor approach for valuing certain securities under section 475 for which the determination of actual fair market value is administratively difficult. On May 24, 2005, a notice of proposed rulemaking was issued. The NPRM provided an elective safe harbor for dealers in securities, dealers in commodities and traders in securities and commodities. The safe harbor permits these taxpayers to make an election pursuant to which the values of the positions reported on certain financial statements are used as the fair market value of those positions for purposes of section 475, if certain conditions are met. Those conditions and limitations are to ensure consistency with fair market value tax principles. The NPRM also asked for specific comments relating to certain aspects of the rules.

Timetable:

Action	Date	FR Cite
NPRM	05/24/05	70 FR 29663
NPRM Comment	08/22/05	
Period End		
Public Hearing	09/15/05	
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-100420-03

Drafting attorney: Marsha A. Sabin (202) 622-3950 or John W. Rogers (202) 622-3950

Reviewing attorney: Robert Williams (202) 622-3960

Treasury attorneys: Michael Novey (202) 622-1339 and Viva Hammer (202) 622-0869

CC: FI

Agency Contact: Marsha A. Sabin, Attorney–Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622–3950

RIN: 1545–BB90

2703. PARTNERSHIP EQUITY FOR SERVICES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 721; 26 USC 83; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will describe the tax treatment of partnership equity issued in connection with the performance of services.

Timetable:

Action	Date	FR Cite
NPRM	05/24/05	70 FR 29675
Public Hearing	10/05/05	70 FR 29676
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-105346-03

Drafting attorneys: Joy Spies and Jason T. Smyczek (202) 622-3050

Reviewing attorney: Audrey W. Ellis (202) 622-3050

Treasury attorney: Matthew Lay (202) 622-1788

CC: PSI

Agency Contact: Jason T. Smyczek, Attorney–Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622–3050

Joy Spies, Attorney–Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622–3050

RIN: 1545–BB92

2704. ACCRUAL FOR CERTAIN REMIC REGULAR INTERESTS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

TREAS—IRS

Final Rule Stage

Legal Deadline: None

Abstract: The regulations provide guidance on the accrual of original issue discount on certain REMIC regular interests.

Timetable:

Action	Date	FR Cite
NPRM	08/25/04	69 FR 52217
Final Action	09/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-108637-03

Drafting attorney: Patrick White (202) 622-3930

Reviewing attorney: Dale Collinson (202) 622-3900

CC:FI

Agency Contact: Patrick E. White, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3920

RIN: 1545-BB94

2705. MISCELLANEOUS CHANGES TO COLLECTION DUE PROCESS PROCEDURES RELATING TO NOTICE AND OPPORTUNITY FOR HEARING UPON FILING OF NOTICE OF LIEN

Priority: Other Significant

Legal Authority: 26 USC 6320; 26 USC 6330; 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: IRS is revising the regulations that apply to Collection Due Process (CDP) and equivalent hearings under section 6320 involving Federal tax liens.

Timetable:

Action	Date	FR Cite
NPRM	09/16/05	70 FR 54681
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-150088-02

Drafting attorney: Laurence K. Williams (202) 622-3600

Reviewing attorney: Gary D. Gray (202) 622-3600

CC: PA: CBS

Agency Contact: Laurence K. Williams, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3600

Related RIN: Related to 1545-BB97

RIN: 1545-BB96

2706. MISCELLANEOUS CHANGES TO COLLECTION DUE PROCESS PROCEDURES RELATING TO HEARINGS BEFORE LEVY

Priority: Other Significant

Legal Authority: 26 USC 6330; 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: IRS is revising the regulations that apply to Collection Due Process (CDP) and equivalent hearings under section 6330 involving Federal tax levies.

Timetable:

Action	Date	FR Cite
NPRM	09/16/05	70 FR 54687
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-150091-02

Drafting attorney: Laurence K. Williams (202) 622-3600

Reviewing attorney: Gary D. Gray (202) 622-3610

CC: PA: CBS

Agency Contact: Laurence K. Williams, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3600

Related RIN: Related to 1545-BB96

RIN: 1545-BB97

2707. ENTRY OF TAXABLE FUEL

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 48

Legal Deadline: None

Abstract: The regulations will provide rules for payment of tax when taxable

fuel is entered by an unregistered person.

Timetable:

Action	Date	FR Cite
NPRM	07/30/04	69 FR 45631
Public Hearing	10/05/04	69 FR 59572
Final Action	04/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-120616-03

Drafting attorney: Celia A. Gabrysh (202) 622-3130

Reviewing attorneys: Frank Boland (202) 622-3130 and Curt Wilson (202) 622-3000

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: Celia A. Gabrysh, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3130

RIN: 1545-BC08

2708. GUIDANCE NECESSARY TO FACILITATE BUSINESS ELECTRONIC FILING

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1; 26 CFR 602

Legal Deadline: None

Abstract: The regulatory amendments are designed to facilitate electronic filing of certain income tax returns and other forms.

Timetable:

Action	Date	FR Cite
NPRM	12/19/03	68 FR 70747
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Additional Information: REG-116664-01

Drafting attorney: Nathan B. Rosen (202) 622-4910

Reviewing attorney: Pamela Fuller (202) 622-4910

Treasury attorney: Michael Desmond (202) 622-1981

TREAS—IRS

Final Rule Stage

CC:PA:APJ

Agency Contact: Nathan B. Rosen, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4910

RIN: 1545-BC15

2709. CHANGES IN COMPUTING DEPRECIATION**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation provides guidance under section 446(e) regarding changes in computing depreciation or amortization.

Timetable:

Action	Date	FR Cite
NPRM	01/02/04	69 FR 42
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-126459-03

Drafting attorney: Douglas Kim (202) 622-3110

Reviewing attorney: Kathleen Reed (202) 622-3110

Treasury attorney: Dennis Tingey (202) 622-1335

CC:PSI

Agency Contact: Douglas Kim, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3110

Related RIN: Related to 1545-BC17

RIN: 1545-BC18

2710. SPECIAL CONSOLIDATED RETURN RULES FOR INTEREST EXPENSE DISALLOWED UNDER SECTION 265(A)(2)**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 1502; 26 USC 7701; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The regulation will address the treatment of interest income with respect to an intercompany loan when the source of funds is borrowing from a nonmember and there is a disallowance of interest expense under section 265(a)(2).

Timetable:

Action	Date	FR Cite
NPRM	05/07/04	69 FR 25535
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-128590-03

Drafting attorney: Frances L. Kelly (202) 622-7072

Reviewing attorney: Michael Wilder (202) 622-3393

CC: COR

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RIN: 1545-BC23

2711. GUIDANCE REGARDING APPLICATION OF SECTION 265(A)(2) AND 246A IN TRANSACTIONS INVOLVING RELATED PARTIES, PASS-THROUGH ENTITIES, OR OTHER INTERMEDIARIES**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7701(f); 26 USC 265(a); 26 USC 246A; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: Section 7701(f) of the Code provides that the Secretary shall prescribe such regulations as may be necessary or appropriate to prevent the avoidance of the provisions of the Code that deal with the linking of borrowing to investment, or diminishing the risk through the use of related persons, pass-through entities, or other intermediaries. Section 7701(f) was enacted to authorize the issuance of regulations to prevent the avoidance of the purposes of sections 265(a)(2) (which disallows interest on

indebtedness incurred or continued to purchase or carry tax-exempt obligations) and 246A (which reduces the dividends received deduction under sections 243, 244, or 245(a)) in proportion to the extent that the portfolio stock with respect to which the dividends are received is debt-financed) through transactions involving related parties, pass-through entities, or other intermediaries.

Timetable:

Action	Date	FR Cite
NPRM	05/07/04	69 FR 25534
NPRM Comment Period End	08/05/04	
Final Action	09/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-128572-03

Drafting attorney: David Silber (202) 622-3930

Reviewing attorney: Dale S. Collinson (202) 622-3900

Treasury attorneys: Michael Novey (202) 622-1339 and Viva Hammer (202) 622-0869

CC: FI

Agency Contact: David B. Silber, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3930

RIN: 1545-BC24

2712. PROHIBITED ALLOCATION OF SECURITIES IN AN S CORPORATION**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 409(p)(7)(A)**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The regulation will provide guidance for employee stock ownership plans holding stock of a subchapter S corporation concerning the prohibition against allocations to disqualified persons under section 409(p).

Timetable:

Action	Date	FR Cite
NPRM	07/21/03	68 FR 43058
NPRM Comment Period End	10/20/03	

TREAS—IRS

Final Rule Stage

Action	Date	FR Cite
Second NPRM	12/17/04	69 FR 75492
Second NPRM Comment Period End	03/17/05	
Hearing	04/20/05	
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-129709-03

Drafting attorney: John T. Ricotta (202) 622-6060

Reviewing attorney: Marjorie Hoffman (202) 622-6060

CC: TEGE

Agency Contact: John T. Ricotta, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6060

Related RIN: Related to 1545-BC33**RIN:** 1545-BC34**2713. GUIDANCE ON PFIC PURGING ELECTIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: These proposed regulations will provide guidance regarding retroactive relief for taxpayers who, in limited circumstances, continue to be subject to the PFIC excess distribution regime of section 1291 although the foreign corporation in which they own stock is no longer treated as a PFIC under section 1298(b)(1) or section 1297(e).

Timetable:

Action	Date	FR Cite
NPRM	12/08/05	70 FR 72952
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-133446-03

Drafting attorney: Ethan A. Atticks (202) 622-3840

Reviewing attorney: Valerie A. Mark Lippe (202) 622-3840

Treasury attorney: David Ernack (202) 622-1754

CC:INTL

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Phone: 202 622-3840

Related RIN: Related to 1545-BD33**RIN:** 1545-BC37**2714. QUALIFIED SEVERANCE REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 2642(a)(3)(C); 26 USC 7805**CFR Citation:** 26 CFR 26**Legal Deadline:** None

Abstract: This regulation relates to generation-skipping transfer tax consequences of a qualified severance of a trust.

Timetable:

Action	Date	FR Cite
NPRM	08/24/04	69 FR 51967
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-145987-03

Drafting attorney: Mayer R. Samuels (202) 622-7265

Reviewing attorney: George Masnik (202) 622-3618

Treasury attorney: Catherine Hughes (202) 622-9407

CC: PSI

Agency Contact: Mayer R. Samuels, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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Related RIN: Split from 1545-BE70**RIN:** 1545-BC50**2715. STEWARDSHIP EXPENSES**

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The current regulations under section 1.861-8(e)(4), titled "Stewardship Expenses Attributable to Dividends Received," are confusing and subject to misuse by taxpayers. In conjunction with the proposed services regulations under section 482, it is proposed to revise these regulations would be revised to clarify the

parameters of stewardship expenses, thereby demarcating them from shareholder activities under section 482 and supportive expenses under section 1.861-8T(b)(3).

Timetable:

Action	Date	FR Cite
NPRM	08/04/06	71 FR 44247
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-138603-03

Drafting attorney: David F. Bergkuist (202) 622-3850

Reviewing attorney: Anne O. Devereaux (202) 622-3850

Treasury attorney: David Ernack (202) 622-1754

CC:INTL

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Phone: 202 622-3850

Related RIN: Related to 1545-BB31, Related to 1545-AY38**RIN:** 1545-BC52**2716. QUALIFIED ZONE ACADEMY BONDS; OBLIGATIONS OF STATES AND POLITICAL SUBDIVISIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The regulations will provide for permissible use of proceeds, coordinate and make consistent provisions regarding determination of credit rate and maturity date. It will provide for remedial action in case of change in use of bond proceeds.

TREAS—IRS

Final Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	03/26/04	69 FR 15747
Public Hearing	07/21/04	
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Governmental Jurisdictions**Government Levels Affected:** Local, State**Additional Information:** REG-121475-03

Drafting attorney: Zoran Stojanovic (202) 622-3721

Reviewing attorney: Timothy L. Jones (202) 622-3701

CC: TEGE

Agency Contact: Zoran Stojanovic, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3721

RIN: 1545-BC61**2717. GUIDANCE UNDER SECTION 707 REGARDING DISGUISED SALES****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 707; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** This regulation will provide guidance regarding disguised sales of partnership interests.**Timetable:**

Action	Date	FR Cite
NPRM	11/26/04	69 FR 68838
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-149519-03

Drafting attorney: Deane M. Burke (202) 622-3070

Reviewing attorney: Christine Ellison (202) 622-3070

Treasury attorney: William Bowers (202) 622-5721

CC:PSI

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RIN: 1545-BC63**2718. SECTION 1045 APPLICATION TO PARTNERSHIPS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** This regulation will provide guidance on how the capital gains rollover provision of section 1045 applies to partnerships.**Timetable:**

Action	Date	FR Cite
NPRM	07/15/04	69 FR 42370
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** Undetermined**Additional Information:** REG-150562-03

Drafting attorneys: Charlotte Chyr (202) 622-3070 and Jian Grant (202) 622-3050

Reviewing attorneys: James Quinn (202) 622-3070 and Mary Beth Collins (202) 622-3070

Treasury attorney: William Bowers (202) 622-5721

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RIN: 1545-BC67**2719. DISCLOSURES TO SUBCONTRACTORS****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Unfunded Mandates:** Undetermined**Legal Authority:** 26 USC 6103; 26 USC 7805**CFR Citation:** 26 CFR 301**Legal Deadline:** None**Abstract:** Amending existing regulations on disclosure of returns and return information in connection with procurement of property and services for tax administration purposes.**Timetable:**

Action	Date	FR Cite
NPRM	01/12/05	70 FR 2076
Final Action	03/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Businesses, Governmental Jurisdictions, Organizations**Government Levels Affected:** Federal, Local, State**Additional Information:** REG-148867-03

Drafting attorney: Helene R. Newsome (202) 622-4570

Reviewing attorney: Gerald R. Ryan (202) 622-4570

Treasury attorney: Anita Soucy (202) 622-1766

CC: PA: DPL

Agency Contact: Helene R. Newsome, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4570

RIN: 1545-BC92**2720. SOLID WASTE DISPOSAL FACILITIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 142; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** This regulation will modify the definition of solid waste disposal facility for purposes of section 142(a)(6) of the Internal Revenue Code.**Timetable:**

Action	Date	FR Cite
NPRM	05/10/04	69 FR 25856
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No

TREAS—IRS

Final Rule Stage

Government Levels Affected: Local, State

Additional Information: REG-140492-02

Drafting attorney: Aviva M. Roth (202) 622-3980

Reviewing attorney: Timothy Jones (202) 622-3980

CC: TEGE

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RIN: 1545-BD04

2721. PUBLIC INSPECTION OF WRITTEN DETERMINATIONS UNDER SECTION 6110 OF THE INTERNAL REVENUE CODE (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: This temporary regulation replaces and updates the existing regulation to include procedures for the public availability of Chief Counsel advice. It also reflects changes to the organizational structure of the Internal Revenue Service and Office of Chief Counsel, changes to the Code, and technological advances related to the electronic availability of Internal Revenue Service documents to the public.

Timetable:

Action	Date	FR Cite
Temporary Regulation	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-113129-98

Drafting attorney: Deborah C. Lambert-Dean (202) 622-4570

Reviewing attorney: Donald Squires (202) 622-4570

Treasury attorney: Anita Soucy (202) 622-1766

CC:PA:DPL

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Related RIN: Related to 1545-AX40

RIN: 1545-BD09

2722. DUAL CONSOLIDATED LOSS REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 1503

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation provides additional guidance with respect to dual consolidated losses under section 1503(d).

Timetable:

Action	Date	FR Cite
NPRM	05/24/05	70 FR 29868
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-102144-04

Drafting attorney: Christopher L. Trump (202) 622-3840

Reviewing attorney: John Merrick (202) 622-3800

Treasury attorney: David Sotos (202) 622-0851

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Phone: 202 622-3840

RIN: 1545-BD10

2723. COORDINATION OF UNITED STATES AND CERTAIN POSSESSIONS INCOME TAXES (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1; 26 CFR 301

Legal Deadline: None

Abstract: Internal Revenue Code section 7654 contains provisions for coordination of U.S. and certain

possessions income taxes. Specifically, section 7654 provides for "cover over" of the net collection of taxes imposed under chapter 1 or deducted and withheld under chapter 24. Section 7654 of the Internal Revenue Code of 1986 provides specific rules for cover over with regard to the possessions American Samoa and the U.S. Virgin Islands.

Section 7654 of the 1954 Code, as amended in 1972 by Public Law 92-606, provides specific rules for cover over with regard to the possessions. Guam and the Northern Mariana Islands (NMI). Section 7654 of the 1954 Code remains applicable to Guam and the NMI because neither of these two possessions has an effective implementing agreement with the United States, in accordance with the Tax Reform Act of 1986, Public Law 99-514.

The regulations will provide rules under both the 1954 Code and the 1986 Code versions of section 7654.

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-139900-03

Drafting attorney: Javier G. Salinas (202) 435-5262

Reviewing attorney: Ricardo A. Cadenas (202) 435-5262

Treasury attorney: Gretchen Sierra (202) 622-1755

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Related RIN: Related to 1545-BC54

RIN: 1545-BD32

2724. UNDERPAYMENT FOR QUALIFIED AMENDED RETURNS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

TREAS—IRS

Final Rule Stage

Abstract: These regulations will revise the definition of “qualified amended return” in accordance with Notice 2004-38.

Timetable:

Action	Date	FR Cite
NPRM	03/02/05	70 FR 10062
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Federalism: Undetermined

Additional Information: REG-122847-04

Drafting attorney: Laura Urich (202) 622-7022

Reviewing attorney: Ashton P. Trice (202) 622-4940

Treasury attorney: Michael Desmond (202) 622-1981

CC:PA:APJ

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RIN: 1545-BD40

2725. UPDATE OF 415 REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations amend the regulations under section 415 of the Internal Revenue Code relating to limitations on benefits and contributions under qualified plans. Section 415 provides a complex series of limits on benefits under defined benefit plans and contributions and other additions under defined contribution plans. Comprehensive regulations regarding section 415 were last issued in 1980. These regulations are being proposed to reflect statutory changes and guidance items and to clarify certain other issues.

Timetable:

Action	Date	FR Cite
NPRM	05/31/05	70 FR 31214

Action	Date	FR Cite
Public Hearing	08/17/05	
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-130241-04

Drafting attorney: Vernon Carter (202) 622-6060 and Christopher Crouch (202) 622-6090

Reviewing attorney: Linda Marshall (202) 622-6090

Treasury attorney: Harlan Weller (202) 622-1001

CC:TEGE

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RIN: 1545-BD52

2726. GUIDANCE UNDER SECTION 1502; MISCELLANEOUS OPERATING RULES FOR SUCCESSOR PERSONS; APPLICABILITY OF SECTION 381

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 1502

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation addresses certain issues related to complete liquidations when more than one group member owns stock of the liquidating corporation.

Timetable:

Action	Date	FR Cite
NPRM	02/22/05	70 FR 8552
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-131128-04

Drafting attorney: Amber Cook (202) 622-7530

Reviewing attorney: Marie Milnes-Vasquez (202) 622-7530

CC: COR

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Phone: 202 622-7530

RIN: 1545-BD54

2727. ASSET TRANSFERS FOLLOWING PUTATIVE REORGANIZATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation provides amendments to section 1.368-2. The amendments address the effect of transfers of the assets or the stock of parties to a reorganization pursuant to transactions intended to qualify as reorganizations within the meaning of section 368(a) of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
NPRM	08/18/04	69 FR 51209
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-130863-04

Drafting attorney: Mary W. Lyons (202) 622-7930

Reviewing attorney: Alfred C. Bishop, Jr. (202) 622-7930

CC: COR

Agency Contact: Mary W. Lyons, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7930

RIN: 1545-BD56

TREAS—IRS

Final Rule Stage

2728. MANDATORY E-FILING FOR FORMS 1120**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 6011(e); 26 USC 7805**CFR Citation:** 26 CFR 1; 26 CFR 301**Legal Deadline:** None**Abstract:** These regulations will provide that certain entities that file at least 250 information returns during the calendar year are required to file their income tax returns electronically.**Timetable:**

Action	Date	FR Cite
NPRM	01/12/05	70 FR 2075
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Organizations**Government Levels Affected:** None**Additional Information:** REG-130671-04

Drafting attorney: Michael E. Hara (202) 622-4910

Reviewing attorneys: James Gibbons (202) 622-4910 and Carol Nachman (202) 622-4910

CC: PA: APJ

Agency Contact: Michael E. Hara, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4910**RIN:** 1545-BD65**2729. USE OF ELECTRONIC TECHNOLOGIES FOR PROVIDING NOTICES AND TRANSMITTING ELECTIONS AND CONSENTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 401; PL 106-229, sec 104**CFR Citation:** 26 CFR 1; 26 CFR 35; 26 CFR 54**Legal Deadline:** None**Abstract:** The proposed regulations provide guidance on the permitted use of electronic media to provide certain notices to recipients or to transmit participant and beneficiary elections or consents with respect to employee benefit plans. In general, the proposed regulations would affect plan sponsors of and participants and beneficiaries in employee benefit plans.**Timetable:**

Action	Date	FR Cite
NPRM	07/14/05	70 FR 40675
Hearing	11/02/05	
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** REG-138362-04

Drafting attorney: Pamela R. Kinard (202) 622-6060

Reviewing attorney: Lisa Mojri-Azad (202) 622-6060

Treasury attorney: William Bortz (202) 622-1352

CC: TEGE

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Phone: 202 622-8358
Email: pamela.r.kinard@irscounsel.treas.gov**RIN:** 1545-BD68**2730. SECTION 704(B)(2) AND SUBSTANTIALITY****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 704(b)(2); 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** Clarify the substantiality rules under section 1.704-1(b)(2)(iii) as to the impact of the tax consequences to owners or partners on the determination of substantiality.**Timetable:**

Action	Date	FR Cite
NPRM	11/18/05	70 FR 69919
Final Action	06/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-144620-04

Drafting attorneys: Tim Leska (202) 622-3050

Reviewing attorney: Beverly Katz (202) 622-3060

Treasury attorney: William Bowers (202) 622-5721

CC: PSI

Agency Contact: Timothy J. Leska, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050**Related RIN:** Related to 1545-BB11**RIN:** 1545-BD70**2731. DYE INJECTION****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** The regulations relate to the diesel fuel and kerosene excise tax and reflect changes made by the American Jobs Creation Act of 2004 (Act) regarding mechanical dye injection systems. Under the Act, diesel fuel and kerosene that are to be used in a nontaxable use must be indelibly dyed by use of a mechanical dye injection system that satisfies the requirements set forth in the regulations. The purpose of the regulations is to establish standards for tamper resistant mechanical injector dyeing that are reasonable, cost-effective, and set levels of security commensurate with the applicable facility.**Timetable:**

Action	Date	FR Cite
NPRM	04/26/05	70 FR 21361
Final Action	04/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Additional Information:** REG-154000-04

Drafting attorney: Deborah Karet (202) 622-3130 and Curt Wilson (202) 622-3000

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: Deborah Karet, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3130**RIN:** 1545-BE04

TREAS—IRS

Final Rule Stage

2732. ELIMINATION OF COUNTRY-BY-COUNTRY REPORTING TO SHAREHOLDERS OF FOREIGN TAXES PAID BY REGULATED INVESTMENT COMPANIES**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 6031**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation will generally eliminate country-by-country reporting to shareholders of foreign source income and foreign taxes paid by a regulated investment company (RIC). A RIC will continue to report this information directly to the IRS. The regulations will affect certain RICs that pay foreign taxes and their shareholders.

Timetable:

Action	Date	FR Cite
NPRM	08/24/06	71 FR 54598
NPRM Comment Period End	12/18/06	
Final Action	02/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-105248-04

Drafting attorney: Susan T. Baker (202) 622-3930

Treasury attorneys: John Harrington (202) 622-0589 and Michael Novey (202) 622-1339

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Agency Contact: Susan T. Baker, Assistant to the Branch Chief, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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RIN: 1545-BE09**2733. CIRCULAR 230—COVERED OPINION AMENDMENTS****Priority:** Substantive, Nonsignificant**Unfunded Mandates:** Undetermined**Legal Authority:** 31 USC 330**CFR Citation:** 31 CFR 10**Legal Deadline:** None

Abstract: These regulations propose amendments to the standards for tax opinions related to municipal bonds.

Timetable:

Action	Date	FR Cite
NPRM	12/20/04	69 FR 75887
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-159824-04

Drafting attorney: Matthew Cooper (202) 622-4940

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Treasury attorney: Michael Desmond (202) 622-1981

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Agency Contact: Matthew S. Cooper, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5135, Washington, DC 20224
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Related RIN: Related to 1545-BA70**RIN:** 1545-BE13**2734. CAPITALIZATION OF AMOUNTS PAID TO REPAIR OR IMPROVE TANGIBLE PROPERTY****Priority:** Substantive, Nonsignificant.

Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation will clarify the extent to which taxpayers must capitalize expenditures to repair, improve, or rehabilitate tangible property.

Timetable:

Action	Date	FR Cite
NPRM	08/21/06	71 FR 48590
NPRM Comment Period End	11/20/06	
Final Action	09/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-168745-03

Drafting attorney: Kimberly L. Koch (202) 622-7739

Reviewing attorney: Robert M. Casey (202) 622-4950

Treasury attorney: Sharon Kay (202) 622-0865

CC:ITA

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RIN: 1545-BE18**2735. WITHHOLDING EXEMPTIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 3402; 26 USC 7805**CFR Citation:** 26 CFR 31**Legal Deadline:** None

Abstract: These regulations provide guidance under section 3402(f) of the Internal Revenue Code for employers and employees relating to the Form W-4, "Employee's Withholding Allowance Certificate." These regulations provide rules for the submission of copies of certain withholding exemption certificates to the IRS, the notification provided to the employer and the employee of the maximum number of withholding exemptions permitted, and the use of substitute forms.

Timetable:

Action	Date	FR Cite
NPRM	04/14/05	70 FR 19721
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-162813-04

Drafting attorney: Margaret A. Owens (202) 622-0047

Reviewing attorney: Janine Cook (202) 622-0047

Treasury attorney: Kevin Knopf (202) 622-2329

CC: TEGE

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Phone: 202 622-0047

Related RIN: Related to 1545-BE21**RIN:** 1545-BE20**2736. GUIDANCE UNDER SUBPART F RELATING TO PARTNERSHIPS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: These proposed regulations provide guidance for determining that a CFC's distributive share of partnership income will qualify for the exception contained in section 954(i).

Timetable:

Action	Date	FR Cite
NPRM	01/17/06	71 FR 2496
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-106418-05

Drafting attorney: Kate Y. Hwa (202) 622-3840

Reviewing attorney: Phyllis E. Marcus (202) 622-3840

Treasury attorney: John Harrington (202) 622-0589

CC: INTL

Agency Contact: Kate Y. Hwa, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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RIN: 1545-BE34**2737. FARMER AND FISHERMAN INCOME AVERAGING UNDER THE AMERICAN JOBS CREATION ACT OF 2004 (AJCA) (TEMPORARY)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 1301; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The project will amend the farm income averaging regulations under section 1.1301-1 to include the concept of fishing business.

Timetable:

Action	Date	FR Cite
Temporary Regulation	12/00/06	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Additional Information:** REG-161695-04

Drafting attorney: Amy J. Pfalzgraf (202) 622-4950

Treasury attorney: John Parcell (202) 622-2578

CC: ITA

Agency Contact: Amy J. Pfalzgraf, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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Related RIN: Related to 1545-BE23**RIN:** 1545-BE39**2738. DISREGARDED ENTITIES AND COLLECTIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 301**Legal Deadline:** None

Abstract: Amending the regulations governing disregarded entities so that certain State law entities that currently are disregarded for all Federal tax purposes will be treated as entities separate from their owners in collecting and administering Federal employment and certain excise taxes.

Timetable:

Action	Date	FR Cite
NPRM	10/18/05	70 FR 60475
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Undetermined**Additional Information:** REG-114371-05

Drafting attorney: Brenda Mallinak (202) 622-3070

Reviewing attorney: Mary Beth Collins (202) 622-3070

CC: PSI

Agency Contact: Brenda Mallinak, General Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue, NW, Washington, DC 20224

Phone: 202 622-3070

RIN: 1545-BE43**2739. REGULATIONS UNDER SECTION 263A REGARDING USE OF SIMPLIFIED SERVICE COST METHOD AND SIMPLIFIED PRODUCTION METHOD****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 263A; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: Application of simplified service cost method and simplified production method to self-constructed assets.

Timetable:

Action	Date	FR Cite
NPRM	08/03/05	70 FR 44535
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Additional Information:** REG-121584-05

Drafting attorney: Scott H. Rabinowitz (202) 622-4970

CC:ITA

Agency Contact: Scott H. Rabinowitz, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4970

Related RIN: Related to 1545-BE61**RIN:** 1545-BE57**2740. ASSUMPTION OF LIABILITIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: Special rules for assumption of liabilities.

Timetable:

Action	Date	FR Cite
NPRM	05/26/05	70 FR 30380
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

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Additional Information: REG-106736-00

Drafting attorney: Douglas Bates (202) 622-7550

Reviewing attorney: T. Ian Russell (202) 622-7550

CC: COR

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Related RIN: Related to 1545-AX93

RIN: 1545-BE67

2741. DEFERRED COMPENSATION (PROPOSED)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 409 A

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: Proposed regulations that reflect the enactment of section 885 of the American Jobs Creation Act of 2004.

Timetable:

Action	Date	FR Cite
NPRM	10/04/05	70 FR 57930
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-158080-04

Drafting attorney: Stephen Tackney (202) 622-6030

CC: TEGE

Agency Contact: Stephen B. Tackney, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 4030, Washington, DC 20224
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RIN: 1545-BE79

2742. REMIC RESIDUALS—FOREIGN HOLDERS (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These temporary regulations address transactions in which partnerships with foreign partners were being used in an attempt to avoid tax on some REMIC excess inclusions. That avoidance would have violated Congress' clear intention that excess inclusion income should always produce some tax liability. Under the regulations, if a domestic partnership holds REMIC residual interests and allocates excess inclusions from those interests to foreign partners, the foreign partners' recognition of the excess inclusion income is accelerated for purposes of the withholding rules, and the partnership is required to withhold on the income, even in the absence of distributions of cash or property to the foreign partners.

Timetable:

Action	Date	FR Cite
Final and Temporary Rules	08/01/06	71 FR 43363
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-159929-02

Drafting attorney: Arturo Estrada (202) 622-3900

Treasury attorney: Andrew Froberg (202) 622-1779

CC: FI

Agency Contact: Arturo Estrada, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3900

RIN: 1545-BE81

2743. TREATMENT OF EXCESS LOSS ACCOUNTS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 1502

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations provide rules for allocation of basis of member stock in connection with certain intragroup transactions.

Timetable:

Action	Date	FR Cite
NPRM	01/26/06	71 FR 4319
Final Action	01/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-138879-05

Drafting attorney: Theresa M. Kolish (202) 622-7530

Reviewing attorney: Lewis K. Brickates (202) 622-7530

CC: COR

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RIN: 1545-BE87

2744. GUIDANCE UNDER SECTION 7874 FOR DETERMINING OWNERSHIP BY FORMER SHAREHOLDERS OR PARTNERS OF DOMESTIC ENTITIES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 7874

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will provide guidance under section 7874(c)(2). Section 7874(a)(2)(B) provides that a foreign corporation will be a surrogate foreign corporation, if among other requirements, 60 percent of the stock of the entity is owned by former shareholders or partners of the domestic entity by reason of their holding an interest in the domestic entity. Section 7874(c)(2) states that in determining ownership under section 7874(a)(2)(B)(ii) stock held by members of the expanded affiliated group is disregarded.

Timetable:

Action	Date	FR Cite
NPRM	12/28/05	70 FR 76732
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

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Government Levels Affected: None

Additional Information: REG-143244-05

Drafting attorney: John J. Merrick (202) 622-3810

Reviewing attorney: Milton Cahn (202) 622-3810

CC: INTL

Agency Contact: John J. Merrick, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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Related RIN: Related to 1545-BE94

RIN: 1545-BE93

2745. CAPITAL COSTS INCURRED TO COMPLY WITH EPA SULFUR REGULATIONS (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation provides guidance under section 179B of the Internal Revenue Code relating to EPA sulfur.

Timetable:

Action	Date	FR Cite
Temporary Regulation	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-143453-05

Drafting attorney: Douglas Kim (202) 622-3110

Reviewing attorney: Kathleen Reed (202) 622-3110

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: Douglas Kim, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3110

Related RIN: Related to 1545-BE96

RIN: 1545-BE97

2746. APPLICATION OF SECTION 338 TO INSURANCE COMPANIES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 338; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The proposed regulations dealing with guidance of selected issues concerning the application of section 338 to insurance companies. These rules will address the determination of the amount of the ceding commission required to be capitalized under section 848 and amortized under section 197 in connection with the deemed asset sale, and the effect of reserve increases by new target after the deemed asset sale. These rules will be incorporated by reference in final regulations, and will be issued concurrently with those final regulations (RIN 1545-AY49).

Timetable:

Action	Date	FR Cite
NPRM	04/10/06	71 FR 18053
NPRM Comment Period End	07/10/06	
Final Action	07/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-146384-05

Drafting attorney: Mark J. Weiss (202) 622-7790

Treasury attorney: Marc Countryman (202) 622-9858

CC: COR

Agency Contact: Mark Weiss, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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Related RIN: Related to 1545-AY49

RIN: 1545-BF02

2747. DESIGNATED ROTH ACCOUNTS UNDER SECTION 402A

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: Taxation of distributions from designated Roth accounts in

qualified cash or deferred arrangements under IRC 401(K).

Timetable:

Action	Date	FR Cite
NPRM	01/26/06	71 FR 4320
NPRM Comment Period End	04/26/06	
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected:

Undetermined

Additional Information: REG-146459-05

Drafting attorney: Linda L. Conway (202) 622-6090

Reviewing attorney: Cathy Vohs (202) 622-6090 and Lisa Mohiri-Azad (202) 622-6090

Treasury attorney: Harlan Weller (202) 622-1001

CC:TEGE

Agency Contact: Linda L. Conway, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6090

Related RIN: Related to 1545-BF05

RIN: 1545-BF04

2748. ELECTION TO EXPENSE CERTAIN REFINERIES (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 179C

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Provide guidance under section 179C of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
Temporary Regulation	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-146895-05

Drafting attorney: Ruba Nasrallah (202) 622-3110

Reviewing attorney: Kathleen Reed (202) 622-3110

Drafting attorney: John Parcell (202) 622-2578

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CC: PSI

Agency Contact: Ruba Nasrallah, General Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue, NW, Washington, DC 20224
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Related RIN: Related to 1545-BF05

RIN: 1545-BF06

2749. NUCLEAR DECOMMISSIONING COSTS (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: Not Yet Determined

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: Temporary regulations under the Energy Tax Incentives Act of 2005 concerning nuclear decommissioning costs.

Timetable:

Action	Date	FR Cite
Temporary Regulations	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-147290-05

Drafting attorney: Bernard P. Harvey (202) 622-3110

Reviewing attorney: Peter C. Friedman (202) 622-3110

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: Bernard P. Harvey III, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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Related RIN: Related to 1545-BF08

RIN: 1545-BF09

2750. CHARITABLE CONTRIBUTIONS OF CERTAIN MOTOR VEHICLES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 170 (f)(12); 26 USC 6720

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulations will clarify the rules for determining the fair

market value of a vehicle contributed to charity. The regulations will provide rules for implementing the new laws, which govern the requirements for claiming a charitable contribution deduction for a donated vehicle, and impose penalties under certain circumstances on donee organizations (26 USC 170(f)(12) and 6720).

Timetable:

Action	Date	FR Cite
Temporary Regulations	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Additional Information: REG-143755-05

Drafting attorney: Patricia M. Zweibel (202) 622-5020

Reviewing attorney: Karin Gross (202) 622-5020

Treasury attorney: Eric San Juan (202) 622-0224

CC: ITA

Agency Contact: Patricia Zweibel, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-5020

Related RIN: Related to 1545-BF29

RIN: 1545-BF10

2751. CLEAN RENEWABLE ENERGY BONDS (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: PL 109-58, sec 1303(d); 26 USC 54

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Section 54 of the Code allows certain specified entities to issue Clean Renewable Energy Bonds. Taxpayers who purchase these bonds are entitled to a credit against income tax in lieu of receiving interest payments from the Clean Renewable Energy Bond issuers. These regulations explain the requirements for issuing the bonds and for claiming the tax credit.

Timetable:

Action	Date	FR Cite
Temporary Regulation	04/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: Local, State, Tribal

Additional Information: REG-148071-05

Drafting attorney: Aviva M. Roth (202) 622-3980

Reviewing attorney: Timothy L. Jones (202) 622-1380

Treasury attorney: John Cross (202) 622-1322

CC: TEGE

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Related RIN: Related to 1545-BF11

RIN: 1545-BF12

2752. CREDIT FOR PRODUCTION FROM ADVANCED NUCLEAR POWER FACILITIES (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 45J

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: Temporary regulations will provide guidance for implementation of new section 45J; in particular, regulations will provide a certification process for approval and allocation of the National Megawatt Limitation.

Timetable:

Action	Date	FR Cite
Temporary Regulation	03/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Additional Information: REG-157616-05

Drafting attorney: Patrick S. Kirwan (202) 622-3110

Reviewing attorney: Peter Friedman (202) 622-3110

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

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Agency Contact: Patrick S. Kirwan, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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Related RIN: Related to 1545-BF19

RIN: 1545-BF20

2753. SUBCHAPTER S BANKS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 1363; 26 USC 7805

CFR Citation: None

Legal Deadline: None

Abstract: Application of special bank rules under section 1363 to S corporation and QSub banks.

Timetable:

Action	Date	FR Cite
NPRM	09/18/06	71 FR 50007
NPRM Comment Period End	11/22/06	
Final Action	04/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-158677-05

Drafting attorney: Laura C. Fields (202) 622-3050

Reviewing attorney: Dianna Miosi (202) 622-3050

Treasury attorney: Michael Novey (202) 622-1339

CC: PSI

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RIN: 1545-BF24

2754. REVISION OF REGULATIONS TO COMPLY WITH COMMISSIONER'S E-FILE PROGRAM

Priority: Info./Admin./Other

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: The regulations will revise a number of regulations that present impediments to e-filing.

Timetable:

Action	Date	FR Cite
NPRM	05/30/06	71 FR 30591
NPRM Comment Period End	08/28/06	
Final Action	07/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-161919-05

Drafting attorney: Grid R. Glycer (202) 622-7930

Reviewing attorneys: Theresa Abell (202) 622-7700, Marc Countryman (202) 622-7530, and Steve Hankin (202) 622-7930

CC: COR

Agency Contact: Grid R. Glycer, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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Related RIN: Related to 1545-BF26

RIN: 1545-BF25

2755. REVISION OF REGULATION TO COMPLY WITH THE COMMISSIONER'S E-FILE PROGRAM (TEMPORARY)

Priority: Info./Admin./Other

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: The project will revise a number of regulations that present impediments to e-filing. It will also contain proposed regulations under section 1561.

Timetable:

Action	Date	FR Cite
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-161919-05

Drafting attorney: Grid R. Glycer (202) 622-7930

Reviewing attorneys: Theresa Abell (202) 622-7700, and Marc Countryman (202) 622-7530, and Steve Hankin (202) 622-7930

CC: COR

Agency Contact: Grid R. Glycer, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7930

Related RIN: Previously reported as 1545-BF25

RIN: 1545-BF26

2756. CHARITABLE CONTRIBUTIONS OF QUALIFIED VEHICLES (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 170(f)(12); 26 USC 6720

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This temporary regulation will set forth temporary rules governing the charitable contribution deduction allowed for contribution of certain vehicles for which a value of more than \$500 is claimed.

Timetable:

Action	Date	FR Cite
Temporary Regulations	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Additional Information: REG-143755-05

Drafting attorney: Patricia M. Zweibel (202) 622-5020

Reviewing attorney: Karin Gross (202) 622-5020

Treasury attorney: Eric San Juan (202) 622-0224

CC:ITA

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Related RIN: Related to 1545-BF10

RIN: 1545-BF29

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2757. SECTION 3121(A)(5)(D) REGULATION (SALARY REDUCTION AGREEMENT) (TEMPORARY)**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 6302**CFR Citation:** 26 CFR 31**Legal Deadline:** None

Abstract: The temporary regulation defines the term “salary reduction agreement” within the meaning of section 3121(a)(5)(D) as a plan or arrangement whereby payment will be made by an employer to an annuity described in section 403(b) if an employee elects to reduce his compensation or if an employee agrees as a condition of employment to make a mandatory contribution that reduces his compensation.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Governmental Jurisdictions, Organizations**Government Levels Affected:** Local, State**Additional Information:** REG-155608-02

Drafting attorney: John A. Tolleris (202) 622-6060

Reviewing attorney: Cheryl E. Press (202) 622-6060

CC:TEGE

Agency Contact: John A. Tolleris, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-6060

Related RIN: Previously reported as 1545-BB64**RIN:** 1545-BF35**2758. ACCURACY-RELATED PENALTIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 6662A; 26 USC 6662; 26 USC 6664; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: Temporary regulations regarding the new provisions and amendments made to code sections

6662, 6662A, and 6664 by the American Jobs Creation Act of 2004 and the Gulf Opportunity Zone Act of 2005.

Timetable:

Action	Date	FR Cite
Temporary Regulations	07/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Additional Information:** REG-160870-04

Drafting attorney: Laura R. Ulrich (202) 622-4940

Reviewing attorney: Ashton P. Trice (202) 622-4940

Treasury attorney: Mike Desmond (202) 622-1981

CC: PA: APJ

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RIN: 1545-BF41**2759. • REGULATIONS UNDER SECTIONS 501(C)(3) AND 4958 ON REVOCATION STANDARDS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR

1.501(c)(3)-1(d)(1)(ii)(a); 26 CFR

1.501(c)(3)-1(g); 26 CFR 53.4958-2(a)(6)

Legal Deadline: None

Abstract: Final regulations will clarify the substantive requirements for tax exemption under section 501(c)(3) and the relationship between those requirements and the imposition of excise taxes under section 4958.

Timetable:

Action	Date	FR Cite
Final Rule	03/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Additional Information:** REG-111244-05

Drafting attorney: Galina V. Kolomietz (202) 622-6070

Reviewing attorney: Paul Accettura (202) 622-8464

Treasury attorneys: Eric San Juan (202) 622-0224 and Susan Brown (202) 622-0999

CC: TEGE

Agency Contact: Galina V. Kolomietz, General Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 4408, Washington, DC 20024

Phone: 202 622-6070

Fax: 202 622-1036

RIN: 1545-BF44**2760. • APPLICATION OF SEPARATE LIMITATIONS TO DIVIDENDS FROM NONCONTROLLED SECTION 902 CORPORATION (TEMPORARY)****Priority:** Substantive, Nonsignificant.

Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 7805; 26 USC 904(d)(6)**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The American Jobs Creation Act of 2004 amended the foreign tax credit limitation rules under section 904(d) and extended lookthrough treatment to dividends paid by a 10/50 lookthrough corporation, generally effective retroactively for tax years beginning after December 31, 2002. The Gulf Opportunity Zone Act of 2005 permits taxpayers to elect to defer the effective date of the AJCA amendments to tax years beginning after December 31, 2004. These regulations would provide guidance needed to comply with these changes, including transition rules for dividends paid by a 10/50 lookthrough corporation.

Timetable:

Action	Date	FR Cite
NPRM	04/25/06	71 FR 24516
NPRM Comment Period End	07/24/06	
Final Action	06/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-144784-02

Drafting attorney: Ginny Y. Chung (202) 622-3850

Reviewing attorney: Barbara Felker (202) 622-3850

TREAS—IRS

Final Rule Stage

CC: INTL

Agency Contact: Ginny Y. Chung, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3850

Related RIN: Related to 1545-BB28

RIN: 1545-BF46

2761. • SECTION 1221(A)(4) CAPITAL ASSET EXCLUSION FOR ACCOUNTS AND NOTES RECEIVABLE

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This final rule will clarify when accounts or notes receivable are treated as acquired for services rendered within the meaning of IRC section 1221(a)(4). The notice of proposed rulemaking would provide that an account or note receivable is not described in section 1221(a)(4) if, in exchange for the account or note receivable, the taxpayer provides more than de minimis consideration other than services and property described in section 1221(a)(1) or the account or note receivable is issued by someone other than the party acquiring the services or property described in section 1221(a)(1).

Timetable:

Action	Date	FR Cite
NPRM	08/07/06	71 FR 40600
NPRM Comment Period End	11/06/06	
Final Action	07/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-109367-06

Drafting attorney: Kevin S. Brown (202) 622-3920

Reviewing attorneys: Patrick E. White (202) 622-4329 and Dale Collinson (202) 622-4502

Treasury attorney: Michael Novey (202) 622-1339

CC: FI

Agency Contact: Kevin Scott Brown, Attorney, Department of the Treasury, Internal Revenue Service, 1111

Constitution Avenue NW, Financial Institutions and Products, Branch 1, Room 3539, Washington, DC 20224
Phone: 202 622-3920

RIN: 1545-BF52

2762. • COMPUTER SOFTWARE UNDER SECTION 199(C)(5)(B)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 199; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Guidance regarding the deduction for income attributable to domestic production activities under Section 199 as applied to the production of computer software.

Timetable:

Action	Date	FR Cite
NPRM	06/01/06	71 FR 31128
NPRM Comment Period End	08/30/06	
Final Rule	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-111578-06

Drafting attorney: Lauren Ross Taylor (202) 622-3040

Reviewing attorney: Paul F. Handleman (202) 622-3040

Treasury attorney: Dennis Tingey (202) 622-1335

CC: PSI

Agency Contact: Lauren R. Taylor, General Attorney (Tax), Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5111, Washington, DC 20224
Phone: 202 622-3040
Fax: 202 622-4753
Email: lauren.r.taylor@irscounsel.treas.gov

Related RIN: Related to 1545-BE33

RIN: 1545-BF56

2763. • SECTION 6707 AND THE FAILURE TO FURNISH INFORMATION REGARDING REPORTABLE TRANSACTIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 301.6707-1; 26 CFR 1.6091-1

Legal Deadline: None

Abstract: Temporary regulations regarding the imposition of penalties under section 6707 of the Internal Revenue Code on material advisors who fail to file a return under section 6111(a) or file false or incomplete information with respect to a reportable transaction.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-160872-04

Drafting attorney: Matthew S. Cooper (202) 622-8445

Reviewing attorney: Ashton Trice (202) 622-4940

CC: PA: APJ

Agency Contact: Matthew S. Cooper, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5135, Washington, DC 20224
Phone: 202 622-4940
Fax: 202 622-1585
Email: matthew.s.cooper@irscounsel.treas.gov

RIN: 1545-BF60

2764. • SECTION 6707A AND THE FAILURE TO INCLUDE ON ANY RETURN OR STATEMENT ANY INFORMATION REQUIRED TO BE DISCLOSED UNDER SECTION 6011 WITH RESPECT TO A REPORTABLE TRANSACTION.

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 301.6707-1

Legal Deadline: None

Abstract: Temporary regulations regarding the imposition of penalties under section 6707A of the Internal Revenue Code for the failure to include on any return or statement any information required to be disclosed under section 6011 with respect to a reportable transaction.

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/00/07	

Regulatory Flexibility Analysis

Required: No

TREAS—IRS

Final Rule Stage

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-160868-04

Drafting attorney: Dillon J. Taylor (202) 622-4940

Reviewing attorney: Ashton Trice (202) 622-4940

CC: PA: APJ

Agency Contact: Dillon Taylor, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5127, Washington, DC 20224
Phone: 202 622-4940
Fax: 202 622-1585
Email: dillon.j.taylor@irs.counsel.treas.gov

Related RIN: Related to 1545-BF61

RIN: 1545-BF62

2765. • REVISIONS TO REGULATIONS RELATING TO REPEAL OF TAX ON INTEREST OF NONRESIDENT, ALIEN, INDIVIDUALS AND FOREIGN CORPORATIONS RECEIVED FROM CERTAIN PORTFOLIO DEBT INSTRUMENTS.

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 871; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Clarifies that the ten percent shareholders test for portfolio interest is applied at the partner level, when interest is received by a partnership, and at the beneficiary of owner level, when interest is received by a simple or grantor trust.

Timetable:

Action	Date	FR Cite
NPRM	06/12/06	71 FR 34047
NPRM Comment Period End	08/14/06	
Final Action	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Additional Information: REG-118775-06

Drafting attorney: Jason Kleinman (202) 622-3840

CC: INTL

Agency Contact: Jason Kleinman, Attorney Advisor, Department of the

Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3840

RIN: 1545-BF64

2766. • CLARIFICATION OF SECTION 6411 REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 6411

CFR Citation: 26 CFR 1.6411-2T; 26 CFR 1.6411-3T

Legal Deadline: None

Abstract: These temporary regulations clarify that, after being computed under the terms of the section 1.6411-2 regulations, a tentative carryback adjustment may be reduced under section 1.6411-3 by unassessed amounts. In order to account for the IRS's current organizational structure, the proposed regulations removes the titles district director and service center director throughout.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-118886-06

Drafting attorney: Cynthia A. McGreevy (202) 622-4910

Reviewing attorneys: Pamela Fuller (202) 622-3600 and Curtis Wilson (202) 622-7800

Treasury attorney: Michael Desmond (202) 622-1981

CC: PA: APJ

Agency Contact: Cynthia A. McGreevy, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4910
Fax: 202 927-9248
Email: cynthia.a.mcgreevy@irs.counsel.treas.gov

RIN: 1545-BF66

2767. • UNITED STATES DOLLAR APPROXIMATE SEPARATE TRANSACTIONS METHOD

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 989(c)

CFR Citation: 26 CFR 1; 26 CFR 985-3

Legal Deadline: None

Abstract: This regulation revises Treasury Regulation Section 1.985-3(d). The regulation will provide the translation rates that must be used when translating into dollars certain items and amounts transferred by a qualified business unit to its home office or parent corporation for purposes of computing dollar approximate separate transactions method (DASTM) gain or loss.

Timetable:

Action	Date	FR Cite
NPRM	07/13/06	71 FR 39604
NPRM Comment Period End	10/11/06	
Final Action	07/00/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: REG-118897-06

Drafting attorney: Sheila N. Ramaswamy (202) 622-3870

Reviewing attorney: Jeffrey Dorfman (202) 622-3870

Treasury attorney: Andrew Froberg (202) 622-1779

CC:INTL

Agency Contact: Sheila Ramaswamy, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3870

RIN: 1545-BF67

2768. • REPORTING RULES FOR WIDELY HELD FIXED INVESTMENT TRUSTS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations will amend TD 9241 published in the Federal Register on January 24, 2006 providing reporting rules for widely held fixed investment trusts.

TREAS—IRS

Final Rule Stage

Timetable:

Action	Date	FR Cite
NPRM by XREF to TEMP	08/03/06	71 FR 43998
NPRM Comment Period End	10/02/06	
Final Action	01/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-125071-06

Drafting attorney: Faith Colson (202) 622-3060

Reviewing attorney: J. Thomas Hines (202) 622-3060

Treasury attorney: Viva Hammer (202) 622-0869

CC: PSI

Agency Contact: Faith Colson, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3060

Related RIN: Related to 1545-BF86**RIN:** 1545-BF75**2769. • RETURN REQUIRED BY SUBCHAPTER T COOPERATIVES UNDER SECTION 6012****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR part 1**Legal Deadline:** None**Abstract:** This regulation will prescribe the form that cooperatives must use to file their income tax returns.**Timetable:**

Action	Date	FR Cite
Final Action	07/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Additional Information:** REG-149436-04

Drafting attorney: Matthew P. Howard (202) 622-4910

Reviewing attorney: James C. Gibbons (202) 622-4910

CC: PA: APJ

Agency Contact: Matthew P. Howard, Attorney, Department of the Treasury, Internal Revenue Service, 1111

Constitution Avenue NW, Room 5533, Washington, DC 20024
Phone: 202 622-4910

RIN: 1545-BF82**2770. • SOURCE RULES INVOLVING U.S. POSSESSIONS AND OTHER CONFORMING CHANGES****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 26 USC 937(b); 26 USC 7654(e); 26 USC 7805**CFR Citation:** 26 CFR 1.931-1; 26 CFR 1.932-1; 26 CFR 1.933-1; 26 CFR 1.934-1; 26 CFR 1.935-1; 26 CFR 1.937-2; 26 CFR 1.937-3**Legal Deadline:** None

Abstract: The section 937 regulations provide rules for determining when income is considered to be from sources within a U.S. possession and whether income is effectively connected with the conduct of a trade or business within a U.S. possession. Regulations under sections 931 through 935 provide rules relating to specific U.S. possessions. In addition, these regulations will make conforming changes to regulations under related sections concerning or cross-referencing the possessions provisions.

Timetable:

Action	Date	FR Cite
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Additional Information:** REG-133712-06

Drafting attorney: John David Varley (202) 435-5165

Reviewing attorney: Douglas Gible (202) 435-5146

Treasury attorney: Gretchen Sierra (202) 622-1755

CC: INTL

Agency Contact: John David Varley, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 435-5262

Related RIN: Related to 1545-BC86, Related to 1545-BE22**RIN:** 1545-BF85**2771. • REPORTING RULES FOR WIDELY HELD FIXED INVESTMENT TRUSTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 671**CFR Citation:** 26 CFR 1.671-5**Legal Deadline:** None

Abstract: This regulation will amend TD 9241 published in the Federal Register on January 24, 2006 providing reporting rules for widely held fixed investment trusts.

Timetable:

Action	Date	FR Cite
Interim Final Rule Completed by TD 9279	08/03/06	71 FR 43968
Interim Final Rule Comment Period End	10/02/06	
Final Action	01/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-125071-06

Drafting attorney: Faith Colson (202) 622-3060

Reviewing attorney: J. Thomas Hines (202) 622-3060

Treasury attorney: Viva Hammer (202) 622-0869

CC: PSI

Agency Contact: Faith Colson, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3060

Related RIN: Related to 1545-BF75**RIN:** 1545-BF86**2772. • TAX INCREASE PREVENTION AND RECONCILIATION ACT OF 2005 AMENDMENTS TO SECTION 199****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 199**CFR Citation:** 26 CFR 1.199-3T; 26 CFR 1.199-5T; 26 CFR 1.1997T; 26 CFR 1.1998T**Legal Deadline:** None**Abstract:** These temporary regulations provide guidance on the Tax Increase

TREAS—IRS

Final Rule Stage

Prevention and Reconciliation Act of 2005 amendments to Section 199.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-127819-06

Drafting attorney: Lauren Ross Taylor (202) 622-3040

Reviewing attorney: Paul F. Handleman (202) 622-3040

Treasury attorney: Sharon Kay (202) 622-0865

CC: PSI

Agency Contact: Lauren R. Taylor, General Attorney (Tax), Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5111, Washington, DC 20224

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Fax: 202 622-4753

Email: lauren.r.taylor@

irscounsel.treas.gov

Related RIN: Related to 1545-BF79

RIN: 1545-BF88

2773. • RULES UNDER SECTION 302 OF THE KATRINA EMERGENCY TAX RELIEF ACT OF 2005

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 801 (PL 104-121); 26 USC 7805

CFR Citation: 26 CFR 1.9300-1

Legal Deadline: None

Abstract: This regulation will provide rules relating to the \$500 deduction from taxable income allowed under section 302 of the Katrina Emergency Tax Relief Act of 2005 (KETRA) to individuals for housing a Hurricane Katrina displaced individual.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-152043-05

Drafting attorney: Marnette Myers (202) 622-4920

Reviewing attorney: Michael Montemurro (202) 622-4920

Treasury attorney: Eric San Juan (202) 622-0224

CC: ITA

Agency Contact: Marnette M. Myers, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 4241, Washington, DC 20224

Phone: 202 622-4920

Fax: 703 605-1753

Email: marnette.m.myers@

irscounsel.treas.gov

Related RIN: Related to 1545-BF14

RIN: 1545-BF89

2774. • SECTION 181 – DEDUCTION FOR QUALIFIED FILM AND TELEVISION PRODUCTION COSTS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: None

Legal Deadline: None

Abstract: Further guidance under section 181.

Timetable:

Action	Date	FR Cite
Temporary Regulations	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-115403-05

Drafting attorney: Bernard P. Harvey (202) 622-3110

Reviewing attorney: Charles B. Ramsey (202) 622-3110

Treasury attorney: Dennis Tingey (202) 622-1335

CC: PSI

Agency Contact: Bernard P. Harvey III, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-3110

Related RIN: Related to 1545-BF94

RIN: 1545-BF95

Department of the Treasury (TREAS)

Long-Term Actions

Internal Revenue Service (IRS)

2775. FSC TRANSFER PRICING RULES, DISTRIBUTIONS, DIVIDENDS RECEIVED, DEDUCTION, AND OTHER SPECIAL RULES FOR FSC

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	03/03/87	52 FR 6467
NPRM Comment Period End	05/02/87	

Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Carol Tan

Phone: 202 435-5265

RIN: 1545-AI16

2776. FOREIGN CORPORATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	05/16/86	51 FR 17990
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Thomas D. Beem

Phone: 202 622-3860

RIN: 1545-AK74

2777. NONRECOGNITION OF CORPORATE DISTRIBUTIONS AND REORGANIZATIONS UNDER THE FOREIGN INVESTMENT IN REAL PROPERTY TAX ACT

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

TREAS—IRS

Long-Term Actions

Timetable:

Action	Date	FR Cite
NPRM	05/05/88	53 FR 16233
Hearing	03/01/89	54 FR 1189
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Margaret A. Hogan
Phone: 202 622-3850**RIN:** 1545-AK79**2778. INCOME OF FOREIGN GOVERNMENTS AND INTERNATIONAL ORGANIZATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	06/27/88	53 FR 24100
NPRM Comment Period End	08/26/88	
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** David A. Juster
Phone: 202 622-3850**RIN:** 1545-AL93**2779. CLARIFICATION OF TREATMENT OF SEPARATE LIMITATION LOSSES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Richard L. Chewning
Phone: 202 622-3850**RIN:** 1545-AM11**2780. COMPUTATION OF A BRANCH'S TAXABLE INCOME; TAXATION OF EXCHANGE GAIN OR LOSS ON BRANCH REMITTANCES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	09/25/91	56 FR 48457
NPRM-Withdrawn	09/07/06	71 FR 52876
Second NPRM	09/07/06	71 FR 52876
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Sheila Ramaswamy
Phone: 202 622-3870**Theodore D. Setzer**
Phone: 202 622-3870**RIN:** 1545-AM12**2781. EARNINGS AND PROFITS OF CONTROLLED FOREIGN CORPORATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	01/25/90	55 FR 2535
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Jeffrey L. Parry
Phone: 202 622-3850**RIN:** 1545-AM90**2782. CARIBBEAN BASIN INVESTMENTS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	05/13/91	56 FR 21963
Hearing	07/12/91	56 FR 21963
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None**Agency Contact:** Thomas A. Vidano

Phone: 202 435-5265

RIN: 1545-AM91**2783. CONSOLIDATED ALTERNATIVE MINIMUM TAX****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	12/30/92	57 FR 62251
NPRM Comment Period End	03/01/93	
Hearing	04/06/93	
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None**Agency Contact:** Martin Scully
Phone: 202 622-8066**RIN:** 1545-AN73**2784. CONFORMING TAXABLE YEARS OF CFCS AND FPHCS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	01/05/93	58 FR 290
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Carl M. Cooper
Phone: 202 622-3840**RIN:** 1545-AO22**2785. FOREIGN INSURANCE COMPANY—DOMESTIC ELECTION****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Valerie A. Mark-Lippe
Phone: 202 622-3840**RIN:** 1545-AO25

TREAS—IRS

Long-Term Actions

2786. INFORMATION REPORTING AND RECORD MAINTENANCE**Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
Next Action	12/00/07	
Undetermined		

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Gregory A. Spring
Phone: 202 622-3870**RIN:** 1545-AP10**2787. USE OF GAAP EARNINGS AS E&P OF FOREIGN CORPORATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	07/01/92	57 FR 29246
Next Action	Undetermined	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jeffrey L. Parry
Phone: 202 622-3850**RIN:** 1545-AQ55**2788. INTEREST-FREE ADJUSTMENTS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 31**Timetable:**

Action	Date	FR Cite
NPRM	12/10/92	57 FR 58423
NPRM Comment	02/08/93	
Period End		
Next Action	12/00/07	
Undetermined		

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Karin Loverud
Phone: 202 622-6080**RIN:** 1545-AQ61**2789. THE TREATMENT OF ACCELERATED DEATH BENEFITS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	12/15/92	57 FR 59319
NPRM Comment	02/26/93	
Period End		
Hearing	03/19/93	
Next Action	Undetermined	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Ann H. Logan
Phone: 202 622-3970**RIN:** 1545-AQ70**2790. MARK-TO-MARKET UPON DISPOSITION****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	01/04/95	60 FR 397
Final Action	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Lauren J. Medovoy
Phone: 202 622-3920
Fax: 202 622-7970
Email: lauren.j.medovoy@
irscounsel.treas.gov**RIN:** 1545-AS85**2791. ALLOCATION OF ACCRUED BENEFITS BETWEEN EMPLOYER AND EMPLOYEE CONTRIBUTIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	12/22/95	60 FR 66532
NPRM Comment	03/21/96	
Period End		
Next Action	Undetermined	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Cathy A. Vohs

Phone: 202 622-6090

RIN: 1545-AT82**2792. FOREIGN CORPORATIONS REGULATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	03/08/96	61 FR 9377
Next Action	Undetermined	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Gregory A. Spring
Phone: 202 622-3870**RIN:** 1545-AT96**2793. APPLICATION OF GRANTOR TRUST RULES TO NONEXEMPT EMPLOYEES' TRUSTS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	09/27/96	61 FR 50778
NPRM Comment	12/26/96	
Period End		
Hearing	01/15/97	
Next Action	Undetermined	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** M. Grace Fleeman
Phone: 202 622-3880

Linda S.F. Marshall

Phone: 202 622-6090

James A. Quinn

Phone: 202 622-3070

RIN: 1545-AU29**2794. RECOMPUTATION OF LIFE INSURANCE RESERVES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	01/02/97	62 FR 71
Final Action	01/00/08	

TREAS—IRS

Long-Term Actions

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Linda Boyd

Phone: 202 622-3970

RIN: 1545-AU49**2795. ELECTRONIC TRANSMISSION OF WITHHOLDING CERTIFICATES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	10/14/97	62 FR 53504
Next Action	12/00/07	
Undetermined		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Carl M. Cooper

Phone: 202 622-3840

RIN: 1545-AV27**2796. SUBSTANTIATING TRAVEL EXPENSE DEDUCTIONS FOR MEMBERS OF CONGRESS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1; 26 CFR 5**Timetable:**

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** George B. Baker

Phone: 202 622-4930

RIN: 1545-AV55**2797. DEFINITION OF ACCOUNTING METHOD****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
Next Action	12/00/07	
Undetermined		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Grant D. Anderson

Phone: 202 622-4930

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Email: grant.d.anderson@

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RIN: 1545-AX21**2798. ALLOCATION AND APPORTIONMENT OF INTEREST EXPENSE AND CERTAIN OTHER EXPENSES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	02/05/90	55 FR 3750
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** David F. Bergkuist

Phone: 202 622-3850

RIN: 1545-AX72**2799. MODIFICATION TO SECTION 367(A) STOCK TRANSFER REGULATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1; 26 CFR 602**Timetable:**

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Daniel M. McCall

Phone: 202 622-3860

RIN: 1545-AX77**2800. DEFINITION OF PASSIVE FOREIGN INVESTMENT COMPANY UNDER SECTION 1297****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Ethan A. Atticks

Phone: 202 622-3840

RIN: 1545-AX78**2801. CLARIFICATION OF FOREIGN BASE COMPANY SALES INCOME RULES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Valerie A.

Mark-Lippe

Phone: 202 622-3840

RIN: 1545-AX91**2802. SPECIAL RULES FOR S CORPORATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 301; 26 CFR 601**Timetable:**

Action	Date	FR Cite
NPRM	04/27/92	57 FR 15272
NPRM Comment	06/26/92	
Period End		

Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** David A. Juster

Phone: 202 622-3850

Related RIN: Split from 1545-AP35,

Related to 1545-AS88

RIN: 1545-AY44**2803. PREVIOUSLY TAXED EARNINGS AND PROFITS UNDER SUBPART F****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	08/29/06	71 FR 51155
NPRM Comment	11/27/06	
Period End		
Final Action	12/00/07	

TREAS—IRS

Long-Term Actions

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jeffrey L. Vinnik
Phone: 202 622-3840

RIN: 1545-AY54

2804. PAYMENTS FOR INTEREST IN PARTNERSHIP

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	12/00/08	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Stacy L. Short
Phone: 202 622-3070

RIN: 1545-AY90

2805. CONSOLIDATED RETURNS; NONAPPLICABILITY OF SECTION 357(C)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	11/14/01	66 FR 57021
Public Hearing	03/21/02	
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Thomas I. Russell
Phone: 202 622-7550

RIN: 1545-BA09

2806. GUIDANCE ON REPORTING OF DEPOSIT INTEREST PAID TO NONRESIDENT ALIENS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1; 26 CFR 31

Timetable:

Action	Date	FR Cite
NPRM	08/02/02	67 FR 50386
Hearing	12/05/02	67 FR 50386
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ethan A. Atticks
Phone: 202 622-3840

RIN: 1545-BA86

2807. GUIDANCE TO FACILITATE ELECTRONIC TAX ADMINISTRATION

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 301

Timetable:

Action	Date	FR Cite
NPRM	12/08/05	70 FR 72954
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Dillon Taylor
Phone: 202 622-4940Fax: 202 622-1585
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RIN: 1545-BA96

2808. TIMELY MAILING TREATMENT

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 301

Timetable:

Action	Date	FR Cite
NPRM	09/21/04	69 FR 56377
Next Action	12/00/07	
	Undetermined	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Amy Mielke
Phone: 202 622-7371

RIN: 1545-BA99

2809. COMMUNICATIONS EXCISE TAX; TAXABLE COMMUNICATION SERVICES

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 49

Timetable:

Action	Date	FR Cite
ANPRM	07/02/04	69 FR 40345
ANPRM Comment	09/30/04	
Period End		

Action**Date****FR Cite**Next Action 12/00/07
Undetermined**Regulatory Flexibility Analysis**

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Taylor Cortright
Phone: 202 622-3130

RIN: 1545-BB04

2810. TOLL TELEPHONE SERVICE—DEFINITION

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 49

Timetable:

Action	Date	FR Cite
NPRM	04/01/03	68 FR 15690
Hearing	09/10/03	68 FR 35828
Next Action	12/00/07	
	Undetermined	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Taylor Cortright
Phone: 202 622-3130

RIN: 1545-BB18

2811. AMENDING THE LOW-INCOME HOUSING TAX CREDIT PROGRAM

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jack Malgeri
Phone: 202 622-3040

RIN: 1545-BB37

2812. AMENDMENT TO SECTION 6724 RELATING TO FAILURE TO FILE CORRECT INFORMATION RETURNS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

TREAS—IRS

Long-Term Actions

Timetable:

Action	Date	FR Cite
NPRM	07/09/03	68 FR 40857
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: William M. Kostak
Phone: 202 622-4910

RIN: 1545-BB41

2813. NOTARIZATION REQUIREMENT FOR STATEMENTS OF PURCHASE

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	07/10/03	68 FR 41087
NPRM Comment	10/08/03	
Period End		

Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: John T. Ricotta
Phone: 202 622-6060

RIN: 1545-BC11

2814. CONTINGENT AT CLOSING ESCROWS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1; 26 CFR 602

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Steven Gee
Phone: 202 622-7876

Related RIN: Related to 1545-AR82

RIN: 1545-BC16

2815. SUBSTITUTE FOR RETURN (SFR) AND AUTOMATED SUBSTITUTE FOR RETURN (ASFR)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 301

Timetable:

Action	Date	FR Cite
NPRM	07/18/05	70 FR 41165

Action Date FR Cite

Hearing	03/08/06	
Next Action	12/00/07	
Undetermined		

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Laura Rebecca Urich
Phone: 202 622-4940
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Related RIN: Related to 1545-BC46

RIN: 1545-BC45

2816. TRANSACTIONS INVOLVING THE TRANSFER OF NO NET EQUITY VALUE

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	03/10/05	70 FR 11903
NPRM Comment	06/08/05	
Period End		

Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jean R. Brenner
Phone: 202 622-7790

RIN: 1545-BC88

2817. REVISION OF SECTION 301.6103(J)-1 FOR DISCLOSURE TO THE BUREAU OF ECONOMIC ANALYSIS, DEPARTMENT OF COMMERCE

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	07/06/06	71 FR 38323
NPRM Comment	10/04/06	
Period End		
Next Action	12/00/07	
Undetermined		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Joel D. McMahan

Phone: 202 622-4580

RIN: 1545-BC93

2818. ACCUMULATED ADJUSTMENT ACCOUNT AND OTHER CORPORATE SEPARATIONS UNDER SECTION 355

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Deane M. Burke
Phone: 202 622-3070

RIN: 1545-BC98

2819. ESCROW ACCOUNTS, TRUSTS, AND OTHER FUNDS USED DURING DEFERRED EXCHANGES OF LIKE-KIND PROPERTY

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1; 26 CFR 602

Timetable:

Action	Date	FR Cite
NPRM	02/07/06	71 FR 6231
Hearing	02/07/06	71 FR 6233
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: A. Katharine Kiss
Phone: 202 622-4930

Related RIN: Split from 1545-AR82

RIN: 1545-BD19

2820. GUIDANCE ON PHASED RETIREMENT

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	11/10/04	69 FR 65108
NPRM Comment	02/08/05	
Period End		

Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

TREAS—IRS

Long-Term Actions

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Cathy A. Vohs
Phone: 202 622-6090

RIN: 1545-BD23

2821. TRANSFERS OF RESTRICTED STOCK

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Stephen B. Tackney
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Related RIN: Related to 1545-BD45

RIN: 1545-BD44

2822. TRANSFERS OF RESTRICTED STOCK (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
Temporary Regulations	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Stephen B. Tackney
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Related RIN: Related to 1545-BD44

RIN: 1545-BD45

2823. HIPAA PORTABILITY: SPECIAL ENROLLMENT PROCEDURES, TOLLING, AND INTERACTION WITH FMLA

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 54

Timetable:

Action	Date	FR Cite
NPRM	12/30/04	69 FR 78800
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Russell Weinheimer
Phone: 202 622-6080

Related RIN: Related to 1545-AW02,
Related to 1545-AX84

RIN: 1545-BD51

2824. SPECIAL RULES TO REDUCE SECTION 1446 WITHHOLDING

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	05/18/05	70 FR 28743
Hearing	10/03/05	70 FR 57523
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Ronald M. Gootzeit
Phone: 202 622-3860

Related RIN: Related to 1545-AY28

RIN: 1545-BD80

2825. AMENDMENTS TO 26 CFR SECTION 1.263(A)-5 REGARDING TREATMENT OF CAPITALIZED COSTS

Priority: Substantive, Nonsignificant.
Major status under 5 USC 801 is undetermined.

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Angella L. Warren
Phone: 202 622-4950

RIN: 1545-BD82

2826. RETURN FOR SUBCHAPTER T COOPERATIVES

Priority: Substantive, Nonsignificant.
Major status under 5 USC 801 is undetermined.

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	07/29/05	70 FR 43811
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Matthew P. Howard
Phone: 202 622-4910

RIN: 1545-BD92

2827. EMPLOYER'S ANNUAL FEDERAL EMPLOYMENT TAX RETURN—FORM 944

Priority: Substantive, Nonsignificant.
Major status under 5 USC 801 is undetermined.

CFR Citation: 26 CFR 31

Timetable:

Action	Date	FR Cite
NPRM	01/03/06	71 FR 46
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Raymond Bailey
Phone: 202 622-4910

Related RIN: Related to 1545-BE00

RIN: 1545-BD93

2828. RETURN FOR SUBCHAPTER T COOPERATIVES (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Matthew P. Howard
Phone: 202 622-4910

Related RIN: Related to 1545-BD92

RIN: 1545-BD98

TREAS—IRS

Long-Term Actions

2829. REVISION OF SECTION 301.6103(J)-1 FOR DISCLOSURE TO THE BUREAU OF ECONOMIC ANALYSIS, DEPARTMENT OF COMMERCE (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 301

Timetable:

Action	Date	FR Cite
Temporary Regulation	07/06/06	71 FR 38262
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Joel D. McMahan
Phone: 202 622-4580Related RIN: Related to 1545-BC93,
Related to 1545-BE01, Related to
1545-BE08

RIN: 1545-BE02

2830. APPLICATION OF SECTION 6404(G) SUSPENSION PROVISIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 301

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses,
Organizations

Government Levels Affected: None

Agency Contact: Stuart Spielman
Phone: 202 622-7950

RIN: 1545-BE07

2831. DISCLOSURE OF RETURN INFORMATION TO THE BUREAU OF THE CENSUS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 301

Timetable:

Action	Date	FR Cite
NPRM	03/11/05	70 FR 12166
Final Action	03/00/08	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Charles B.
Christopher
Phone: 202 622-4580

Charles B. Christopher

Phone: 202 622-4580

Related RIN: Related to 1545-BC93,
Related to 1545-BE02, Related to
1545-BE01

RIN: 1545-BE08

2832. INFORMATION RETURNS BY DONEES RELATING TO QUALIFIED INTELLECTUAL PROPERTY CONTRIBUTIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1; 26 CFR 602

Timetable:

Action	Date	FR Cite
NPRM	05/23/05	70 FR 29460
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Matthew P. Howard
Phone: 202 622-4910

RIN: 1545-BE11

2833. INFORMATION RETURNS REQUIRED WITH RESPECT TO CERTAIN FOREIGN CORPORATIONS AND OTHER CONFORMING CHANGESPriority: Substantive, Nonsignificant.
Major status under 5 USC 801 is
undetermined.

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	06/21/06	71 FR 35592
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Kate Y. Hwa
Phone: 202 622-3840

RIN: 1545-BE47

2834. SIMPLIFICATION OF EXTENSION PROCESS UNDER SECTION 6081Priority: Substantive, Nonsignificant.
Major status under 5 USC 801 is
undetermined.CFR Citation: 26 CFR 1; 26 CFR 53;
26 CFR 55; 26 CFR 156; 26 CFR 301**Timetable:**

Action	Date	FR Cite
NPRM	11/07/05	70 FR 67397
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Allen David Madison
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Related RIN: Related to 1545-BE63

RIN: 1545-BE62

2835. CONVERTING AN IRA ANNUITY TO A ROTH IRAPriority: Substantive, Nonsignificant.
Major status under 5 USC 801 is
undetermined.

CFR Citation: Not Yet Determined

Timetable:

Action	Date	FR Cite
NPRM	08/22/05	70 FR 48924
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Cathy A. Vohs
Phone: 202 622-6090

Related RIN: Related to 1545-BE66

RIN: 1545-BE65

2836. ABANDONMENT OF STOCK AND OTHER SECURITIESPriority: Substantive, Nonsignificant.
Major status under 5 USC 801 is
undetermined.

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Sean Dwyer
Phone: 202 622-5020

RIN: 1545-BE80

2837. FOREIGN CURRENCY CONTRACT DEFINED

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

TREAS—IRS

Long-Term Actions

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Stephen J. Coleman
Phone: 202 622-6289

Related RIN: Related to 1545-BE83

RIN: 1545-BE82

**2838. FOREIGN CURRENCY
CONTRACT DEFINED (TEMPORARY)**

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Stephen J. Coleman
Phone: 202 622-6289

Related RIN: Related to 1545-BE82

RIN: 1545-BE83

2839. LIFE/NON-LIFE TACKING RULE

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	04/25/06	71 FR 23882
TEMP	04/25/06	71 FR 23856
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ross E. Poulsen
Phone: 202 622-7770

RIN: 1545-BE85

**2840. PROCEDURES FOR
ADMINISTRATIVE REVIEW OF A
DETERMINATION THAT AN
AUTHORIZED RECIPIENT HAS FAILED
TO SAFEGUARD FEDERAL TAX
RETURNS OR RETURN INFORMATION**

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 301

Timetable:

Action	Date	FR Cite
NPRM	02/24/06	71 FR 9487
NPRM Comment Period End	05/25/06	
Final Action	02/00/09	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Charles B.
Christopher
Phone: 202 622-4580

Related RIN: Previously reported as
1545-BF22

RIN: 1545-BF21

**2841. DEPRECIATION OF MACRS
PROPERTY THAT IS ACQUIRED IN A
LIKE-KIND EXCHANGE OR AS A
RESULT OF AN INVOLUNTARY
CONVERSION**

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Winston H. Douglas
Phone: 202 622-3110

Related RIN: Related to 1545-BC27,
Related to 1545-AX95

RIN: 1545-BF37

**2842. FAILURE TO MAINTAIN LIST OF
ADVISEES WITH RESPECT TO
REPORTABLE TRANSACTIONS**

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 301.6708-1T

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

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RIN: 1545-BF38

**2843. FAILURE TO MAINTAIN LIST OF
ADVISEES WITH RESPECT TO
REPORTABLE TRANSACTIONS**

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 301.6708-1

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Allen David Madison
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RIN: 1545-BF39

**2844. • REQUIREMENTS FOR
REORGANIZATIONS QUALIFYING
UNDER SECTION 368(A)(1)(E) OR (F)**

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation is intended to provide guidance regarding the requirements of a reorganization under section 368(a)(1)(F), the tax consequences of such a reorganization, and give examples of transactions so qualifying.

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-148532-05

Drafting attorney: Douglas C. Bates
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Reviewing attorney: Debra L. Carlisle
(202) 622-7550

CC: COR

Agency Contact: Douglas C. Bates,
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Related RIN: Split from 1545-BD31

RIN: 1545-BF51

**2845. • DETERMINATION OF
INTEREST EXPENSE DEDUCTION OF
FOREIGN CORPORATIONS**

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC
882

TREAS—IRS

Long-Term Actions

CFR Citation: 26 CFR 1**Legal Deadline:** None

Abstract: These rules provide the allocation of interest expense of foreign corporations to income effectively connected with a trade or business within the United States, and coordination with the branch profits tax and income tax treaties.

Timetable:

Action	Date	FR Cite
NPRM	08/17/06	71 FR 47459
NPRM Comment Period End	11/15/06	
Final Action	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-120509-06

Drafting attorney: Gregory A. Spring (202) 622-3870

Reviewing attorney: Paul S. Epstein (202) 622-3870

Treasury attorney: Andrew Froberg (202) 622-1779

CC:INTL

Agency Contact: Gregory A. Spring, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3870

Related RIN: Related to 1545-BF70**RIN:** 1545-BF71**2846. • DEFINITION OF TAXPAYER FOR PURPOSES OF SECTION 901 AND RELATED MATTERS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The application of existing Treas. Reg. section 1.901-2(f) is unclear in certain circumstances, including circumstances in which foreign law permits foreign corporations to determine their taxable income and tax liability on a combined basis. Amendments are needed to clarify the application of Treas. Reg. section 1.901-2 in such circumstances. In some cases, such as cases involving reverse hybrid entities, the application of existing Treas. Reg. section 1.901-2(f) reaches inappropriate results. Amendments are needed to change the results in such cases.

Timetable: Next Action Undetermined**Regulatory Flexibility Analysis****Required:** No**Government Levels Affected:** None**Additional Information:** REG-124152-06

Drafting Attorney: Bethany Ingwalson (202) 622-3850

Reviewing Attorney: Barbara Felker (202) 622-3850

CC:INTL

Agency Contact: Bethany Ingwalson, Senior Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3850

RIN: 1545-BF73**2847. • EXCLUSION OF INCOME FROM THE INTERNATIONAL OPERATION OF SHIPS OR AIRCRAFT**

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 26 USC 7805; 26 USC 883**CFR Citation:** 26 CFR 1.883-0; 26 CFR 1.883-1; 26 CFR 1.883-3; 26 CFR 1.883-4; 26 CFR 1.883-5; ...**Legal Deadline:** None

Abstract: This regulation will address amendment to section 1.883-3 regulations.

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-138707-06

Drafting attorney: Patricia A. Bray (202) 622-3880

Reviewing attorney: Elizabeth U. Karzon (202) 622-3880

CC:INTL

Agency Contact: Patricia A. Bray, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3880

RIN: 1545-BF90

Department of the Treasury (TREAS)

Completed Actions

Internal Revenue Service (IRS)

2848. REPORTING OF PAYMENTS TO ATTORNEYS**Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9270	07/13/06	71 FR 39548

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Nancy L. Rose
Phone: 202 622-4910

RIN: 1545-AW72**2849. STOCK TRANSFER RULES—CARRYOVER OF EARNINGS AND TAXES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9273	08/08/06	71 FR 44887

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Jeffrey L. Parry
Phone: 202 622-3850

RIN: 1545-AX65

TREAS—IRS

Completed Actions

2850. ALLOCATION OF INCOME AND DEDUCTIONS FROM INTANGIBLES**Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9278	08/04/06	71 FR 44466

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Thomas A. Vidano
Phone: 202 435-5265**Related RIN:** Related to 1545-BC52,
Related to 1545-BB31**RIN:** 1545-AY38**2851. ELECTION—ASSET ACQUISITIONS OF INSURANCE COMPANIES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9257	04/10/06	71 FR 17990

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Mark Weiss
Phone: 202 622-7790**Related RIN:** Related to 1545-BF02**RIN:** 1545-AY49**2852. TRANSITIONAL RELIEF FOR QUALIFIED INTERMEDIARIES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9253	03/14/06	71 FR 13003

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Ethan A. Atticks

Phone: 202 622-3840

RIN: 1545-AY92**2853. REDEMPTIONS TREATED AS DIVIDENDS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Withdrawn	04/19/06	71 FR 20044

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Theresa M. Kolish
Phone: 202 622-7530

Fax: 202 622-7556

Email: theresa.m.kolish@
irscounsel.treas.gov**RIN:** 1545-BA80**2854. INVESTIGATIVE DISCLOSURES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 301**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9274	07/11/06	71 FR 38985

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** Helene R. Newsome
Phone: 202 622-4570**Related RIN:** Related to 1545-BB17**RIN:** 1545-BB16**2855. LIMITATION ON USE OF NONACCRUAL EXPERIENCE METHOD OF ACCOUNTING****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9285	09/06/06	71 FR 52430

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Thomas McElroy

Phone: 202 622-4970

RIN: 1545-BB43**2856. SPECIAL DEPRECIATION ALLOWANCE****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action	08/31/06	71 FR 51727
Final Action Effective	08/31/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Douglas Kim
Phone: 202 622-3110**Related RIN:** Related to 1545-BC19**RIN:** 1545-BB57**2857. COLLECTION AFTER ASSESSMENT****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9284	09/06/06	71 FR 52444

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Debra A. Kohn
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RIN: 1545-BC72**2858. EXCLUSION OF EMPLOYEES OF 501(C)(3) ORGANIZATIONS IN 401(K) AND 401(M) PLANS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9275	07/21/06	71 FR 41357

Regulatory Flexibility Analysis**Required:** No

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Completed Actions

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Lisa Mojiri—Azad
Phone: 202 622-6060

RIN: 1545-BC87

2859. ATTAINED AGE OF THE INSURED

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9287	09/13/06	71 FR 53967

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ann H. Logan
Phone: 202 622-3970

RIN: 1545-BD00

2860. REQUIREMENTS FOR REORGANIZATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9182	02/25/05	70 FR 9219

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Douglas C. Bates
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Related RIN: Related to 1545-BF51

RIN: 1545-BD31

2861. TREATMENT OF DISREGARDED ENTITIES UNDER SECTION 752

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9289	10/11/06	71 FR 59669

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Charlotte Chyr
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RIN: 1545-BD48

2862. MANUFACTURER INCENTIVE PAYMENTS IN AN INTERCOMPANY TRANSACTION

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Withdrawn	05/08/06	71 FR 26721

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Frances L. Kelly
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Related RIN: Related to 1545-BF32

RIN: 1545-BD55

2863. AGGREGATE COMPUTATION; ALLOCATION OF RESEARCH CREDIT

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9296	11/09/06	71 FR 65722

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Nicole R. Cimino
Phone: 202 622-3120

Related RIN: Related to 1545-BA88,
Related to 1545-BE17

RIN: 1545-BD60

2864. FLAT RATE SUPPLEMENTAL WAGE WITHHOLDING

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 31

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9276	07/25/06	71 FR 42049

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Alfred G. Kelley
Phone: 202 622-6040

RIN: 1545-BD96

2865. SECTION 6011 REGULATIONS (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Withdrawn	08/22/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Tara P. Volungis
Phone: 202 622-3080

Related RIN: Related to 1545-BE24

RIN: 1545-BE25

2866. SECTION 6111 REGULATIONS (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 301

Completed:

Reason	Date	FR Cite
Withdrawn	08/22/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Tara P. Volungis
Phone: 202 622-3080

Related RIN: Related to 1545-BE26

RIN: 1545-BE27

2867. SECTION 6112 REGULATIONS (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 301

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Completed Actions

Completed:

Reason	Date	FR Cite
Withdrawn	08/22/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Tara P. Volungis
Phone: 202 622-3080

Related RIN: Related to 1545-BE28

RIN: 1545-BE29

2868. EMPLOYER COMPARABLE CONTRIBUTIONS TO HEALTH SAVINGS ACCOUNTS UNDER SECTION 4980G

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 54

Completed:

Reason	Date	FR Cite
Final Action completed by TD 9277	07/31/06	71 FR 43056

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Elizabeth A. Purcell
Phone: 202 622-6080

RIN: 1545-BE30

2869. DOMESTIC WORKERS REGULATION UPDATE (APPLICATION OF THE FEDERAL INSURANCE CONTRIBUTIONS ACT TO PAYMENTS MADE FOR CERTAIN SERVICES)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 31

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9266	06/19/06	71 FR 35153

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Selvan V. Boominathan
Phone: 202 622-0047

RIN: 1545-BE32

2870. INCOME ATTRIBUTABLE TO DOMESTIC PRODUCTION ACTIVITIES

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9263	06/01/06	71 FR 31268

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Paul F. Handleman
Phone: 202 622-3040

RIN: 1545-BE33

2871. SPECIAL DEPRECIATION ALLOWANCE—EXTENDED PLACED-IN-SERVICE DATE

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Withdrawn	07/25/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Patrick S. Kirwan
Phone: 202 622-3110

Related RIN: Related to 1545-BE56

RIN: 1545-BE55

2872. SPECIAL DEPRECIATION ALLOWANCE—EXTENDED PLACED-IN-SERVICE DATE (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Withdrawn	07/25/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Patrick S. Kirwan
Phone: 202 622-3110

Related RIN: Related to 1545-BE55

RIN: 1545-BE56

2873. LIMITATION ON TRANSFER OF BUILT-IN LOSSES (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Withdrawn	10/18/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jay M. Singer
Phone: 202 622-7530

Related RIN: Related to 1545-BE58

RIN: 1545-BE59

2874. DIVIDENDS PAID DEDUCTION FOR STOCK HELD IN EMPLOYEE STOCK OWNERSHIP PLAN (ESOP)

Priority: Substantive, Nonsignificant

CFR Citation: 26 USC 404(K)

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9282	08/30/06	71 FR 51471

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: John T. Ricotta
Phone: 202 622-6060

RIN: 1545-BE74

2875. RAILROAD TRACK MAINTENANCE CREDIT (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Temporary Regulation Effective	09/08/06	71 FR 53009
Temporary Regulation Effective	09/08/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Winston H. Douglas
Phone: 202 622-3110

Related RIN: Related to 1545-BE90

RIN: 1545-BE91

2876. INTERCOMPANY TRANSACTIONS; MANUFACTURER INCENTIVE PAYMENTS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

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Completed Actions

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9261	05/08/06	71 FR 26687

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Frances L. Kelly

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Related RIN: Related to 1545-BD55**RIN:** 1545-BF32**2877. AMENDMENT OF STATUTORY MERGERS AND CONSOLIDATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9259	04/25/06	71 FR 23855

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Richard M. Heinecke

Phone: 202 622-7930

Related RIN: Related to 1545-BA06,

Related to 1545-BD76

RIN: 1545-BF36**2878. • INFORMATION RETURNS REQUIRED WITH RESPECT TO CERTAIN FOREIGN CORPORATIONS AND OTHER CONFORMING CHANGES (TEMPORARY)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** This regulation will provide guidance regarding accounting methods and penalties under section 6038.**Timetable:**

Action	Date	FR Cite
Interim Final Rule Completed by TD 9268	06/21/06	71 FR 35524

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-109512-05

Drafting attorney: Kate Y. Hwa (202) 622-3840

Reviewing attorney: Phyllis Marcus (202) 622-3840

Treasury attorney: John Harrington (202) 622-0589

CC: INTL

Agency Contact: Kate Y. Hwa, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3840**Related RIN:** Related to 1545-BE47**RIN:** 1545-BF49**2879. • COMPUTER SOFTWARE UNDER SECTION 199(C)(5)(B)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 199; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** Guidance regarding the deduction for income attributable to domestic production activities under section 199 as applied to the production of computer software.**Timetable:**

Action	Date	FR Cite
Interim Final Rule Completed by TD 9262	06/01/06	71 FR 31074

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-111578-06

Drafting attorney: Lauren Ross Taylor (202) 622-3040

Reviewing attorney: Paul F. Handleman (202) 622-3040

Treasury attorney: Dennis Tingey (202) 622-1335

CC: PSI

Agency Contact: Lauren R. Taylor, General Attorney (Tax), Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5111, Washington, DC 20224
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Related RIN: Related to 1545-BE33**RIN:** 1545-BF57**2880. • USER FEES RELATING TO ENROLLMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 9701**CFR Citation:** 26 CFR 300**Legal Deadline:** None**Abstract:** Proposed regulations implementing user fees for the special enrollment examination for enrolled agents, the application for enrollment of enrolled agents and the renewal of such enrollment.**Timetable:**

Action	Date	FR Cite
Final Action Completed by TD 9288	10/05/06	71 FR 58740

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-145154-05

Drafting attorney: Matthew S. Cooper (202) 622-4940

Reviewing attorney: Janice Feldman (202) 622-4940

CC: PA: APJ

Agency Contact: Matthew S. Cooper, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5135, Washington, DC 20224
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RIN: 1545-BF68**2881. • DETERMINATION OF INTEREST EXPENSE DEDUCTION OF FOREIGN CORPORATIONS (TEMPORARY)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 882**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** This regulation sets forth rules providing the allocation of

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Completed Actions

interest expense of foreign corporations to income effectively connected with a trade or business within the United States and coordination with the branch profits tax and income tax treaties.

Timetable:

Action	Date	FR Cite
Temporary Final Action Completed by TD 9281	08/17/06	71 FR 47443

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Additional Information:** REG-120509-06

Drafting attorney: Gregory A. Spring (202) 622-3870

Reviewing attorney: Paul S. Epstein (202) 622-3870

Treasury attorney: Andrew Froberg (202) 622-1779

CC:INTL

Agency Contact: Gregory A. Spring, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3870

Related RIN: Related to 1545-BF71**RIN:** 1545-BF70

BILLING CODE 6720-01-S

Department of the Treasury (TREAS)

Proposed Rule Stage

Office of Thrift Supervision (OTS)

2882. IMPLEMENTATION OF A REVISED BASEL CAPITAL ACCORD (BASEL II)

Regulatory Plan: This entry is Seq. No. 97 in part II of this issue of the **Federal Register**.

RIN: 1550-AB56**2883. SECURITIES-RELATED ACTIVITIES OF SAVINGS ASSOCIATIONS****Priority:** Substantive, Nonsignificant

Legal Authority: 12 USC 375b; 12 USC 1462 to 1462a; 12 USC 1463 to 1464; 12 USC 1467a; 12 USC 1468; 12 USC 1817; 12 USC 1820; 12 USC 1828; 12 USC 1831o; 12 USC 3806; 42 USC 4106; 44 USC 3501 et seq

CFR Citation: 12 CFR 506; 12 CFR 545; 12 CFR 559; 12 CFR 563

Legal Deadline: None

Abstract: OTS is proposing to reduce regulatory burden by updating and revising its rules on securities-related activities of savings associations. First, the proposed rule describes the existing authority of Federal savings associations to engage in various securities broker, dealer, and underwriting activities under the Home Owners' Loan Act (HOLA). This description should reduce compliance burdens by making OTS positions regarding the permissibility of these activities readily available to all.

OTS is also updating the existing prohibition on the sale of debt and equity securities issued by a savings association or its affiliate at the offices of a savings association. This change will reduce burden on savings associations by adding new exceptions and by eliminating consumer protection

rules that overlap, and in some cases conflict, with other Agency guidance. Finally, the proposed rule would eliminate various obsolete OTS securities activity regulations.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Businesses**Government Levels Affected:** Undetermined**Federalism:** Undetermined

Agency Contact: Judi McCormick, Director, Consumer Protection and Specialized Programs, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
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Karen Osterloh, Special Counsel, Regulations and Legislation Division, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
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John P. Harootunian, Senior Attorney, Business Transactions Division, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
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RIN: 1550-AB92**2884. RISK-BASED CAPITAL GUIDELINES; CAPITAL ADEQUACY GUIDELINES; MAINTENANCE: DOMESTIC CAPITAL MODIFICATIONS**

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 12 USC 1462; 12 USC 1462a; 12 USC 1463 to 1464; 12 USC 1467a; 12 USC 1828 note

CFR Citation: 12 CFR 567**Legal Deadline:** None

Abstract: The Office of the Comptroller of the Currency, Board of Governors of the Federal Reserve System, Federal Deposit Insurance Corporation, and Office of Thrift Supervision are considering various revisions to the risk-based capital framework. In October 2005, the Agencies published an ANPRM suggesting various approaches designed to enhance the framework's risk sensitivity and to minimize competitive disparities between larger banking organizations that will be subject to the advanced approaches implemented under the new Basel Capital Framework and other banking organizations that will not be subject to these advanced approaches. After a review of public comments on the ANPRM, the Agencies plan to publish an NPRM implementing domestic capital modifications.

Timetable:

Action	Date	FR Cite
ANPRM	10/20/05	70 FR 61068
ANPRM Comment Period End	01/18/06	
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined

TREAS—OTS

Proposed Rule Stage

Federalism: Undetermined

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RIN: 1550-AB98

2885. PROCEDURES TO ENHANCE THE ACCURACY AND INTEGRITY OF INFORMATION FURNISHED TO CONSUMER REPORTING AGENCIES UNDER SECTION 312 OF THE FAIR AND ACCURATE CREDIT TRANSACTIONS ACT

Priority: Substantive, Nonsignificant

Legal Authority: Not Yet Determined

CFR Citation: 12 CFR 571

Legal Deadline: None

Abstract: The Office of the Comptroller of the Currency, Federal Reserve Board, Federal Deposit Insurance Corporation, Office of Thrift Supervision, National Credit Union Administration and Federal Trade Commission are seeking to gather information for developing guidelines and regulations required by section 312 of the Fair and Accurate Credit Transactions Act (FACT Act). Pursuant to section 312, the Agencies must (1) Establish guidelines for use by persons that furnish information to consumer reporting agencies regarding the accuracy and integrity of the consumer information that they furnish

to those agencies; and (2) prescribe regulations that require furnishers to establish reasonable policies and procedures for implementing the guidelines. Section 312 also requires the agencies jointly to prescribe regulations that identify the circumstances under which a furnisher shall be required to reinvestigate a dispute concerning the accuracy of information contained in a consumer report on a consumer based on a direct request of the consumer.

Timetable:

Action	Date	FR Cite
ANPRM	03/22/06	71 FR 14419
ANPRM Comment Period End	05/22/06	
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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RIN: 1550-AC01

2886. RISK BASED CAPITAL—MARKET RISK RULE

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 12 USC 1462; 12 USC 1462a; 12 USC 1463 to 1464; 12 USC 1467a; 12 USC 1828 note

CFR Citation: 12 CFR 567

Legal Deadline: None

Abstract: The OTS is proposing a market risk capital rule that would require certain savings associations to adjust their risk-based capital ratios to explicitly reflect market risk. The proposed rule would be substantively identical to the rules adopted by the other Banking Agencies (OCC, FRB, and FDIC), including rules reflecting the Agencies' views on the U.S. implementing trading book improvements in international accords.

Timetable:

Action	Date	FR Cite
NPRM	09/25/06	71 FR 55958
NPRM Comment Period End	01/23/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1550-AC02

**Department of the Treasury (TREAS)
Office of Thrift Supervision (OTS)**

Final Rule Stage

2887. FAIR CREDIT REPORTING AFFILIATE MARKETING REGULATIONS

Priority: Other Significant

Legal Authority: 12 USC 1462a; 12 USC 1463 to 1464; 12 USC 1467a; 12

USC 1828; 12 USC 1831p-1; 12 USC 1881 to 1884; 15 USC 1681b; 15 USC 1681s; 15 USC 1681w; 15 USC 6801; 15 USC 6805(b)(1); PL 108-159, sec 214, 117 Stat 1952

CFR Citation: 12 CFR 571

Legal Deadline: Final, Statutory, September 4, 2004.

Section 214 of the FACT Act adds a new section 624 to the FCRA. This new provision gives consumers the right to restrict a person from using certain information about a consumer obtained

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from an affiliate to make solicitations to that consumer. That section also requires the Agencies, in consultation and coordination with each other, to issue regulations in final form implementing section 214 not later than 9 months after the date of enactment—effective not later than September 4, 2004.

Abstract: OCC, the Board, FDIC, OTS, and NCUA (Agencies) published for comment proposed regulations to implement the affiliate marketing provisions in section 214 of the Fair and Accurate Credit Transactions Act of 2003, which amends the Fair Credit Reporting Act. The proposed regulations generally prohibit a person from using information received from an affiliate to make a solicitation for marketing purposes to a consumer, unless the consumer is given notice and an opportunity and simple method to opt out of the making of such solicitations.

The comment period closed in August 2004 and the final rule is being developed by the various agencies.

Timetable:

Action	Date	FR Cite
NPRM	07/15/04	69 FR 42502
NPRM Comment Period End	08/16/04	
Final Rule	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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Related RIN: Related to 1550-AB33

RIN: 1550-AB90

2888. IDENTITY THEFT DETECTION, PREVENTION, AND MITIGATION PROGRAM FOR FINANCIAL INSTITUTIONS AND CREDITORS

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 1681c; 15 USC 1681m; 15 USC 1681s

CFR Citation: 12 CFR 571

Legal Deadline: None

Abstract: The banking agencies, NCUA, and FTC (the Agencies) issued a proposed rule implementing sections 114 and 315 of the FACT Act. Section 114 requires the agencies to develop guidelines for use in identifying patterns, practices, and specific forms of activity that indicate the possible existence of identity theft. The Agencies are also required to issue regulations requiring each financial institution and creditor to establish reasonable policies and procedures to implement such guidelines. The regulations must contain a provision requiring a card issuer to notify the cardholder if the card issuer receives a notice of change of address for an existing account, and a short time later receives a request for an additional or replacement card. Section 315 requires the Agencies to issue regulations regarding reasonable policies and procedures that a user of a consumer report should employ when the user receives a notice of address discrepancy from a consumer reporting agency.

Timetable:

Action	Date	FR Cite
NPRM	07/18/06	71 FR 40786
NPRM Comment Period End	09/18/06	
Final Rule	06/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Federalism: Undetermined

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RIN: 1550-AB94

2889. FEDERAL SAVINGS ASSOCIATION BYLAWS; INTEGRITY OF DIRECTORS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 12 USC 1462; 12 USC 1462a; 12 USC 1463 to 1464; 12 USC 1467a; 12 USC 2901 et seq

CFR Citation: 12 CFR 544; 12 CFR 552

Legal Deadline: None

Abstract: OTS is proposing to change its regulations concerning corporate governance to include a preapproved bylaw that federally chartered savings associations and mutual holding companies may adopt to preclude persons who, among other things, are under indictment for, or have been convicted of certain crimes involving dishonesty or breach of trust, or have been subject to certain cease and desist orders entered by any of the banking agencies, from being members of, or nominating others to be on the Federal savings association's or mutual holding company's board of directors.

Timetable:

Action	Date	FR Cite
NPRM	02/14/06	71 FR 7695
NPRM Comment Period End	04/17/06	
Final Rule	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1550-AC00

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Final Rule Stage

2890. SUPPLEMENTAL STANDARDS OF ETHICAL CONDUCT FOR EMPLOYEES OF THE DEPARTMENT OF TREASURY**Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 301; 5 USC 7301; 5 USC 7353; 5 USC App. (Ethics in Government Act of 1978); 18 USC 212 to 213; 26 USC 7214(b); EO 12674, 54 FR 15159, 3 CFR, 1989 Comp., p. 215, as modified by EO 12731, 55 FR 42547, 3 CFR, 1990 Comp., p. 306; 5 CFR 2635.105; 5 CFR 2635.203(a); 5 CFR 2635.403(a); 5 CFR 2635.803; 5 CFR 2635.807(a)(2)(ii)**CFR Citation:** 5 CFR part 3101**Legal Deadline:** None**Abstract:** The Department of the Treasury (Department) is amending the Supplemental Standards of Ethical Conduct for Employees of the Department. The final rule revises the circumstances under which covered Office of Thrift Supervision (OTS) employees may obtain credit cards and loans secured by a principal residence from OTS-regulated savings associations or their subsidiaries. This amendment also modifies rules on disqualifications.**Timetable:**

Action	Date	FR Cite
Final Rule	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Peter Coniglio, Senior Ethics Counsel, Department of the Treasury, 15th & Pennsylvania Avenue NW., Washington, DC 20220
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Phone: 202 906-7039**RIN:** 1550-AC03**2891. • SUBORDINATED DEBT SECURITIES AND MANDATORILY REDEEMABLE PREFERRED STOCK****Priority:** Substantive, Nonsignificant**Legal Authority:** 12 USC 375b; 12 USC 1462 to 1462a; 12 USC 1463 to 1464; 12 USC 1467a; 12 USC 1468; 12 USC

1817; 12 USC 1820; 12 USC 1828; 12 USC 1831o; 12 USC 3806; 31 USC 5318; 42 USC 4106

CFR Citation: 12 CFR 563**Legal Deadline:** None**Abstract:** OTS issued a proposed rule revising its rules governing the inclusion of subordinated debt securities and mandatorily redeemable preferred stock in supplementary capital. The proposed rule deletes several unnecessary or outdated requirements and conforms certain other provisions, such as maturity period requirements and purchaser restrictions, to the rules issued by the other Federal banking agencies. In addition, the proposed rule reconciles conflicting rules, add appropriate statutory cross-references, and rewrites the rule in plain language.**Timetable:**

Action	Date	FR Cite
NPRM	07/03/06	71 FR 37862
NPRM Comment Period End	09/01/06	
Final Rule	01/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** David Riley, Senior Analyst, Capital Policy, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
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Phone: 202 906-6457**RIN:** 1550-AC06**2892. • STOCK BENEFIT PLANS IN MUTUAL-TO-STOCK CONVERSIONS AND MUTUAL HOLDING COMPANY STRUCTURES****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 12 USC 1462 to 1462a; 12 USC 1463 to 1464; 12 USC 1467a; 12 USC 2901; 15 USC 78c; 15 USC 78l to 78n; 12 USC 78w; 12 USC 1828**CFR Citation:** 12 CFR 563b; 12 CFR 575**Legal Deadline:** None**Abstract:** OTS proposes to clarify its regulations regarding stock benefit plans established after mutual-to-stock conversions or in mutual holding company structures. In addition, OTS proposes to reduce the voting requirements for the adoption of stock benefit plans in mutual holding company structures and to make several other minor changes to the regulations governing mutual-to-stock conversions and minority stock issuances.**Timetable:**

Action	Date	FR Cite
NPRM	07/20/06	71 FR 41179
NPRM Comment Period End	09/18/06	
Final Rule	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Don Dwyer, Director, Applications, Examinations and Supervision – Operations, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
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Phone: 202 906-7505**RIN:** 1550-AC07

Department of the Treasury (TREAS)
Office of Thrift Supervision (OTS)
Completed Actions**2893. COMMUNITY REINVESTMENT ACT****Priority:** Substantive, Nonsignificant**CFR Citation:** 12 CFR 563e**Completed:**

Reason	Date	FR Cite
Final Rule	04/12/06	71 FR 18614
Final Rule Effective	04/12/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Celeste Anderson
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Phone: 202 906-7409**RIN:** 1550-AB48**2894. • TECHNICAL AMENDMENTS TO REFLECT BIF AND SAIF MERGER****Priority:** Substantive, Nonsignificant**Legal Authority:** 12 USC 1464; 12 USC 2810 et seq; 12 USC 2901 et seq; 15 USC 1691; 42 USC 1981 to 1982; 42 USC 3601 to 3619; 12 USC 1462; 12 USC 1462a; 12 USC 1463; 12 USC 1467a; 12 USC 375b; 12 CFR 1468; 12 CFR 1817; 12 CFR 1820; 12 CFR 1828; 12 CFR 1831i, o, p-1; 12 CFR 3806; 31 USC 5318; 42 USC 4106; 15 USC 78c, l, m, n, and w; 12 USC 1881 to 1884; 15 USC 1681s; 15 USC 1681w; 15 USC 6801; 15 USC 6805(b)(1)**CFR Citation:** 12 CFR 528; 12 CFR 546; 12 CFR 552; 12 CFR 561; 12 CFR 563; 12 CFR 563b; 12 CFR 570; 12 CFR 574; 12 CFR 575; 12 CFR 583**Legal Deadline:** None**Abstract:** OTS is amending its regulations to incorporate numerous technical and conforming amendments necessary to reflect the recent merger

of the Bank Insurance Fund (BIF) and the Savings Association Insurance Fund (SAIF) under the Deposit Insurance Reform Act of 2005.

Timetable:

Action	Date	FR Cite
Final Rule	04/18/06	71 FR 19810

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Sandra Evans,
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