

consideration will be given to any written (a signed original and eight (8) copies) or electronic comments that are submitted timely to the IRS. The IRS and Treasury Department request comments on the substance of the proposed regulations, as well as on the clarity of the proposed rules and how they can be made easier to understand. All comments will be available for public inspection and copying.

A public hearing has been scheduled after date of hearing listed above for November 26, 2007 at 10 a.m. in room 3716. Due to building security procedures, all visitors must present photo identification to enter the building. Because of access restrictions, visitors will not be admitted beyond the immediate entrance area more than 30 minutes before the hearing starts. For information about having your name placed on the building access list to attend the hearing, see the **FOR FURTHER INFORMATION CONTACT** section of this preamble.

The rules of 26 CFR 601.601(a)(3) apply to the hearing. Persons who wish to present oral comments at the hearing must submit electronic or written comments by November 30, 2007 and an outline of the comments to be discussed and the time to be devoted to each topic (signed original and eight (8) copies) by November 19, 2007. A period of ten (10) minutes will be allotted to each person for making comments. An agenda showing the scheduling of the speakers will be prepared after the deadline for receiving outlines has passed. Copies of the agenda will be available free of charge at the hearing.

#### Drafting Information

The principal author of these regulations is Joel S. Rutstein of the Office of the Associate Chief Counsel (Procedure & Administration).

#### List of Subjects in 26 CFR Part 300

Reporting and recordkeeping requirements, User fees.

#### Proposed Amendments to the Regulations

Accordingly, 26 CFR part 300 is proposed to be amended as follows:

#### PART 300—USER FEES

**Paragraph 1.** The authority citation for part 300 continues to read as follows:

**Authority:** 31 U.S.C. 9701.

**Par. 2.** Section 300.0 is amended as follows:

1. Paragraphs (b)(7) and (b)(8) are added.
2. Paragraph (c) is revised.

The additions and revision read as follows:

#### § 300.0 User fees, in general.

\* \* \* \* \*

(b) \* \* \*

(7) Enrolling an enrolled actuary.

(8) Renewing the enrollment of an enrolled actuary.

(c) *Effective/applicability date.* This part 300 is applicable March 16, 1995, except that the user fee for processing offers in compromise is applicable November 1, 2003; the user fee for the special enrollment examination, enrollment, and renewal of enrollment for enrolled agents is applicable November 6, 2006; the user fee for entering into installment agreements on or after January 1, 2007, is applicable January 1, 2007; the user fee for restructuring or reinstatement of an installment agreement on or after January 1, 2007, is applicable January 1, 2007; and the user fee for the enrollment and renewal of enrollment for enrolled actuaries is applicable thirty days after the date of publication in the **Federal Register** of the final regulations.

**Par. 3.** Section 300.7 is added to read as follows:

#### § 300.7 Enrollment of enrolled actuary fee.

(a) *Applicability.* This section applies to the initial enrollment of enrolled actuaries with the Joint Board for the Enrollment of Actuaries pursuant to 20 CFR part 901.

(b) *Fee.* The fee for initially enrolling as an enrolled actuary with the Joint Board for the Enrollment of Actuaries is \$250.00.

(c) *Person liable for the fee.* The person liable for the enrollment fee is the applicant filing for enrollment as an enrolled actuary with the Joint Board for the Enrollment of Actuaries.

**Par. 4.** Section 300.8 is added to read as follows:

#### § 300.8 Renewal of enrollment of enrolled actuary fee.

(a) *Applicability.* This section applies to the renewal of enrollment of enrolled actuaries with the Joint Board for the Enrollment of Actuaries pursuant to 20 CFR Part 901.

(b) *Fee.* The fee for renewal of enrollment as an enrolled actuary with the Joint Board for the Enrollment of Actuaries is \$250.00.

(c) *Person liable for the fee.* The person liable for the renewal of enrollment fee is the person renewing their enrollment as an enrolled actuary

with the Joint Board for the Enrollment of Actuaries.

**Linda E. Stiff,**

*Deputy Commissioner for Services and Enforcement.*

[FR Doc. 07-5428 Filed 10-26-07; 4:29 pm]

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## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

#### 33 CFR Part 165

[Docket No. USCG-2007-29354]

RIN 1625-AA87

#### Security Zone; Nawiliwili Harbor, Kauai, HI

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of proposed rulemaking; extension of comment period.

**SUMMARY:** The Coast Guard is extending the comment period for its notice of proposed rulemaking published October 3, 2007, to create a security zone in the waters of Nawiliwili Harbor, Kauai, and on the land of the jetty south of Nawiliwili Park, including the jetty access road commonly known as Jetty Road. The proposed security zone is intended to enable the Coast Guard and its law enforcement partners to better protect people, vessels, and facilities in and around Nawiliwili Harbor in the face of non-compliant obstructers who have impeded, and threaten to continue impeding, the safe passage of the Hawaii Superferry in Nawiliwili Harbor. The proposed rule complements, but does not replace or supersede, existing regulations that establish a moving 100-yard security zone around large passenger vessels like the Hawaii Superferry.

**DATES:** Comments and related material must reach the Coast Guard on or before November 20, 2007.

#### SUPPLEMENTARY INFORMATION:

**ADDRESSES:** You may submit comments and related material, identified by Coast Guard docket number USCG-2007-29354, in any of the three methods listed below. To avoid duplication, please use only one of the following methods:

(1) *Mail:* Lieutenant Sean Fahey, Coast Guard District 14 (dl), PJKK Federal Building, 300 Ala Moana Blvd., Honolulu, HI 96850.

(2) *Electronically:* E-mail to Lieutenant Sean Fahey at [Sean.C.Fahey@uscg.mil](mailto:Sean.C.Fahey@uscg.mil) using the

subject line "Comment—Kauai Security Zone."

(3) Fax: (808) 541-2101.

All comments will be reviewed as they are received. Additionally, all comments submitted will ultimately be available for viewing on the Federal eRulemaking Portal at <http://www.regulations.gov>.

**FOR FURTHER INFORMATION CONTACT:** Lieutenant Sean Fahey, U.S. Coast Guard District 14 at (808) 541-2106.

#### Request for Additional Comments

On October 3, 2007, we published a notice of proposed rulemaking (NPRM) entitled "Security Zone; Nawiliwili Harbor, Kauai, Hawaii" in the **Federal Register** (72 FR 56308). The comment period for the NPRM was originally set to expire on October 24, 2007. Although we received many comments on the subject rule, a few people wishing to submit comments expressed difficulty using the Federal eRulemaking Portal, one of the four methods available to submit comments on the NPRM. Recently, the Coast Guard migrated its online rulemaking docket from the Docket Management System (DMS) to the Federal Docket Management System (FMS) (72 FR 54315, Sept. 24, 2007), and this migration was accompanied by transition difficulties and delays in comments being posted on FDMS. So we will continue to accept comments on the propose rule until November 20, 2007. Comments may be submitted in one of the three methods listed in the **ADDRESSES** section of this rule. Based on the comments we receive, we may change the rule.

We encourage you to participate in this rulemaking by submitting comments and related material. If you do so, please identify the docket number for this rulemaking (USCG-2007-29354), indicate the specific section of this document to which each comment applies, and give the reason for each comment. We recommend that you include your name, mailing address, and an e-mail address or other contact information in the body of your document to ensure that you can be identified as the submitter. This also allows us to contact you in the event further information is needed or if there are questions. For example, if we cannot read your submission due to technical difficulties and you cannot be contacted, your submission may not be considered. Please submit all comments and related material in an unbound format, no larger than 8½ by 11 inches, suitable for copying. If you would like to know your comments reached us, please enclose a stamped, self-addressed

postcard or envelope. We will consider all comments and material received during the comment period. We may change this proposed rule in view of them.

#### Temporary Final Rule

Concurrent with this notice to extend the comment period, the Coast Guard is also publishing a temporary final rule for a security zone in Nawiliwili Harbor. That temporary final rule can be found elsewhere in this issue of the **Federal Register**. The temporary final rule is being issued on an emergency basis to ensure that there is a security zone in place after the current security zone (72 FR 50877, September 5, 2007) expires on October 31, 2007. That temporary final rule is of limited duration—it will be in effect from November 1, 2007, through November 30, 2007—and is necessary to ensure the safety and security of water-based and land-based obstructions, as well as the passengers and crew of the Superferry, should the Superferry transit through Nawiliwili Harbor.

#### Public Meeting

During this extended comment period, you may also submit a request for a public meeting. Based on the comments we receive, we may choose to hold a public meeting. You may submit a request for a public meeting to Lieutenant Sean Fahey at U.S. Coast Guard District 14, PJKK Federal Building, 300 Ala Moana Blvd., Honolulu, Hawaii 96850, explaining why one would be beneficial. The deadline for submitting requests is November 20, 2007.

If we determine that a public meeting would aid this rulemaking, we will hold one at a time and place announced by a later notice in the **Federal Register**.

Dated: October 24, 2007.

**Sally Brice-O'Hara,**

*Rear Admiral, U.S. Coast Guard, Commander, Fourteenth Coast Guard District.*

[FR Doc. 07-5412 Filed 10-26-07; 2:34 pm]

**BILLING CODE 4910-15-P**

## LIBRARY OF CONGRESS

### Copyright Royalty Board

#### 37 CFR Part 382

[Docket No. 2006-1 CRB DSTR]

#### Adjustment of Rates and Terms for Preexisting Subscription and Satellite Digital Audio Radio Services

**AGENCY:** Copyright Royalty Board, Library of Congress.

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** The Copyright Royalty Judges are publishing for comment proposed regulations that set the rates and terms for the use of sound recordings by preexisting subscription services for the period January 1, 2008, through December 31, 2012.

**DATES:** Comments and objections, if any, are due no later than November 30, 2007.

**ADDRESSES:** Comments and objections may be sent electronically to [crb@loc.gov](mailto:crb@loc.gov). In the alternative, send an original, five copies and an electronic copy on a CD either by mail or hand delivery. Please do not use multiple means of transmission. Comments and objections may not be delivered by an overnight delivery service other than the U.S. Postal Service Express Mail. If by mail (including overnight delivery), comments and objections must be addressed to: Copyright Royalty Board, P.O. Box 70977, Washington, DC 20024-0977. If hand delivered by a private party, comments and objections must be brought to the Copyright Office Public Information Office, Library of Congress, James Madison Memorial Building, Room LM-401, 101 Independence Avenue, SE., Washington, DC 20559-6000. If delivered by a commercial courier, comments and objections must be delivered between 8:30 a.m. and 4 p.m. to the Congressional Courier Acceptance Site located at 2nd and D Street, NE., Washington, DC, and the envelope must be addressed to: Copyright Royalty Board, Library of Congress, James Madison Memorial Building, LM-403, 101 Independence Avenue, SE., Washington, DC 20559-6000.

**FOR FURTHER INFORMATION CONTACT:** Richard Strasser, Senior Attorney, or Gina Giuffreda, Attorney-Advisor, by telephone at (202) 707-7658 or e-mail at [crb@loc.gov](mailto:crb@loc.gov).

#### SUPPLEMENTARY INFORMATION:

##### Background

Section 106(6) of the Copyright Act, title 17 of the United States Code, gives a copyright owner of sound recordings an exclusive right to perform the copyrighted works publicly by means of a digital audio transmission. This right is limited by section 114(d), which allows certain non-interactive digital audio services, including preexisting subscription services, to make digital transmissions of a sound recording under a compulsory license, provided the services pay a reasonable royalty fee and comply with the terms of the license. Moreover, these services may