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**Monday,
April 30, 2007**

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

AGENCY: Department of the Treasury.

ACTION: Semiannual regulatory agenda.

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.

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 United

States 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 listed in the semiannual regulatory agenda of the Departmental Offices of the Department of the Treasury. Because of continuing 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.

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

Dated: March 6, 2007.

Richard S. Carro,

Senior Advisor to the General Counsel for Regulatory Affairs.

Departmental Offices—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2081	Remote Location Filing	1505-AB20
2082	Expanded Methods of Payment of Duties, Taxes, Interest, and Fees	1505-AB22
2083	Uniform Rules of Origin	1505-AB49
2084	Revision of Outbound Redelivery Procedures and Liabilities	1505-AB52
2085	Centralization of the Continuous Bond Program at the CBP National Finance Center	1505-AB54
2086	Administrative Rulings and Protests	1505-AB65
2087	Foreign Repairs to American Vessels; Consolidation of Vessel Repair Units	1505-AB71
2088	Prohibition on Funding of Unlawful Internet Gambling	1505-AB78

Departmental Offices—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2089	Reporting and Procedures Regulations; Cuban Assets Control Regulations: Publication of Economic Sanctions Enforcement Guidelines	1505-AA95
2090	Country-of-Origin Marking	1505-AB21
2091	User and Navigation Fees; Other Reimbursable Charges	1505-AB24
2092	African Growth and Opportunity Act and Generalized System of Preferences	1505-AB26
2093	United States-Caribbean Basin Trade Partnership Act and Caribbean Basin Initiative	1505-AB28
2094	Reimbursable Customs Inspectional Services—Increase in Hourly Rate Charge	1505-AB29
2095	Dog and Cat Protection Act	1505-AB31
2096	Trade Benefits Under the African Growth and Opportunity Act	1505-AB38
2097	Fees for Customs Processing at Express Consignment Carrier Facilities	1505-AB39
2098	Trade Benefits Under the Caribbean Basin Economic Recovery Act	1505-AB40
2099	United States—Singapore Free Trade Agreement	1505-AB48
2100	Recordation of Copyrights and Enforcement Procedures To Prevent Importation of Piratical Articles	1505-AB51
2101	NAFTA: Merchandise Processing Fee Exemption and Technical Corrections	1505-AB58

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Departmental Offices—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2102	Country of Origin of Textile and Apparel Products	1505-AB60
2103	Dominican Republic-Central America-United States Free Trade Agreement	1505-AB64
2104	Entry of Certain Cement Products From Mexico Requiring a Commerce Department Import License	1505-AB68
2105	Economic Sanctions Enforcement Procedures for Banking Institutions	1505-AB69
2106	Entry Of Certain Softwood Lumber Products From Canada Requiring An Export Permit	1505-AB73
2107	United States—Jordan Free Trade Agreement	1505-AB75
2108	United States—Morocco Free Trade Agreement	1505-AB76
2109	United States—Australia Free Trade Agreement	1505-AB77
2110	Extension of Import Restrictions Imposed on Archaeological and Ethnological Material From Peru	1505-AB79
2111	Extension of Import Restrictions Imposed on Pre-Classical and Classical Archaeological Material and Byzantine Ecclesiastical and Ritual Ethnological Material From Cyprus	1505-AB80

Departmental Offices—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2112	Possible Regulation of Access to Accounts at Financial Institutions Through Payment Service Providers	1505-AA74
2113	Financial Subsidiaries	1505-AA81
2114	Secretary's Determination of Real Estate Brokerage	1505-AA84
2115	Terrorism Risk Insurance Program; Recoupments of Federal Share of Compensation for Insured Losses	1505-AB10
2116	Harbor Maintenance Fee	1505-AB11
2117	Donated Cargo Exemption From Harbor Maintenance Fee	1505-AB12
2118	Reconciliation	1505-AB16
2119	North American Free Trade Agreement (NAFTA)—Implementation of Duty-Deferral Program Provisions	1505-AB17

Departmental Offices—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2120	United States—Chile Free Trade Agreement	1505-AB47
2121	Conditional Release Period and Customs Bond Obligations for Food, Drugs, Devices, and Cosmetics	1505-AB57
2122	Fees for Certain Services	1505-AB62
2123	Extension of Import Restrictions Imposed on Archaeological and Ethnological Material From Bolivia	1505-AB74

Financial Crimes Enforcement Network—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2124	Customer Identification Programs for Pawn Brokers	1506-AA39
2125	Provision of Banking Services to Money Services Businesses	1506-AA85

Financial Crimes Enforcement Network—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2126	Customer Identification Programs for Travel Agents	1506-AA38
2127	Customer Identification Programs for Loan and Finance Companies	1506-AA40
2128	Customer Identification Programs for Sellers of Vehicles	1506-AA41
2129	Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Loan and Finance Companies	1506-AA73

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Financial Crimes Enforcement Network—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2130	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
2131	Amendments to Bank Secrecy Act Regulations—Casino Recordkeeping and Reporting Requirements	1506-AA84
2132	Amendment to the Bank Secrecy Act Regulations—Requirement That Check Cashers Report Suspicious Transactions	1506-AA87

Financial Crimes Enforcement Network—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2133	Amendment to the Bank Secrecy Act Regulations Regarding Reporting of Cross-Border Transportation of Certain Monetary Instruments	1506-AA15
2134	Amendment to the Bank Secrecy Act Regulations—Exemptions From the Requirement To Report Transactions in Currency	1506-AA23
2135	Amendment to the Bank Secrecy Act Regulations—Requirement That Nonfinancial Trades or Businesses Report Certain Currency Transactions	1506-AA25
2136	Customer Identification Programs for Banks, Savings Associations, and Credit Unions	1506-AA31
2137	Amendment to the Bank Secrecy Act Regulations—Requirement That Mutual Funds Report Suspicious Transactions	1506-AA37
2138	Imposition of Special Measures Against the Country of Nauru	1506-AA43
2139	Financial Crimes Enforcement; Amendments to the Bank Secrecy Act Regulations—Nomenclature Changes	1506-AA61
2140	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
2141	Imposition of Special Measure Against Infobank as a Financial Institution of Primary Money Laundering Concern ..	1506-AA67
2142	Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Mutual Funds	1506-AA68
2143	Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Travel Agencies	1506-AA69
2144	Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Investment Advisors ...	1506-AA71
2145	Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Financial Institutions ...	1506-AA72
2146	Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Money Services Businesses	1506-AA74
2147	Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Commodity Trading Advisors	1506-AA75
2148	Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Operators of a Credit Card System	1506-AA76
2149	Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Unregistered Investment Companies	1506-AA77
2150	Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Dealers in Precious Metals, Stones, or Jewels	1506-AA78
2151	Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Persons Involved in Real Estate Closings and Settlements	1506-AA79
2152	Amendment to the Bank Secrecy Act Regulations—Imposition of Special Measure Against Banco Delta Asia SARL	1506-AA83
2153	Threshold for the Requirement To Collect, Retain, and Transmit Information on Funds Transfer and Transmittal of Funds	1506-AA86

Financial Crimes Enforcement Network—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2154	Amendments to the Bank Secrecy Act Regulations—Special Reporting and Recordkeeping Requirements—Money Services Businesses (MSBs)	1506-AA19

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Financial Crimes Enforcement Network—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2155	Imposition of Special Measures Against the Commercial Bank of Syria as a Financial Institution of Primary Money Laundering Concern	1506-AA64

Financial Management Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2156	Claims on Account of Treasury Checks	1510-AA51
2157	Federal Government Participation in the Automated Clearing House (ACH)	1510-AB00
2158	Rules and Procedures for Efficient Federal-State Funds Transfers	1510-AB12
2159	Management of Federal Agency Disbursements	1510-AB13

Financial Management Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2160	Federal Claims Collection Standard—Collection by Installments	1510-AA91
2161	Payment of Federal Taxes and the Treasury Tax and Loan Program	1510-AB01
2162	Depositories and Financial Agents of the Federal Government	1510-AB10
2163	Payment of Federal Taxes and the Treasury Loan Program	1510-AB11

Financial Management Service—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2164	Administrative Offset Under Reciprocal Agreements with States	1510-AB09

Alcohol and Tobacco Tax and Trade Bureau—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2165	Proposed Revisions to the Beer Regulations	1513-AB05

Alcohol and Tobacco Tax and Trade Bureau—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2166	Denatured Spirits, Articles, and Nonbeverage Products	1513-AB03
2167	Labeling and Advertising of Wines, Distilled Spirits, and Malt Beverages	1513-AB07
2168	Alternating Brewery Proprietors	1513-AB09
2169	Use of the Word "Pure" or Its Variants in the Labeling and Advertising of Alcohol Beverages	1513-AB16
2170	Proposed Expansion of the Santa Maria Valley Viticultural Area	1513-AB31
2171	Proposed Amendment to the Standards of Identity for Distilled Spirits	1513-AB33
2172	Modification of Mandatory Label Information for Wine	1513-AB36
2173	Proposed Establishment of the Upper Mississippi River Valley Viticultural Area	1513-AB40
2174	Proposed Establishment of the Pine Mountain-Mayacmas Viticultural Area	1513-AB41
2175	Proposed Establishment of the Lake Chelan Viticultural Area	1513-AB42
2176	Proposed Expansion of the Fort Ross Seaview Viticultural Area	1513-AB44
2177	Proposed Establishment of the Haw River Valley Viticultural Area	1513-AB45

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

Sequence Number	Title	Regulation Identifier Number
2178	Proposed Establishment of the Indiana Uplands Viticultural Area	1513-AB46
2179	Proposed Expansion of the Paso Robles Viticultural Area	1513-AB47
2180	Firearms and Ammunition Excise Taxes, Consignment Sales of Imported Articles	1513-AB12
2181	Determination of Tax and Recordkeeping on Large Cigars	1513-AA16
2182	Proposed Revisions to the Distilled Spirits Plant Regulations	1513-AA23
2183	Proposed Addition of New Grape Variety Names for American Wines	1513-AA42
2184	Petition To Establish Santa Maria Bench as a New American Viticultural Area	1513-AA51
2185	Form TTB F 5100.51, Formula and Process for Domestic and Imported Alcohol Beverages	1513-AB28
2186	Nonbeverage Product Formulas	1513-AB35
2187	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
2188	New Certification Requirements for Imported Wine	1513-AB00
2189	Major Food Allergen Labeling for Wines, Distilled Spirits, and Malt Beverages	1513-AB08
2190	Quarterly Excise Tax Filing for Small Alcohol Excise Taxpayers	1513-AB17
2191	Green Valley of Russian River Valley	1513-AB18
2192	Lehigh Valley	1513-AB19
2193	Swan Creek	1513-AB20
2194	San Francisco Bay Expansion	1513-AB21
2195	Snake River Valley	1513-AB22
2196	Proposed Expansion of the Alexander Valley Viticultural Area	1513-AB23
2197	Proposed Establishment of the Tulocay Viticultural Area	1513-AB26
2198	Proposed Establishment of the Paso Robles Westside Viticultural Area	1513-AB27
2199	Firearms Excise Tax; Exemption for Small Manufacturers, Producers, and Importers	1513-AB25
2200	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
2201	Tax Classification of Cigars and Cigarettes	1513-AB34
2202	Implementation of Public Law 105-33, Section 9302, Relating to Tobacco Product Minimum Manufacturing Requirements and Transfer Marking	1513-AB37
2203	Tobacco Products and Cigarette Papers and Tubes Shipped From Puerto Rico to the U.S.	1513-AB38
2204	Implementation of Wine Credit Provisions of Public Law 104-188	1513-AA05
2205	Implementation of Public Law 105-33, Section 9302, Requiring the Qualification of Tobacco Product Importers and Miscellaneous Technical Amendments	1513-AA10
2206	Proposal To Recognize Synonyms for Petite Sirah and Zinfandel Grape Varieties	1513-AA32
2207	Organic Claims in Labeling and Advertising of Alcohol Beverages	1513-AA46
2208	Petition To Establish the Fort Ross Seaview Viticultural Area	1513-AA64
2209	Petition To Establish Calistoga as an American Viticultural Area	1513-AA92
2210	Materials Authorized for the Treatment of Wine and Juice; Processes Authorized for the Treatment of Wine, Juice, and Distilling Material	1513-AA96
2211	Suspension of Special (Occupational) Tax	1513-AB04
2212	Implementation of Public Law 103-465, Section 712, Time for Payment and Deposits of Certain Excise Taxes (No. 277)	1513-AB43

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

Sequence Number	Title	Regulation Identifier Number
2213	Prohibition of Alcohol Beverage Containers and Standard of Fill for Distilled Spirits and Wine	1513-AA07
2214	Use of Various Winemaking Terms on Wine Labels and in Advertisements; Request for Public Comment	1513-AB24
2215	Availability of Information	1513-AA98
2216	Exportation of Liquors	1513-AA00

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

Sequence Number	Title	Regulation Identifier Number
2217	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
2218	Amended Standard of Identity for Sherry	1513-AA08
2219	Labeling and Advertising of Malt Beverages	1513-AA60

Alcohol and Tobacco Tax and Trade Bureau—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2220	Petition To Establish the Outer Coastal Plain American Viticultural Area	1513-AB13
2221	Technical Amendment to Regulations	1513-AB32
2222	Petition To Establish Chehalem Mountains as a New American Viticultural Area	1513-AA57
2223	Petition To Establish the Shawnee Hills Viticultural Area	1513-AA70
2224	Proposed Establishment of Tracy Hills Viticultural Area	1513-AA89

Comptroller of the Currency—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2225	Regulatory Burden Reduction and Technical Amendments	1557-AC79
2226	Interagency Proposal for Model Privacy Form Under the Gramm-Leach-Bliley Act	1557-AC80
2227	Accuracy and Integrity of Information Furnished to a Consumer Reporting Agency	1557-AC89
2228	Lending Limits Pilot Program	1557-AD03

Comptroller of the Currency—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2229	Identity Theft Detection, Prevention, and Mitigation Program for Financial Institutions and Creditors	1557-AC87
2230	Fair Credit Reporting: Affiliate Marketing Regulations	1557-AC88
2231	Implementation of a Revised Basel Capital Accord (Basel II)	1557-AC91
2232	Risk-Based Capital Guidelines; Capital Adequacy Guidelines; Capital Maintenance: Domestic Capital Modifications (Basel IA)	1557-AC95
2233	Risk-Based Capital Standards: Market Risk	1557-AC99
2234	Expanded Examination Cycle for Certain Small Insured Depository Institutions and U.S. Branches and Agencies of Foreign Banks	1557-AD02

Comptroller of the Currency—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2235	Recordkeeping Requirements for Bank Exceptions From Securities Broker or Dealer Registration	1557-AB93
2236	Management Official Interlocks	1557-AD01

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Comptroller of the Currency—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2237	Community Reinvestment Act Regulations	1557-AD00

Internal Revenue Service—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2238	Imposition of Withholding on Certain Payments Made by Government Entities	1545-BG45

Internal Revenue Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2239	Income Tax—Taxpayer's Obligation To File a Notice of Redetermination of Foreign Tax and Civil Penalties for Failure To File	1545-AC09
2240	Clarification of Treatment of Separate Limitation Losses	1545-AM11
2241	Outbound Transfers of Property to Foreign Corporations	1545-AM97
2242	Foreign Insurance Company—Domestic Election	1545-AO25
2243	Taxation of Global Trading	1545-AP01
2244	Definition of "Highly Compensated Employee"	1545-AQ74
2245	Integrated Financial Transaction	1545-AR20
2246	Application of Attribution Rules to Foreign Trusts	1545-AU91
2247	Agreements for Payment of Tax Liabilities in Installments	1545-AU97
2248	Substantiating Travel Expense Deductions for Members of Congress	1545-AV55
2249	Constructive Sales of Appreciated Financial Positions	1545-AW97
2250	Rules for Sourcing Certain Transportation Income, Space, or Ocean Activity Income, and Related Foreign Base Company Shipping Income	1545-AX02
2251	Guidance on Cost Recovery in the Entertainment Industry	1545-AX12
2252	Inspection of Written Determinations	1545-AX40
2253	Awarding of Costs and Certain Fees	1545-AX46
2254	Modification to Section 367(a) Stock Transfer Regulations	1545-AX77
2255	Definition of Passive Foreign Investment Company Under Section 1297	1545-AX78
2256	Clarification of Foreign Base Company Sales Income Rules	1545-AX91
2257	Taxable Years of Controlled Foreign Corporations (CFCs)	1545-AY30
2258	Dollar-Value LIFO	1545-AY39
2259	Special Rules Relating to Transfers of Intangibles to Foreign Corporations	1545-AY41
2260	Liabilities Assumed in Certain Corporate Transactions	1545-AY74
2261	Disclosure of Returns and Return Information in Judicial and Administrative Tax Proceedings	1545-AY89
2262	Transactions Involving Obligations of Consolidated Group Members	1545-BA11
2263	Deductibility of Employer Contributions for Deferred Compensation	1545-BA13
2264	Allocation and Apportionment Rules: Guidance on Selected Issues	1545-BA64
2265	Allocation of New Markets Tax Credit	1545-BA84
2266	Accrual Rules for Creditable Foreign Taxes and Guidance on Change in Taxable Year	1545-BB27
2267	Amending the Low-Income Housing Tax Credit Program	1545-BB37
2268	Substitute Dividend Payments in Securities Lending and Similar Transactions	1545-BB56
2269	Loss on Subsidiary Stock	1545-BB61
2270	Liquidation of an Interest	1545-BB71
2271	Utility Allowance Regulation Update	1545-BC22
2272	Additional Guidance Regarding Mark-to-Market Accounting for Traders in Securities and/or Commodities, Including Foreign Currency Instruments	1545-BC48
2273	Coordination of United States and Certain Possessions Income Taxes	1545-BC54
2274	Suspension of Running of Period of Limitation During a Proceeding To Enforce or Quash a Designated or Related Summons	1545-BC55
2275	Guidance Under Section 2053 Regarding Post-Death Events	1545-BC56
2276	Qualified Zone Academy Bonds; Obligations of States and Political Subdivisions	1545-BC61
2277	Below-Market Loans	1545-BC78

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Internal Revenue Service—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
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2279	Definition of Loss for Purposes of the Straddle Rules	1545-BC83
2280	Guidance Regarding the Active Trade or Business Requirement Under Section 355(b)	1545-BC94
2281	Accumulated Adjustment Account and Other Corporate Separations Under Section 355	1545-BC98
2282	Support Test in the Case of a Child of Divorced Parents	1545-BD01
2283	Definition of Qualified Foreign Corporation	1545-BD15
2284	REMIC Interest-Only Regular Interests	1545-BD18
2285	Section 42 Qualified Contract Provisions	1545-BD20
2286	Payments for Which No Return of Information Is Required Under Section 6041	1545-BD21
2287	Definition of Disqualified Person	1545-BD28
2288	Transfers of Restricted Stock	1545-BD44
2289	Classification of Indian Tribal Corporations	1545-BD61
2290	Declaratory Judgment—Gift Tax Value	1545-BD67
2291	Regulations Under Section 706 Regarding Determination of Distributive Shares When a Partner's Interest Changes	1545-BD71
2292	Shareholder's Basis in Stock of an S Corporation	1545-BD72
2293	Guidance Under Section 707(c) Regarding Guaranteed Payments	1545-BD74
2294	Update and Revision of Treasury Regulation Sections 1.381(c)(4) and (5)-1	1545-BD81
2295	Amendments to 26 CFR Section 1.263(a)-5 Regarding Treatment of Capitalized Costs	1545-BD82
2296	Guidance Regarding Selected Issues Under Section 336(e)	1545-BD84
2297	Definition of the "Due Date" for Purposes of Calculating Overpayment Interest Under Section 301.6611(h)	1545-BD86
2298	Reduction of Fuel Excise Tax Evasion	1545-BE03
2299	Intra-Group Gross Receipts Under Section 41	1545-BE14
2300	Farmer and Fisherman Income Averaging Under the American Jobs Creation Act of 2004 (AJCA)	1545-BE23
2301	Tractors, Trailers, Trucks, and Tires	1545-BE31
2302	Release of Lien or Discharge of Property	1545-BE35
2303	Research Expenditures Resulting in Inventory Property	1545-BE64
2304	Section 401(a)(4) Guidance	1545-BE69
2305	Information Reporting on Real Estate Transactions	1545-BE73
2306	Start-Up and Organizational Expenditures	1545-BE77
2307	Abandonment of Stock and Other Securities	1545-BE80
2308	Targeted Populations Under Section 45D(e)(2)	1545-BE89
2309	S Corporation Guidance Under American Jobs Creation Act of 2004	1545-BE95
2310	Capital Costs Incurred To Comply With EPA Sulfur Regulations	1545-BE96
2311	Disallowance of Partnership Loss Transfers and Basis Reduction in Stock of a Corporate Partner	1545-BE98
2312	Section 704(c) and 737 Regulations Update	1545-BE99
2313	Cafeteria Plans	1545-BF00
2314	Election To Expense Certain Refineries	1545-BF05
2315	Credit Card Claims	1545-BF07
2316	Nuclear Decommissioning Cost	1545-BF08
2317	Clean Renewable Energy Bonds	1545-BF11
2318	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
2319	Alcohol Fuel and Biodiesel	1545-BF17
2320	Credit for Production From Advanced Nuclear Power Facilities	1545-BF19
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2323	Failure To Maintain List of Advisees With Respect to Reportable Transactions	1545-BF39
2324	Accuracy-Related Penalties	1545-BF40
2325	Taxation of Fringe Benefits and Exclusions From Gross Income of Certain Fringe Benefits	1545-BF42
2326	Limitation on Importation of Built-In Losses	1545-BF43
2327	Further Guidance Regarding Application of Section 409A	1545-BF50
2328	Requirements for Reorganizations Qualifying Under Section 368(a)(1)(E) or (F)	1545-BF51
2329	475 Held for Investment	1545-BF53
2330	Change to Office to Which Notices of Nonjudicial Sale and Requests for Return of Wrongfully Levied Property Must be Sent	1545-BF54
2331	Section 6707 and the Failure To Furnish Information Regarding Reportable Transactions	1545-BF59

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Internal Revenue Service—Proposed Rule Stage (Continued)

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2332	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
2333	Activities Customarily Performed by States and Local Governments	1545-BF63
2334	Clarification of Section 6411 Regulations	1545-BF65
2335	Applying Section 1(h) to Capital Gain Dividends of RICS and REITS	1545-BF72
2336	Multiple Annuity Starting Date Limitations on Benefits Under Qualified Plans	1545-BF74
2337	Guidance on Determination of Interest Expense Allocable in a Global Dealing Operation	1545-BF76
2338	U.S. Source Income Effectively Connected With U.S. Business	1545-BF77
2339	Source of Income; Source of Guarantee Fee Income	1545-BF78
2340	Guidance Under Section 67 Regarding Miscellaneous Itemized Deductions of a Trust or Estate	1545-BF80
2341	Regulation To Delete the Tort Type Rights Test From the Section 104(a)(2) Regulations	1545-BF81
2342	Exclusion of Income From the International Operation of Ships or Aircraft	1545-BF90
2343	Withholding and Reporting Obligations Under Section 1441 Regarding Tender Offers	1545-BF93
2344	Circular 230—Review of Section 10.35 et seq.	1545-BF96
2345	Extensions of Time To File Entity Classification Elections	1545-BG01
2346	Built-In Gains and Losses Under Section 382(h)	1545-BG03
2347	Revision to Regulations Relating To Withholding of Tax on Certain U.S. Source Income Paid to Foreign Persons and Revision of Information Reporting Regulations	1545-BG04
2348	Electronic Payment System Mailbox Rule	1545-BG05
2349	Allocation of Costs Under the Simplified Methods	1545-BG07
2350	Income of Foreign Governments and International Organizations	1545-BG08
2351	Section 1.367(a)-8 Revisions	1545-BG09
2352	Information Returns Required With Respect to Certain Foreign Corporations and Other Conforming Changes	1545-BG11
2353	Medical and Accident Insurance Benefits Under Qualified Plans	1545-BG12
2354	Withdrawal of Regulations Under Old Section 6323(B)(10)	1545-BG13
2355	Corporate Reorganizations: Guidance on the Measurement of Continuity of Interest	1545-BG15
2356	Section 7508A Regulations	1545-BG16
2357	Section 751(b) Update	1545-BG21
2358	Anti-Avoidance and Anti-Loss Reimportation Rules Applicable Following a Loss on Disposition of Stock of Consolidated Subsidiaries	1545-BG25
2359	Determining the Amount of Taxes Paid for Purposes of Section 901	1545-BG27
2360	Corporate Reorganizations; Additional Guidance on Distributions Under Sections 368(a)(1)(D) and 354(b)(1)(B)	1545-BG28
2361	Mortality Table for Determining Present Value	1545-BG30
2362	Qualified Films Under Section 199	1545-BG33
2363	Hybrid Retirement Plans	1545-BG36
2364	Calculating and Apportioning the Section 11(b)(1) Additional Tax Under Section 1561 for Controlled Groups	1545-BG39
2365	Interest on Overpayments	1545-BG42
2366	Determination of Governmental Plan Status	1545-BG43
2367	Notice Requirements for Certain Pension Plan Amendments Significantly Reducing the Rate of Future Benefit Accrual	1545-BG48
2368	Employment Tax Adjustments	1545-BG50

Internal Revenue Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2369	Income Tax—Definition of Qualified Possession Source Investment Income for Purposes of Puerto Rico and Possession Tax Credit	1545-AC10
2370	Information From Passport and Immigration Applicants	1545-AJ93
2371	Foreign Corporations	1545-AK74
2372	Nonrecognition of Corporate Distributions and Reorganizations Under the Foreign Investment in Real Property Tax Act	1545-AK79
2373	Computation of a Branch's Taxable Income; Taxation of Exchange Gain or Loss on Branch Remittances	1545-AM12
2374	Earnings and Profits of Controlled Foreign Corporations	1545-AM90
2375	Earnings Stripping Payments	1545-AO24
2376	Registration Required Obligations	1545-AP33
2377	Mark-to-Market Upon Disposition	1545-AS85

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Internal Revenue Service—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2378	Straddles—Miscellaneous Issues	1545-AT46
2379	Recomputation of Life Insurance Reserves	1545-AU49
2380	Mark-to-Market Accounting for Dealers in Commodities and Traders in Securities and Commodities	1545-AW06
2381	Stocks and Securities Safe Harbor Exception	1545-AW13
2382	Intercompany Obligations	1545-AW30
2383	Allocation and Apportionment of Interest Expense and Certain Other Expenses	1545-AX72
2384	Capitalization of Interest and Carrying Charges Properly Allocable to Straddles	1545-AX92
2385	Guidance on Changes to the Laws for Corporate Estimated Taxes	1545-AY22
2386	Previously Taxed Earnings and Profits Under Subpart F	1545-AY54
2387	Normalization	1545-AY75
2388	Consolidated Returns; Nonapplicability of Section 357(c)	1545-BA09
2389	Reductions of Accruals and Allocations Because of Increased Age	1545-BA10
2390	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
2391	Noncompensatory Partnership Options	1545-BA53
2392	Circular 230—Phase 2 Nonshelter Revisions	1545-BA72
2393	Guidance on Reporting of Deposit Interest Paid to Nonresident Aliens	1545-BA86
2394	Section 1248 Attribution Principles	1545-BA93
2395	Guidance To Facilitate Electronic Tax Administration	1545-BA96
2396	Section 482: Methods To Determine Taxable Income in Connection With a Cost-Sharing Arrangement	1545-BB26
2397	Application of Separate Limitations to Dividends From Noncontrolled Section 902 Corporation	1545-BB28
2398	Treatment of Services Under Section 482	1545-BB31
2399	Amendment to Section 6724 Relating to Failure To File Correct Information Returns	1545-BB41
2400	Contributions To Purchase Certain Retirement Annuities or Custodial Accounts Under Section 403(b)	1545-BB64
2401	Notional Principal Contracts; Contingent Nonperiodic Payments	1545-BB82
2402	REMIC Residuals—Timing of Income for Foreign Holders	1545-BB84
2403	Predecessors or Successors Under Section 355(e)	1545-BB85
2404	Expenses for Household and Dependent Care Services Necessary for Gainful Employment	1545-BB86
2405	Guidance Regarding Mark-to-Market Valuation for Certain Securities	1545-BB90
2406	Partnership Equity for Services	1545-BB92
2407	Accrual for Certain REMIC Regular Interests	1545-BB94
2408	Entry of Taxable Fuel	1545-BC08
2409	Special Consolidated Return Rules for Interest Expense Disallowed Under Section 265(a)(2)	1545-BC23
2410	Guidance Regarding Application of Section 265(a)(2) and 246A in Transactions Involving Related Parties, Pass-Through Entities, or Other Intermediaries	1545-BC24
2411	Guidance on PFIC Purging Elections	1545-BC37
2412	Qualified Severance Regulations	1545-BC50
2413	Stewardship Expenses	1545-BC52
2414	Guidance Under Section 707 Regarding Disguised Sales	1545-BC63
2415	Section 1045 Application to Partnerships	1545-BC67
2416	Disclosures to Subcontractors	1545-BC92
2417	Solid Waste Disposal Facilities	1545-BD04
2418	Public Inspection of Written Determinations Under Section 6110 of the Internal Revenue Code (Temporary)	1545-BD09
2419	Escrow Accounts, Trusts, and Other Funds Used During Deferred Exchanges of Like-Kind Property	1545-BD19
2420	Guidance on Phased Retirement	1545-BD23
2421	Coordination of United States and Certain Possessions Income Taxes (Temporary)	1545-BD32
2422	HIPAA Portability: Special Enrollment Procedures, Tolling, and Interaction With FMLA	1545-BD51
2423	Guidance Under Section 1502; Miscellaneous Operating Rules for Successor Persons; Succession to Items of the Liquidating Corporation	1545-BD54
2424	Asset Transfers Following Putative Reorganizations	1545-BD56
2425	Mandatory e-Filing for Forms 1120	1545-BD65
2426	Section 704(b)(2) and Substantiality	1545-BD70
2427	Special Rules To Reduce Section 1446 Withholding	1545-BD80
2428	Dye Injection	1545-BE04
2429	Disclosure of Return Information to the Bureau of the Census	1545-BE08
2430	Elimination of Country-by-Country Reporting to Shareholders of Foreign Taxes Paid by Regulated Investment Companies	1545-BE09
2431	Circular 230—Covered Opinion Amendments	1545-BE13
2432	Capitalization of Amounts Paid To Repair or Improve Tangible Property	1545-BE18

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Internal Revenue Service—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2433	Withholding Exemptions	1545-BE20
2434	Section 6011 Regulations	1545-BE24
2435	Section 6111 Regulations	1545-BE26
2436	Section 6112 Regulations	1545-BE28
2437	Guidance Under Subpart F Relating to Partnerships	1545-BE34
2438	Farmer and Fisherman Income Averaging Under the American Jobs Creation Act of 2004 (AJCA) (Temporary)	1545-BE39
2439	Disregarded Entities and Collections	1545-BE43
2440	Balanced System for Measuring Organizational and Employee Performance Within the Internal Revenue Service	1545-BE45
2441	Information Returns Required With Respect to Certain Foreign Corporations and Other Conforming Changes	1545-BE47
2442	Limitation on Transfer of Built-In Losses	1545-BE58
2443	Converting an IRA Annuity to a Roth IRA	1545-BE65
2444	Assumption of Liabilities	1545-BE67
2445	Life/Non-Life Tacking Rule	1545-BE85
2446	Treatment of Excess Loss Accounts	1545-BE87
2447	Railroad Track Maintenance Credit	1545-BE90
2448	Guidance Under Section 7874 for Determining Ownership by Former Shareholders or Partners of Domestic Entities	1545-BE93
2449	Capital Costs Incurred To Comply With EPA Sulfur Regulations (Temporary)	1545-BE97
2450	Application of Section 338 to Insurance Companies	1545-BF02
2451	Designated Roth Accounts Under Section 402A	1545-BF04
2452	Election To Expense Certain Refineries (Temporary)	1545-BF06
2453	Nuclear Decommissioning Costs (Temporary)	1545-BF09
2454	Charitable Contributions of Certain Motor Vehicles	1545-BF10
2455	Clean Renewable Energy Bonds (Temporary)	1545-BF12
2456	Rules Under Section 302 of the Katrina Emergency Tax Relief Act of 2005	1545-BF14
2457	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
2458	Credit for Production From Advanced Nuclear Power Facilities (Temporary)	1545-BF20
2459	Subchapter S Banks	1545-BF24
2460	Section 3121(a)(5)(D) Regulation (Salary Reduction Agreement) (Temporary)	1545-BF35
2461	Failure To Maintain List of Advisees With Respect to Reportable Transactions	1545-BF38
2462	Accuracy-Related Penalties	1545-BF41
2463	Regulations Under Sections 501(c)(3) and 4958 on Revocation Standards	1545-BF44
2464	Application of Separate Limitations to Dividends From Noncontrolled Section 902 Corporation (Temporary)	1545-BF46
2465	Special Rules Under Section 7874	1545-BF47
2466	Section 1221(a)(4) Capital Asset Exclusion for Accounts and Notes Receivable	1545-BF52
2467	Section 6707 and the Failure To Furnish Information Regarding Reportable Transactions	1545-BF60
2468	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
2469	Clarification of Section 6411 Regulations	1545-BF66
2470	Determination of Interest Expense Deduction of Foreign Corporations	1545-BF71
2471	Definition of Taxpayer for Purposes of Section 901 and Related Matters	1545-BF73
2472	Tax Increase Prevention and Reconciliation Act of 2005 Amendments to Section 199	1545-BF79
2473	Return Required by Subchapter T Cooperatives Under Section 6012	1545-BF82
2474	Guidance Regarding Scope of Section 368(a)(1)(D)	1545-BF83
2475	Source Rules Involving U.S. Possessions and Other Conforming Changes	1545-BF85
2476	Section 181—Deduction for Qualified Film and Television Production Costs	1545-BF94
2477	Employer Comparable Contributions to Health Savings Accounts (HSAs)—No HSA Opened.	1545-BF97
2478	Exclusion of Income From the International Operation of Ships or Aircraft (Temporary)	1545-BG00
2479	Electronic Payment System Mailbox Rule	1545-BG06
2480	Section 7508A Regulations	1545-BG17
2481	Calculating and Apportioning the Section 11(b)(1) Additional Tax Under Section 1561 for Controlled Groups	1545-BG40
2482	Qualified Zone Academy Bonds	1545-BG44
2483	Deemed IRAs in Governmental Plans/Qualified Nonbank Trustee Rules	1545-BG46
2484	Employment Tax Adjustments	1545-BG51

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Internal Revenue Service—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2485	FSC Transfer Pricing Rules, Distributions, Dividends Received, Deduction, and Other Special Rules for FSC	1545-AI16
2486	Income of Foreign Governments and International Organizations	1545-AL93
2487	Caribbean Basin Investments	1545-AM91
2488	Consolidated Alternative Minimum Tax	1545-AN73
2489	Conforming Taxable Years of CFCs and FPHCs	1545-AO22
2490	Information Reporting and Record Maintenance	1545-AP10
2491	Use of GAAP Earnings as E&P of Foreign Corporations	1545-AQ55
2492	Interest-Free Adjustments	1545-AQ61
2493	Definition of Cash Value	1545-AQ70
2494	Allocation of Accrued Benefits Between Employer and Employee Contributions	1545-AT82
2495	Foreign Corporations Regulations	1545-AT96
2496	Application of Grantor Trust Rules to Nonexempt Employees' Trusts	1545-AU29
2497	Electronic Transmission of Withholding Certificates	1545-AV27
2498	Authorized Placement Agency	1545-AY18
2499	Special Rules for S Corporations	1545-AY44
2500	Payments For Interest in Partnership	1545-AY90
2501	Amendment to the Definition of Refunding	1545-BA46
2502	Timely Mailing Treatment	1545-BA99
2503	Toll Telephone Service—Definition	1545-BB18
2504	Mixed Use Output Facilities	1545-BB23
2505	General Allocation and Accounting Regulations	1545-BC07
2506	Notarization Requirement for Statements of Purchase	1545-BC11
2507	Contingent at Closing Escrows	1545-BC16
2508	Substitute for Return (SFR) and Automated Substitute for Return (ASFR)	1545-BC45
2509	Transactions Involving the Transfer of No Net Equity Value	1545-BC88
2510	Revision of Section 301.6103(j)-1 for Disclosure to the Bureau of Economic Analysis, Department of Commerce ...	1545-BC93
2511	Return for Subchapter T Cooperatives	1545-BD92
2512	Employer's Annual Federal Employment Tax Return—Form 944	1545-BD93
2513	Return for Subchapter T Cooperatives (Temporary)	1545-BD98
2514	Application of Section 6404(g) Suspension Provisions	1545-BE07
2515	Information Returns by Donees Relating to Qualified Intellectual Property Contributions	1545-BE11
2516	Definition of Dependent and Other Related Provisions	1545-BE40
2517	Simplification of Extension Process Under Section 6081	1545-BE62
2518	Foreign Currency Contract Defined	1545-BE82
2519	Foreign Currency Contract Defined (Temporary)	1545-BE83
2520	Procedures for Administrative Review of a Determination That an Authorized Recipient Has Failed To Safeguard Federal Tax Returns or Return Information	1545-BF21
2521	Revision of Regulations To Comply With Commissioner's e-File Program	1545-BF25
2522	Debt Satisfied by a Partnership Interest	1545-BF27
2523	Treatment of Payments in Lieu of Taxes	1545-BF87
2524	Section 382 Ownership Change	1545-BF99
2525	Taxes on Prohibited Tax Shelter Transactions and Related Disclosure Requirements (Section 610 Review)	1545-BG18
2526	Disclosure Requirements With Respect to Prohibited Tax Shelter Transactions (Section 610 Review)	1545-BG19
2527	Regulations To Prescribe Forms for Payment of Section 4965 Taxes	1545-BG20
2528	Change to Office to Which Notices of Nonjudicial Sale and Request for Return of Wrongfully Levied Property Must Be Sent.	1545-BG24
2529	Type III Supporting Organization Payout Requirements	1545-BG31
2530	Partial Payments on Offers in Compromise	1545-BG32
2531	Time and Manner for Electing Capital Gain Treatment for Certain Self-Created Musical Works.	1545-BG34
2532	Time and Manner for Electing Capital Gain Treatment for Certain Self-Created Musical Works	1545-BG35
2533	Notification Requirement for Entities Not Currently Required To File	1545-BG37
2534	Notification Requirement for Entities Not Currently Required To File	1545-BG38
2535	Guidance on Arbitrage	1545-BG41

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Sequence Number	Title	Regulation Identifier Number
2536	Transportation of Persons and Property by Air	1545-AW19
2537	Source of Income From Certain Space and Ocean Activities and for Communications Income	1545-AW50
2538	Definition of Accounting Method	1545-AX21
2539	Highly Compensated Employee	1545-AX48
2540	HIPAA General Nondiscrimination	1545-AY32
2541	HIPAA Nondiscrimination Exception for Church Plans	1545-AY33
2542	HIPAA Nondiscrimination Exception for Bona Fide Wellness Programs	1545-AY34
2543	Communications Excise Tax; Taxable Communication Services	1545-BB04
2544	Allocation of Foreign Tax Credits Among Partners	1545-BB11
2545	Miscellaneous Changes to Collection Due Process Procedures Relating to Notice and Opportunity for Hearing Upon Filing of Notice of Lien	1545-BB96
2546	Miscellaneous Changes to Collection Due Process Procedures Relating to Hearings Before Levy	1545-BB97
2547	Guidance Necessary To Facilitate Business Electronic Filing	1545-BC15
2548	Changes in Computing Depreciation	1545-BC18
2549	Prohibited Allocation of Securities in an S Corporation	1545-BC34
2550	Dual Consolidated Loss Regulations	1545-BD10
2551	Underpayment for Qualified Amended Returns	1545-BD40
2552	Transfers of Restricted Stock (Temporary)	1545-BD45
2553	Update of 415 Regulations	1545-BD52
2554	Use of Electronic Technologies for Providing Notices and Transmitting Elections and Consents	1545-BD68
2555	Revision of Section 301.6103(j)-1 for Disclosure to the Bureau of Economic Analysis, Department of Commerce (Temporary)	1545-BE02
2556	Regulations Under Section 263A Regarding Use of Simplified Service Cost Method and Simplified Production Method	1545-BE57
2557	Deferred Compensation (Proposed)	1545-BE79
2558	REMIC Residuals—Foreign Holders (Temporary)	1545-BE81
2559	Revision of Regulation To Comply With the Commissioner's e-File Program (Temporary)	1545-BF26
2560	Charitable Contributions of Qualified Vehicles (Temporary)	1545-BF29
2561	Depreciation of MACRS Property That Is Acquired in a Like-Kind Exchange or as a Result of an Involuntary Conversion	1545-BF37
2562	Computer Software Under Section 199(c)(5)(B)	1545-BF56
2563	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
2564	United States Dollar Approximate Separate Transactions Method	1545-BF67
2565	User Fees for Processing Installment Agreements	1545-BF69
2566	Reporting Rules for Widely Held Fixed Investment Trusts	1545-BF75
2567	Reporting Rules for Widely Held Fixed Investment Trusts	1545-BF86
2568	Tax Increase Prevention and Reconciliation Act of 2005 Amendments to Section 199	1545-BF88
2569	Rules Under Section 302 of the Katrina Emergency Tax Relief Act of 2005	1545-BF89
2570	Section 181—Deduction for Qualified Film and Television Production Costs	1545-BF95
2571	American Jobs Creation Act (AJCA) Modifications to 6011, 6111, and 6112	1545-BF98
2572	Residence Involving U.S. Possessions	1545-BG02
2573	Section 1.367(a)-8 Revisions (Temporary)	1545-BG10
2574	Corporate Reorganizations: Guidance on the Measurement of Continuity of Interest	1545-BG14
2575	Anti-Avoidance and Anti-Reimportation Rules Applicable Following a Loss on Disposition of Stock of Consolidated Subsidiaries	1545-BG26
2576	Corporate Reorganizations; Additional Guidance on Distributions Under Sections 368(a)(1)(D) and 354(b)(1)(B) ...	1545-BG29
2577	Guidance Necessary To Facilitate Business Electronic Filing and Burden Reduction	1545-BG49

Office of Thrift Supervision—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2578	Securities-Related Activities of Savings Associations	1550-AB92
2579	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
2580	Permissible Activities of Savings and Loan Holding Companies	1550-AC10

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Office of Thrift Supervision—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2581	Model Privacy Form Under the Gramm-Leach-Bliley Act	1550-AC12
2582	Recordkeeping Requirements for Savings Association Exceptions From Securities Broker or Dealer Registration ..	1550-AC13

Office of Thrift Supervision—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2583	Implementation of a Revised Basel Capital Accord (Basel II)	1550-AB56
2584	Fair Credit Reporting Affiliate Marketing Regulations	1550-AB90
2585	Identity Theft Detection, Prevention, and Mitigation Program for Financial Institutions and Creditors	1550-AB94
2586	Risk-Based Capital Guidelines; Capital Adequacy Guidelines; Maintenance: Domestic Capital Modifications	1550-AB98
2587	Federal Savings Association Bylaws; Integrity of Directors	1550-AC00
2588	Risk Based Capital—Market Risk Rule	1550-AC02
2589	Supplemental Standards of Ethical Conduct for Employees of the Department of Treasury	1550-AC03
2590	Stock Benefit Plans in Mutual-to-Stock Conversions and Mutual Holding Company Structures	1550-AC07
2591	Management Official Interlocks	1550-AC09
2592	Expanded Examination Cycle for Certain Small Insured Depository Institutions and U.S. Branches and Agencies of Foreign Banks	1550-AC11

Office of Thrift Supervision—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2593	Subordinated Debt Securities and Mandatorily Redeemable Preferred Stock	1550-AC06
2594	Community Reinvestment Act—Interagency Uniformity	1550-AC08

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

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2081. 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	03/23/07	72 FR 13714

Action

NPRM Comment 05/22/07

Period End

Final Action 10/00/07

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** Transferred from RIN 1515-AC23**Agency Contact:** Marla Bianchetta, Operations Officer, Trade Policy & Programs, Department of the Treasury, Office of International Trade, Customs and Border Protection, 1300 Pennsylvania Avenue, NW., Washington, DC 20229
Phone: 202 344-2693**RIN:** 1505-AB20

2082. 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

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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	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** Transferred from RIN 1515-AC40

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**2083. 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	09/00/07	

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

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

RIN: 1505-AB49**2084. 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	09/00/07	

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**2085. 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	06/00/07	

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**2086. 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

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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 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	09/00/07	

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

2087. 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	06/00/07	

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

Agency Contact: Jennifer Dolan, Entry Specialist, Department of the Treasury,

Office of Field Operations, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-2568

RIN: 1505-AB71

2088. • PROHIBITION ON FUNDING OF UNLAWFUL INTERNET GAMBLING

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 321; 31 USC 5361 to 5367

CFR Citation: 31 CFR 132**Legal Deadline:** Final, Statutory, July 10, 2007.

Abstract: The document implements 31 U.S.C. 5364, which requires Treasury and the Federal Reserve System, in consultation with the Attorney General, to jointly prescribe regulations requiring designated payment systems and all participants therein to identify and block unlawful Internet gambling transactions (hereafter “restricted transactions”) through the establishment and implementation of reasonably designed policies and procedures. The NPRM would: (1) Designate payment systems; (2) require designated payment systems and participants to establish and implement policies and procedures reasonably designed to identify and block restricted transactions; (3) exempt certain restricted transactions or designated payment systems; and (4) identify types of policies and procedures, including nonexclusive examples, which would be deemed to be reasonably designed to identify and block restricted transactions.

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	
NPRM Comment Period End	07/00/07	
Final Action	07/00/07	

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

Agency Contact: Steven D. Laughton, Senior Counsel, Department of the Treasury, Office of the Assistant General Counsel (Banking and Finance), Room 2027B, 1500 Pennsylvania Avenue, NW., Washington, DC 20220
Phone: 202 622-8413

Email: steven.laughton@do.treas.gov

RIN: 1505-AB78

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

Final Rule Stage

2089. 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

2090. 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 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	09/00/07	

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

2091. 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

Action	Date	FR Cite
NPRM Comment Period End	07/02/01	
Final Action	09/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AC63

Agency Contact: Elissa G Kay, CBP Officer, Cargo Control Branch, Department of the Treasury, Office of Field Operations, Customs and Border Protection, 1300 Pennsylvania Ave., NW, Washington, CT 20229
 Phone: 202 344-3656

RIN: 1505-AB24

2092. 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	10/01/00	65 FR 59668
Interim Final Rule Effective	10/05/00	
Interim Final Rule Comment Period End	12/04/00	
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: No

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Final Rule Stage

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AC72

Agency Contact: Cynthia Reese, Senior Attorney, Office of Regulations and Rulings, Department of the Treasury, Office of International Trade, Customs and Border Protection, 1300 Pennsylvania Ave., NW, Washington, DC 20229

Phone: 202 572-8812

RIN: 1505-AB26

2093. 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	06/00/07	

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

2094. 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	06/00/07	

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

2095. 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	06/00/07	

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
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Phone: 202 572-8753

RIN: 1505-AB31

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Final Rule Stage

2096. 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	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** Transferred from RIN 1515-AD20

Agency Contact: Robert Abels, Operations Officer, Textiles, Department of the Treasury, Office of International Trade, Customs and Border Protection, 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-AB38**2097. 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	04/00/07	

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**2098. 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	

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Action	Date	FR Cite
Interim Final Rule	05/20/03	
Comment Period		
End		
Final Action	06/00/07	

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

Agency Contact: Robert Abels, Operations Officer, Textiles, Department of the Treasury, Office of International Trade, Customs and Border Protection, 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**2099. 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	04/00/07	

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

Agency Contact: Robert Abels, Operations Officer, Textiles, Department of the Treasury, Office of International Trade, Customs and Border Protection, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1959

RIN: 1505-AB48**2100. 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	11/04/04	
Period End		
Final Action	06/00/07	

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: 202 572-8709

Paul 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**2101. 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	10/23/06	
Period End		
Final Action	06/00/07	

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

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

RIN: 1505-AB58**2102. 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

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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	06/00/07	

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

Agency Contact: Cynthia Reese, Senior Attorney, Office of Regulations and Rulings, Department of the Treasury, Office of International Trade, Customs and Border Protection, 1300 Pennsylvania Ave., NW, Washington, DC 20229
Phone: 202 572-8812

Robert Abels, Operations Officer, Textiles, Department of the Treasury, Office of International Trade, Customs and Border Protection, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1959

RIN: 1505-AB60

2103. 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, PL 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	06/00/07	

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

Agency Contact: Robert Abels, Operations Officer, Textiles, Department of the Treasury, Office of International Trade, Customs and Border Protection, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1959

Cynthia Reese, Senior Attorney, Office of Regulations and Rulings, Department of the Treasury, Office of International Trade, Customs and Border Protection, 1300 Pennsylvania Ave., NW, Washington, DC 20229
Phone: 202 572-8812

RIN: 1505-AB64

2104. 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 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	04/00/07	

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

2105. 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

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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
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Related RIN: Related to 1505-AA95

RIN: 1505-AB69

**2106. • ENTRY OF CERTAIN
SOFTWOOD LUMBER PRODUCTS
FROM CANADA REQUIRING AN
EXPORT PERMIT**

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;

CFR Citation: 19 CFR 12.140

Legal Deadline: None

Abstract: This document adopts interim amendments to title 19 of the Code of Federal Regulations establishing additional entry requirements applicable to shipments of softwood lumber from Canada. The interim amendments involve the collection of certain additional information for purposes of monitoring and enforcing an agreement dated September 12, 2006, between the Governments of the United States and Canada regarding trade in softwood lumber. The scope of the bilateral Softwood Lumber Agreement is limited to the softwood lumber products listed as covered by the Agreement in Annex 1A of that document, which is available for public viewing on the website of the Office of the United States Trade Representative located at www.ustr.gov.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/18/06	71 FR 61399
Interim Final Rule Effective	10/18/06	

Action	Date	FR Cite
Interim Final Rule Comment Period End	12/18/06	
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Millie Gleason, Special Enforcement Specialist, Department of the Treasury, Customs and Border Protection, Office of Field Operations, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1131

RIN: 1505-AB73

**2107. • UNITED STATES—JORDAN
FREE TRADE AGREEMENT**

Priority: Substantive, Nonsignificant

Legal Authority: 19 USC 2112 note; 19 USC 1202; 19 USC 66; 19 USC 1624;

CFR Citation: 19 CFR 10; 19 CFR 163;

Legal Deadline: None

Abstract: Amends title 19 of the Code of Federal Regulations (CFR) on an interim basis to implement the preferential tariff treatment and other customs-related provisions of the U.S.-Jordan Free Trade Agreement entered into by the United States and the Hashemite Kingdom of Jordan.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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

RIN: 1505-AB75

**2108. • UNITED STATES—MOROCCO
FREE TRADE AGREEMENT**

Priority: Substantive, Nonsignificant

Legal Authority: 19 USC 3805 note; 19 USC 1202 (General Note 27); 19 USC 66; 19 USC 1624; ...

CFR Citation: 19 CFR 10, subpart M; 19 CFR 162; 19 CFR 163; 19 CFR 178;

Legal Deadline: Final, Statutory, January 1, 2007, United States—Morocco Free Trade Agreement Implementation Act, PL 108-302 (08/17/2004).

Section 205 of the United States—Morocco Free Trade Agreement Implementation Act, Pub. L. 108-302, 118 Stat. 1103 (19 USC 3805 note), August 17, 2004, requires that initial regulations shall, to the maximum extent feasible, be issued within 1 year after the date of entry into force of the Agreement. The US-MFTA entered into force on 01/01/2006.

Abstract: Amendment to the Customs and Border Protection regulations on an interim basis to implement the preferential tariff treatment and other customs-related provisions of the United States - Morocco Free Trade Agreement entered into by the United States and the Kingdom of Morocco.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Robert Abels, Operations Officer, Textiles, Department of the Treasury, Office of International Trade, Customs and Border Protection, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1959

Seth Mazze, CBP Officer, Trade Agreements Branch, Department of the Treasury, Office of International Trade, Customs and Border Protection, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-2634

Mark Hanson, Auditor, Regulatory Audit Division, Department of the Treasury, Office of International Trade, Customs and Border Protection, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 863-6035

Daniel Cornette, Attorney, Valuation and Special Programs Branch, Department of the Treasury, Regulations and Rulings, Office of International Trade, 1300 Pennsylvania Avenue NW., Washington, DC 20229

TREAS—DO

Final Rule Stage

Phone: 202 572-8731

RIN: 1505-AB76

2109. • UNITED STATES—AUSTRALIA FREE TRADE AGREEMENT

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

Legal Authority: 19 USC 1202 (General Note 28 and 3(i), Harmonized Tariff Schedule of the United States); 19 USC 66; 19 USC 1624; 19 USC 3805 note;

CFR Citation: 19 CFR 10, Subpart L; 19 CFR 24; 19 CFR 162; 19 CFR 163; 19 CFR 178

Legal Deadline: Final, Statutory, January 1, 2006, United States-Australia Free Trade Agreement Implementation Act, PL 108-286 (08/03/2004).

Section 207 of the United States-Australia Free Trade Agreement Implementation Act, Pub. L. 108-286, 118 Stat. 919 (19 USC 3805 note), August 3, 2004, requires that initial regulations shall, to the maximum extent feasible, be issued within 1 year after the date of entry into force of the Agreement. The US-Australia Free Trade Agreement, which was signed on 05/18/2004, entered into force on 01/01/2005.

Abstract: This rule amends title 19 of the Code of Federal Regulations on an interim basis to implement the preferential tariff treatment and other customs-related provisions of the U.S.-Australia Free Trade Agreement entered into the United States and the Commonwealth of Australia.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Robert Abels, Operations Officer, Textiles, Department of the Treasury, Office of International Trade, Customs and Border Protection, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1959

Lori J Whitehurst, CBP Officer, Department of the Treasury, Office of International Trade, Customs and Border Protection, 1300 Pennsylvania Avenue NW., Washington, DC 20229

Phone: 202 344-2722

Mark Hanson, Auditor, Regulatory Audit Division, Department of the Treasury, Office of International Trade, Customs and Border Protection, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 863-6035

Karen Greene, Senior Attorney, Office of Regulations and Rulings, Department of the Treasury, Office of International Trade, Bureau of Customs and Border Protection, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8838

RIN: 1505-AB77

2110. • EXTENSION OF IMPORT RESTRICTIONS IMPOSED ON ARCHAEOLOGICAL AND ETHNOLOGICAL MATERIAL FROM PERU

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

Legal Authority: 5 USC 301; 19 USC 66; 19 USC 1202 (General Note 3(i), Harmonized Tariff Schedule of the United States); 19 USC 1624; 19 USC 2612;

CFR Citation: 19 CFR 12.104g(a)

Legal Deadline: Final, Statutory, June 9, 2007, 19 USC 2606(e).

Abstract: This document amends Title 19 of the Code of Federal Regulations (19 CFR) to reflect the extension of the import restrictions on archaeological and ethnological materials from Peru that were imposed by Treasury Decision (T.D.) 97-50 and extended by T.D. 02-30. The Assistant Secretary for Educational and Cultural Affairs, United States Department of State, has determined that conditions continue to warrant the imposition of import restrictions. Accordingly, the restrictions will remain in effect for an additional 5 years, and Title 19 of the CFR is being amended to reflect this extension until June 9, 2012. These restrictions are being extended pursuant to determinations of the United States Department of State made under the terms of the Convention on Cultural Property Implementation Act in accordance with the United Nations Educational, Scientific and Cultural Organization (UNESCO) Convention on the Means of Prohibiting and Preventing the Illicit Import, Export

and Transfer of Ownership of Cultural Property. T.D. 97-50 contains the Designated List of archaeological and ethnological materials from Peru.

Timetable:

Action	Date	FR Cite
Final Action	06/00/07	

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: 202 572-8709

Michael Craig, Chief, Other Government Agency Branch, Department of the Treasury, Commercial Targeting and Enforcement, Office of International Trade, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1684

RIN: 1505-AB79

2111. • EXTENSION OF IMPORT RESTRICTIONS IMPOSED ON PRE-CLASSICAL AND CLASSICAL ARCHAEOLOGICAL MATERIAL AND BYZANTINE ECCLESIASTICAL AND RITUAL ETHNOLOGICAL MATERIAL FROM CYPRUS

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

Legal Authority: 5 USC 301; 19 USC 66; 19 USC 1202 (General Note 3(i), Harmonized Tariff Schedule of the United States); 19 USC 1624; 19 USC 2612;

CFR Citation: 19 CFR 12.104g(a)

Legal Deadline: Final, Statutory, July 16, 2007, 19 USC 2602(e).

Abstract: This document amends Title 19 of the Code of Federal Regulations (19 CFR) to reflect the extension of the import restrictions on archaeological and ethnological materials from Cyprus that were imposed by Treasury Decision (T.D.) 02-37 and CBP Dec. 06-22. The Assistant Secretary for Educational and Cultural Affairs, United States Department of State, has determined that conditions continue to warrant the imposition of import restrictions. Accordingly, the

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restrictions will remain in effect for an additional 5 years, and Title 19 of the CFR is being amended to reflect this extension until July 16, 2012. These restrictions are being extended pursuant to determinations of the United States Department of State made under the terms of the Convention on Cultural Property Implementation Act in accordance with the United Nations Educational, Scientific and Cultural Organization (UNESCO) Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural

Property. A Designated List of archaeological and ethnological materials from Cyprus is contained within the document.

Timetable:

Action	Date	FR Cite
Final Action	07/00/07	

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: 202 572-8709

Michael Craig, Chief, Other Government Agency Branch, Department of the Treasury, Commercial Targeting and Enforcement, Office of International Trade, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1684

RIN: 1505-AB80
**Department of the Treasury (TREAS)
Departmental Offices (DO)**

Long-Term Actions

2112. 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
2113. FINANCIAL SUBSIDIARIES
Priority: Substantive, Nonsignificant**CFR Citation:** Not Yet Determined**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
2114. 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
Phone: 202 622-2983
Fax: 202 622-1974
Email: martha.ellett@do.treas.gov**RIN:** 1505-AA84
2115. TERRORISM RISK INSURANCE PROGRAM; RECOUPMENTS OF FEDERAL SHARE OF COMPENSATION FOR INSURED LOSSES
Priority: Other Significant**CFR Citation:** 31 CFR 50**Timetable:**

Action	Date	FR Cite
NPRM	To Be Determined	

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

RIN: 1505-AB10
2116. 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
2117. 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	

TREAS—DO

Long-Term Actions

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None**Agency Contact:** Deborah Thompson
Phone: 317 614-4511**RIN:** 1505-AB12**2118. 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**2119. 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)

Completed Actions

Departmental Offices (DO)

2120. UNITED STATES—CHILE FREE TRADE AGREEMENT**Priority:** Substantive, Nonsignificant**CFR Citation:** 19 CFR 10; 19 CFR 12; 19 CFR 24; 19 CFR 163;**Completed:**

Reason	Date	FR Cite
Final Action	12/20/06	71 FR 76127
Final Action Effective	01/19/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None**Agency Contact:** Robert Abels
Phone: 202 344-1959**RIN:** 1505-AB47**2121. CONDITIONAL RELEASE PERIOD AND CUSTOMS BOND OBLIGATIONS FOR FOOD, DRUGS, DEVICES, AND COSMETICS****Priority:** Substantive, Nonsignificant**CFR Citation:** 19 CFR 141; 19 CFR 151**Completed:**

Reason	Date	FR Cite
Final Action	01/31/07	72 FR 4423
Final Action Effective	05/01/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None**Agency Contact:** Jeremy Baskin
Phone: 202 572-8753**RIN:** 1505-AB57**2122. FEES FOR CERTAIN SERVICES****Priority:** Substantive, Nonsignificant**CFR Citation:** 19 CFR 24**Completed:**

Reason	Date	FR Cite
Final Action	01/26/07	72 FR 3730
Final Action Effective	04/01/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None**Agency Contact:** Jerry Petty
Phone: 202 344-1317**RIN:** 1505-AB62**2123. • EXTENSION OF IMPORT RESTRICTIONS IMPOSED ON ARCHAEOLOGICAL AND ETHNOLOGICAL MATERIAL FROM BOLIVIA****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 2612**CFR Citation:** 19 CFR 12.104g(a)**Legal Deadline:** Final, Statutory, December 4, 2006, 19 USC 2602(e).**Abstract:** This document amends title 19 of the Code of Federal Regulations (19 CFR) to reflect the extension of the import restrictions on certain archaeological and ethnological material from Bolivia that were imposed by Treasury Decision (T.D.)

01-86. The Assistant Secretary for Educational and Cultural Affairs, United States Department of State, has determined that conditions continue to warrant the imposition of import restrictions. Accordingly, the restrictions will remain in effect for an additional 5 years, and title 19 of the CFR is being amended to reflect this extension until December 4, 2011. These restrictions are being extended pursuant to determinations of the United States Department of State made under the terms of the Convention on Cultural Property Implementation Act in accordance with the United Nations Educational, Scientific and Cultural Organization (UNESCO) Convention on the Means of Prohibiting and Preventing the Illicit Import, Export and Transfer of Ownership of Cultural Property. T.D. 01-86 contains the Designated List of archaeological and ethnological material from Bolivia.

Timetable:

Action	Date	FR Cite
Final Action	12/01/06	71 FR 69477
Final Action Effective	12/04/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: 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: 202 572-8709

TREAS—DO

Completed Actions

Michael Craig, Chief, Other Government Agency Branch, Department of the Treasury, Commercial Targeting and

Enforcement, Office of International Trade, 1300 Pennsylvania Avenue NW., Washington, DC 20229

Phone: 202 344-1684

RIN: 1505-AB74

BILLING CODE 4810-02-S

Department of the Treasury (TREAS)

Prerule Stage

Financial Crimes Enforcement Network (FINCEN)

2124. 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	06/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Russell Stephenson, Senior Compliance Specialist, Department of the Treasury, Financial Crimes Enforcement Network, Suite 4600E, 1099 14th Street NW., Washington, DC 20005

Phone: 202 354-6012

Fax: 202 354-6411

Email: russell.stephenson@fincen.gov

RIN: 1506-AA39

2125. 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	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, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street NW., Suite 4600, Washington, DC 20005

Phone: 202 654-6400

RIN: 1506-AA85

Department of the Treasury (TREAS)

Proposed Rule Stage

Financial Crimes Enforcement Network (FINCEN)

2126. 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, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street NW., Suite 4600, Washington, DC 20005

Phone: 202 654-6400

RIN: 1506-AA38

TREAS—FINCEN

Proposed Rule Stage

2127. 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, Senior Compliance Specialist, Department of the Treasury, Financial Crimes Enforcement Network, Suite 4600E, 1099 14th Street NW., Washington, DC 20005
Phone: 202 354–6012
Fax: 202 354–6411
Email: russell.stephenson@fincen.gov

RIN: 1506–AA40**2128. 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 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	04/10/03	
Period End		
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None**URL For Public Comments:**

regcomments@fincen.gov

Agency Contact: Russell Stephenson, Senior Compliance Specialist, Department of the Treasury, Financial Crimes Enforcement Network, Suite 4600E, 1099 14th Street NW., Washington, DC 20005
Phone: 202 354–6012
Fax: 202 354–6411
Email: russell.stephenson@fincen.gov

RIN: 1506–AA41**2129. 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, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street NW., Suite 4600, Washington, DC 20005
Phone: 202 654–6400

Related RIN: Split from 1506–AA28**RIN:** 1506–AA73**2130. 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	04/10/03	
Period End		
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**2131. 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 cashiers as reportable transactions in currency.

TREAS—FINCEN

Proposed Rule Stage

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, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street NW., Suite 4600, Washington, DC 20005

Phone: 202 654-6400

RIN: 1506-AA84**2132. • AMENDMENT TO THE BANK SECRECY ACT REGULATIONS— REQUIREMENT THAT CHECK CASHERS REPORT SUSPICIOUS TRANSACTIONS**

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

Legal Authority: 31 USC PL 5311-5314**CFR Citation:** 31 CFR 103.20(a)(1)**Legal Deadline:** None

Abstract: We are proposing to amend the Bank Secrecy Act regulations to require check cashers to report suspicious transactions to the Department of the Treasury. The proposed amendment constitutes a step further in the enhancement of a comprehensive system for the reporting of suspicious transactions by major categories of financial institutions operating in the United States, as part

of the anti-money laundering program of the Department of the Treasury.

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, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street NW., Suite 4600, Washington, DC 20005

Phone: 202 654-6400

RIN: 1506-AA87

Department of the Treasury (TREAS)

Final Rule Stage

Financial Crimes Enforcement Network (FINCEN)

2133. 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**2134. 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	

Action	Date	FR Cite
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**2135. 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

TREAS—FINCEN

Final Rule Stage

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

2136. 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	
Second NPRM Final Rule	05/09/03	68 FR 25163 68 FR 25090
Second 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, Department of the

Treasury, Financial Crimes Enforcement Network, 1099 14th Street NW., Suite 4600, Washington, DC 20005

Phone: 202 654-6400

RIN: 1506-AA31

2137. 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 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, PO Box 39, Vienna, VA 22183
Phone: 703 905-3590
Fax: 703 905-3735

RIN: 1506-AA37

2138. 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

2139. 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

TREAS—FINCEN

Final Rule Stage

2140. 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
Fax: 703 905-3758

RIN: 1506-AA65

2141. 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	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-AA67

2142. 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, PO Box 39, Vienna, VA 22183
Phone: 703 905-3590
Fax: 703 905-3735

Related RIN: Split from 1506-AA28

RIN: 1506-AA68

2143. 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

2144. 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	

TREAS—FINCEN

Final Rule Stage

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
2145. 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
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, PO Box 39, Vienna, VA 22183
Phone: 703 905-3590
Fax: 703 905-3735

Related RIN: Split from 1506-AA28**RIN:** 1506-AA72
2146. 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, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street NW., Suite 4600, Washington, DC 20005
Phone: 202 654-6400

Related RIN: Split from 1506-AA28**RIN:** 1506-AA74
2147. 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, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street

NW., Suite 4600, Washington, DC 20005

Phone: 202 654-6400

Related RIN: Split from 1506-AA28**RIN:** 1506-AA75
2148. 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, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street NW., Suite 4600, Washington, DC 20005

Phone: 202 654-6400

Related RIN: Split from 1506-AA28**RIN:** 1506-AA76
2149. 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.

TREAS—FINCEN

Final Rule Stage

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, PO 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
**2150. AMENDMENTS TO THE BANK
SECURITY ACT REGULATIONS—
ANTI-MONEY LAUNDERING
PROGRAMS FOR DEALERS IN
PRECIOUS METALS, STONES, OR
JEWELS**
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 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, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street NW., Suite 4600, Washington, DC 20005
Phone: 202 654-6400

Related RIN: Split from 1506-AA28**RIN:** 1506-AA78
**2151. AMENDMENTS TO THE BANK
SECURITY 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, Department of the Treasury, Financial Crimes Enforcement Network, 1099 14th Street NW., Suite 4600, Washington, DC 20005
Phone: 202 654-6400

Related RIN: Split from 1506-AA28**RIN:** 1506-AA79
**2152. AMENDMENT TO THE BANK
SECURITY 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
**2153. 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
**2154. 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

Department of the Treasury (TREAS)
Financial Crimes Enforcement Network (FINCEN)
Completed Actions
**2155. IMPOSITION OF SPECIAL
 MEASURES AGAINST THE
 COMMERCIAL BANK OF SYRIA AS A
 FINANCIAL INSTITUTION OF PRIMARY
 MONEY LAUNDERING CONCERN**
Priority: Substantive, Nonsignificant

CFR Citation: 31 CFR 103.188
Completed:

Reason	Date	FR Cite
Final Action	03/15/06	71 FR 13260

Regulatory Flexibility Analysis
Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Koko (Nettie) Ives

Phone: 202 354-6014

Email: koko.ives@fincen.gov

RIN: 1506-AA64

BILLING CODE 4810-33-S

Department of the Treasury (TREAS)
Financial Management Service (FMS)
Proposed Rule Stage
**2156. 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	12/00/07	

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

**2157. FEDERAL GOVERNMENT
 PARTICIPATION IN THE 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 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 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 210.5 requires 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. FMS anticipates publishing the proposed rule with a 60-day comment period.

Timetable:

Action	Date	FR Cite
NPRM	04/00/07	

TREAS—FMS

Proposed Rule Stage

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

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

URL For Public Comments:

www.regulations.gov

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

Related RIN: Related to 1510-AB13

RIN: 1510-AB00

2158. 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.

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

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

2159. • 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 the Treasury, Financial Management Service (FMS), plans to publish a notice of proposed rulemaking to amend 31 CFR 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 requires 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 208. In addition, the proposed rule would prohibit an agency from making a check payment to another agency, and would instead require that all agency-to-agency payments be made through the Intra-Governmental Payment and Collection System. FMS anticipates publishing the proposed rule with a 60-day comment period. (This amendment was previously included in RIN 1510-AB00.)

Timetable:

Action	Date	FR Cite
NPRM	09/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

URL For Public Comments:

www.regulations.gov

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

Related RIN: Split from 1510-AB00

RIN: 1510-AB13

**Department of the Treasury (TREAS)
Financial Management Service (FMS)**

Final Rule Stage

2160. 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, the amounts collected should be applied to that charge first. Remaining amounts are then applied to penalties, any other administrative charges, interest, and principal.

Timetable:

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

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

TREAS—FMS

Final Rule Stage

Email: tom.dungan@fms.treas.gov
RIN: 1510-AA91

2161. 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: Title 31 CFR part 203 governs the processing of Federal Tax collections by financial institutions and the operation of the Treasury Tax and Loan program. 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	05/00/07	

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

2162. 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 financial institutions as 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 Federal Reserve Banks as fiscal agents of the United States and to clarify definitions and obligations.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/00/07	

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

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 Fax: 202 874-6575
 Email: mary.bailey@fms.treas.gov

Related RIN: Related to 1510-AB11

RIN: 1510-AB10

2163. 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
 Phone: 202 874-7150
 Email: thompson.sawyer@fms.treas.gov

Related RIN: Related to 1510-AB10

RIN: 1510-AB11

**Department of the Treasury (TREAS)
 Financial Management Service (FMS)**

Completed Actions

2164. ADMINISTRATIVE OFFSET UNDER RECIPROCAL AGREEMENTS WITH STATES

Priority: Substantive, Nonsignificant

CFR Citation: 31 CFR 285.6

Completed:

Reason	Date	FR Cite
Interim Final Rule	01/11/07	72 FR 1283

Reason

Date	FR Cite
Interim Final Rule	03/12/07
Comment Period End	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal, Local, State, Tribal

Agency Contact: Thomas Dungan
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RIN: 1510-AB09

BILLING CODE 4810-31-S

Department of the Treasury (TREAS)
Alcohol and Tobacco Tax and Trade Bureau (TTB)

Prerule Stage

ALCOHOL

2165. 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	04/00/07	

**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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Fax: 202 927-8525
Email: ramona.hupp@ttb.gov

Related RIN: Related to 1513-AA12

RIN: 1513-AB05

Department of the Treasury (TREAS)
Alcohol and Tobacco Tax and Trade Bureau (TTB)

Proposed Rule Stage

ALCOHOL

2166. DENATURED SPIRITS,
ARTICLES, AND NONBEVERAGE
PRODUCTS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

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	12/00/07	

**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
Phone: 202 927-9210
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Email: steven.simon@ttb.gov

RIN: 1513-AB03

2167. 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	07/00/07	

**Regulatory Flexibility Analysis
Required:** Undetermined

Government Levels Affected: None

Agency Contact: Lisa M. Gesser, TTB
Program Coordinator, Department of the
Treasury, Alcohol and Tobacco Tax and
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RIN: 1513-AB07

2168. 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, tax
payment, recordkeeping, reporting, and
segregation of products made by
separate brewers.

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	

**Regulatory Flexibility Analysis
Required:** No

Small Entities Affected: Businesses

Government Levels Affected: None

TREAS—TTB

Proposed Rule Stage

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

2169. 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	12/00/07	

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

2170. 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	05/00/07	

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
Phone: 415 271-1254
Fax: 707-778-6349
Email: nancy.sutton@ttb.gov

RIN: 1513-AB31

2171. PROPOSED AMENDMENT TO THE STANDARDS OF IDENTITY FOR DISTILLED SPIRITS

Priority: Substantive, Nonsignificant

Legal Authority: 27 USC 205(e)

CFR Citation: 27 CFR 5.22

Legal Deadline: None

Abstract: TTB has received a petition to establish 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	12/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Daniel J. Hiland, Program Manager, Department of the

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RIN: 1513-AB33

2172. 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	04/00/07	

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

2173. • PROPOSED ESTABLISHMENT OF THE UPPER MISSISSIPPI RIVER VALLEY VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 U.S.C. 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: TTB proposes to establish the 29,914-square mile "Upper Mississippi River Valley" viticultural area in portions of southeast Minnesota, southwest Wisconsin, northwest Illinois, and northeast Iowa. The Upper Mississippi River Wildlife and Fish Refuge Act of 1924 provides an historical perspective in support of the Upper Mississippi River Valley viticultural area. The boundary closely

TREAS—TTB

Proposed Rule Stage

follows Major Land Resource Area 105, managed by the Natural Resources Conservation Service, under the U.S. Department of Agriculture.

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	

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-AB40

2174. ● PROPOSED ESTABLISHMENT OF THE PINE MOUNTAIN-MAYACMAS VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 U.S.C. 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: The 4,600-acre "Pine Mountain-Mayacmas" proposed viticultural area lies approximately 90 miles north-northwest of San Francisco, California, off U.S. Route 101 in Sonoma and Mendocino Counties, on the western side of the Mayacmas range. Distinguishing features include mountainous soils, steep topography with high elevations, and a growing season climate that contrasts to the valley floor below. Also, the Pine Mountain vineyards, 5 to 20-acre small plots with flat or gently sloping terrains, nestle among the steep mountainous terrains.

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	

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-AB41

2175. ● PROPOSED ESTABLISHMENT OF THE LAKE CHELAN VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 U.S.C. 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: The 30,440-acre Lake Chelan proposed viticultural area lies east-northeast of Seattle, Washington, on the east side of the Cascade range in Chelan County. Distinguishing features include the alpine valley setting, lake-moderated climate, and soils rich in volcanic pumice.

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	

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-AB42

2176. ● PROPOSED EXPANSION OF THE FORT ROSS SEAVIEW VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 U.S.C. 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: The proposed expansion to the Fort Ross Seaview viticultural area would add an additional 15,726 acres along its northern-most boundary line. The Fort Ross Seaview viticultural area is located in western Sonoma County, California, just east of the Pacific coastline.

Timetable:

Action	Date	FR Cite
NPRM	07/00/07	

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-AB44

2177. ● PROPOSED ESTABLISHMENT OF THE HAW RIVER VALLEY VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 U.S.C. 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: The proposed 868-square mile Haw River Valley viticultural area lies in the north-central Piedmont area of North Carolina on both sides of the Haw River. Distinguishing features include its geology, soils, elevation, and climate. The Haw River watershed plays a significant role in the determination of the proposed boundary.

Timetable:

Action	Date	FR Cite
NPRM	07/00/07	

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-AB45

2178. ● PROPOSED ESTABLISHMENT OF THE INDIANA UPLANDS VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 U.S.C. 205

CFR Citation: 27 CFR 9

Legal Deadline: None

TREAS—TTB

Proposed Rule Stage

Abstract: The proposed 4,800-square mile Indiana Uplands viticultural area in south-central Indiana includes 150 acres of vineyards and nine wineries. It partially overlaps with the Ohio River Valley viticultural area (27 CFR 9.78). Distinguishing features of the proposed Indiana Uplands viticultural area include its non-glaciated plateau geology, thin residual soil and loess cover, variable topography, and a unique growing climate.

Timetable:

Action	Date	FR Cite
NPRM	07/00/07	

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

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RIN: 1513-AB46

2179. • PROPOSED EXPANSION OF THE PASO ROBLES VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 U.S.C. 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: The proposed southward expansion to the established Paso Robles viticultural area includes a region with similar distinguishing and viticultural features. Also, the current boundary line divides a large vineyard with acreage on both sides of the line.

The expansion included a portion of the historic Santa Margarita land grant omitted from the Paso Robles viticultural area.

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	

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-AB47

FIREARMS

2180. FIREARMS AND AMMUNITION EXCISE TAXES, CONSIGNMENT SALES OF IMPORTED ARTICLES

Priority: Other Significant

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	09/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For Public Comments:

nprm@ttb.gov

Agency Contact: Karl O. Joedicke, Project Coordinator, 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-AB12

2181. 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 41

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	09/00/07	

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

2182. PROPOSED REVISIONS TO THE DISTILLED SPIRITS PLANT REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 27 CFR 19

Legal Deadline: None

Abstract: TTB is proposing to amend the distilled spirits plant regulations in 27 CFR part 19. Many of these proposed revisions are the result of a petition submitted by the Distilled Spirits Council of the United States

TREAS—TTB

Proposed Rule Stage

(DISCUS). Other proposed revisions are a result of TTB's own comprehensive review of the regulations in 27 CFR part 19. TTB believes that the amendments proposed in this notice will benefit the distilled spirits industry by modernizing many of the requirements for operating distilled spirits plants and thereby allow proprietors to operate in a more efficient manner.

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC52

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-AA23

2183. 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	01/00/08	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC79

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-AA42

2184. 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	04/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC93

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RIN: 1513-AA51

2185. 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	09/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 1513-AB28

2186. 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.

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Timetable:

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

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None

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RIN: 1513-AB35**2187. 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.

Timetable:

Action	Date	FR Cite
NPRM	04/00/07	

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

2188. 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	11/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None

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RIN: 1513-AB00**2189. MAJOR FOOD ALLERGEN LABELING FOR WINES, DISTILLED SPIRITS, AND MALT BEVERAGES****Priority:** Other Significant**Legal Authority:** 27 USC 205(e)**CFR Citation:** 27 CFR 4.32; 27 CFR 5.32; 27 CFR 7.22**Legal Deadline:** None

Abstract: Pursuant to the House Committee Report accompanying the Food Allergen Labeling and Consumer Protection Act of 2004 (Pub. L. 108-282), TTB will consider how to appropriately apply allergen labeling to beverage alcohol products. We will consider how allergen labeling for these products will operate within our existing labeling regulations and with FDA regulations.

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	
Comment Period Extended	09/20/06	71 FR 54943

Timetable:

Action	Date	FR Cite
Comment Period End	12/26/06	
Final Rule	08/00/07	

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, Morgantown, MD 20660
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Related RIN: Related to 1513-AB07**RIN:** 1513-AB08**2190. 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

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amended section 5061 of the Internal Revenue Code of 1986.

Timetable:

Action	Date	FR Cite
Temporary Rule Effective Date	01/01/06	
Temporary Rule With NPRM	02/02/06	71 FR 5598
NPRM	02/02/06	71 FR 5629
NPRM Comment Period End	04/03/06	
Final Rule	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 1513-AB17

2191. 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	05/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB18

2192. 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 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	11/08/06	71 FR 65437
NPRM Comment Period End	01/08/07	
Final Rule	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB19

2193. 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	09/12/06	71 FR 53612
NPRM Comment Period End	11/13/06	
Final Rule	10/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB20

2194. 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	12/05/06	71 FR 70472
NPRM Comment Period End	02/05/07	
Final Rule	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB21

2195. 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 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	05/00/07	

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

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RIN: 1513-AB22

2196. 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	07/00/07	

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

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RIN: 1513-AB23

2197. 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	11/08/06	71 FR 65432

Action	Date	FR Cite
NPRM Comment Period End	01/08/07	
Final Rule	09/00/07	

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

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RIN: 1513-AB26

2198. 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	01/24/07	72 FR 3088
NPRM Comment Period End	03/26/07	
Comment Period Extended	04/24/07	
Final Rule	03/00/08	

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

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RIN: 1513-AB27

FIREARMS

2199. FIREARMS EXCISE TAX; EXEMPTION FOR SMALL MANUFACTURERS, PRODUCERS, AND IMPORTERS

Priority: Substantive, Nonsignificant

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	09/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB25

TOBACCO PRODUCTS

2200. 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

Legal Authority: 26 USC 5703 to 5705; 26 USC 5723; 26 USC 5741; 26 USC 5751; 26 USC 5762 to 5763; 26 USC 6313; 26 USC 7212; 26 USC 7342; 26 USC 7606; 26 USC 7805; 44 USC 3504(h)

CFR Citation: 27 CFR 45.31

Legal Deadline: None

Abstract: The Department of the Treasury and the Alcohol and Tobacco Tax and Trade Bureau propose to amend the regulations relating to the removal of tobacco products and cigarette papers and tubes, without payment of tax, for use by the United States in law enforcement activities. Specifically, we propose to allow manufacturers of tobacco products and cigarette papers and tubes to remove these articles without payment of tax for use by Federal agencies in their law enforcement activities, and to exempt packages of those removed products from the tax-exempt labeling

requirement. We take this action to timely meet the needs of Federal law enforcement operations, particularly investigations involving tobacco diversion and cigarette smuggling.

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

2201. 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

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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	10/25/06	71 FR 62506
Comment Period Extended	12/05/06	71 FR 70476
NPRM Comment Period End	12/26/06	
Comment Period End	03/26/07	
Final Rule	12/00/07	

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

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RIN: 1513-AB34

2202. 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	09/00/07	

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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Related RIN: Related to 1512-AB99**RIN:** 1513-AB37

2203. 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	09/00/07	

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

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Related RIN: Related to 1513-AA17, Related to 1512-AC24**RIN:** 1513-AB38

2204. 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	06/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Additional Information:** Transferred from RIN 1512-AB65

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 RIN: 1513-AA05

2205. IMPLEMENTATION OF PUBLIC LAW 105-33, SECTION 9302, REQUIRING THE QUALIFICATION OF TOBACCO PRODUCT IMPORTERS AND MISCELLANEOUS TECHNICAL AMENDMENTS

Priority: Substantive, Nonsignificant
Legal Authority: 26 USC 5712 to 5713
CFR Citation: 27 CFR 41
Legal Deadline: None

Abstract: These regulations will implement section 9302 provisions of Public Law 105-33, requiring permits for businesses engaged in importing tobacco products. Also, minor technical amendments have been included in this rule.

Timetable:

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	
Interim Final Rule Comment Period End	05/03/00	65 FR 17477
Final Rule	09/00/07	

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

2206. 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	01/00/08	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** Transferred from RIN 1512-AC65

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-AA32

2207. 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

Action	Date	FR Cite
NPRM Comment Period Reopened	05/09/03	68 FR 24903
Final Rule	08/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** Transferred from RIN 1512-AC87

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-AA46

2208. 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	04/00/07	

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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TREAS—TTB

Final Rule Stage

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 RIN: 1513-AA64

2209. 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	09/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AA92

2210. 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	07/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AA96

2211. 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. 208-357), 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

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RIN: 1513-AB04

2212. • IMPLEMENTATION OF PUBLIC LAW 103-465, SECTION 712, TIME FOR PAYMENT AND DEPOSITS OF CERTAIN EXCISE TAXES (NO. 277)

Priority: Other Significant

Legal Authority: 26 U.S.C. 5061(d)

CFR Citation: 27 CFR 19.522, 19.523; 27 CFR 24.271; 27 CFR 25.163, 25.164; 27 CFR 26.112; 27 CFR 26.164; 27 CFR 40.163-165; 27 CFR 40.355; 27 CFR 41.114; 27 CFR 53.11; 27 CFR 53.21-24; 27 CFR 53.142; 27 CFR 53.151, 53.152; 27 CFR 53.157, 53.158; 27 CFR 70.306

Legal Deadline: None

Abstract: TTB is finalizing a temporary rule which implements the Uruguay Round Agreement Act Public Law 103-465, Section 712, Time for Payment and Deposits of Certain Excise Taxes.

Timetable:

Action	Date	FR Cite
Final Rule	08/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB43

Department of the Treasury (TREAS)
Alcohol and Tobacco Tax and Trade Bureau (TTB)

Long-Term Actions

ALCOHOL

2213. PROHIBITION OF ALCOHOL BEVERAGE CONTAINERS AND STANDARD OF FILL FOR DISTILLED SPIRITS AND WINE

Priority: Substantive, Nonsignificant
CFR Citation: 27 CFR 4 to 5; 27 CFR 7

Timetable:

Action	Date	FR Cite
NPRM	02/09/99	64 FR 6486
NPRM Comment Period End	04/12/99	
Revised NPRM—Aggregate Packaging	04/00/08	
Revised NPRM—Deceptive Packaging	04/00/08	

**Regulatory Flexibility Analysis
 Required:** No

Government Levels Affected: None

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RIN: 1513-AA07

2214. 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.

CFR Citation: 27 CFR 4

Timetable:

Action	Date	FR Cite
ANPRM	04/00/08	

**Regulatory Flexibility Analysis
 Required:** No

Government Levels Affected: None

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RIN: 1513-AB24

Administrative/Procedures

2215. AVAILABILITY OF INFORMATION

Priority: Info./Admin./Other
CFR Citation: 27 CFR 70

Timetable:

Action	Date	FR Cite
NPRM	12/00/08	

**Regulatory Flexibility Analysis
 Required:** No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AA98

2216. EXPORTATION OF LIQUORS

Priority: Substantive, Nonsignificant
CFR Citation: 27 CFR 28

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	
Second ANPRM	08/09/96	61 FR 41500

Action **Date** **FR Cite**

Second ANPRM Comment Period End	12/10/96	
NPRM	06/00/08	

**Regulatory Flexibility Analysis
 Required:** No

Government Levels Affected: None

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RIN: 1513-AA00

2217. 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

2218. 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

2219. LABELING AND ADVERTISING OF MALT BEVERAGES

Priority: Substantive, Nonsignificant
CFR Citation: 27 CFR 7

Timetable:

Action	Date	FR Cite
NPRM	06/00/08	

**Regulatory Flexibility Analysis
 Required:** No

Small Entities Affected: Businesses

Government Levels Affected: None

TREAS—TTB

Long-Term Actions

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Department of the Treasury (TREAS)

Completed Actions

Alcohol and Tobacco Tax and Trade Bureau (TTB)

2220. PETITION TO ESTABLISH THE OUTER COASTAL PLAIN AMERICAN VITICULTURAL AREA

Priority: Routine and Frequent

CFR Citation: 27 CFR 9

Completed:

Reason	Date	FR Cite
Final Rule	02/09/07	72 FR 6165
Final Rule Effective	03/12/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB13

2221. TECHNICAL AMENDMENT TO REGULATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 27 CFR 9

Completed:

Reason	Date	FR Cite
Final Rule	11/15/06	71 FR 66454
Final Rule Effective	11/15/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AB32

2222. PETITION TO ESTABLISH CHEHALEM MOUNTAINS AS A NEW AMERICAN VITICULTURAL AREA

Priority: Routine and Frequent

CFR Citation: 27 CFR 9

Completed:

Reason	Date	FR Cite
Final Rule	11/27/06	71 FR 68458
Final Rule Effective	12/27/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AA57

2223. PETITION TO ESTABLISH THE SHAWNEE HILLS VITICULTURAL AREA

Priority: Routine and Frequent

CFR Citation: 27 CFR 9

Completed:

Reason	Date	FR Cite
Final Rule	11/27/06	71 FR 68463
Final Rule Effective	12/27/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AA70

2224. PROPOSED ESTABLISHMENT OF TRACY HILLS VITICULTURAL AREA

Priority: Routine and Frequent

CFR Citation: 27 CFR 9

Completed:

Reason	Date	FR Cite
Final Rule	11/08/06	71 FR 65409
Final Rule Effective	12/08/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1513-AA89

BILLING CODE 4810-33-S

Department of the Treasury (TREAS)

Proposed Rule Stage

Comptroller of the Currency (OCC)

2225. 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

TREAS—OCC

Proposed Rule Stage

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 current 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; 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; amend part 34 to provide additional flexibility in selecting indices for use with adjustable rate mortgages; update and make technical corrections to part 37; 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 and amend parts 5, 7, 19 and 24 to reflect by the Financial Services Regulatory Relief Act of 2006 (Pub. L. 109-351, 10/13/2006).

Timetable:

Action	Date	FR Cite
NPRM	05/00/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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RIN: 1557-AC79

2226. INTERAGENCY PROPOSAL FOR MODEL PRIVACY FORM UNDER THE GRAMM-LEACH-BLILEY ACT

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 6801 et seq

CFR Citation: 12 CFR 40

Legal Deadline: NPRM, Statutory, April 11, 2007, Interagency NPRM must be issued by 4/11/2007.

Section 728 of the Financial Services Regulatory Relief Act of 2006 (Pub. L. 109-351, Oct. 13, 2006) requires that a model privacy form be issued in proposed form for comment no later than April 11, 2007.

Abstract: Pursuant to section 728 of the Financial Services Regulatory Relief Act, the OCC, the Board of Governors of the Federal Reserve System, the Federal Deposit Insurance Corporation, the Office of Thrift Supervision, the National Credit Union Administration, the Federal Trade Commission, the Commodities Futures Trading Commission, and the Securities and Exchange Commission jointly are proposing to amend their rules that implement sections 502 and 503 of the Gramm-Leach-Bliley Act to allow financial institutions to provide a safe harbor model privacy form. This proposal also would remove the sample clauses contained in these rules as of two years after the publication date of a final rule.

Timetable:

Action	Date	FR Cite
ANPRM	12/30/03	68 FR 75164
ANPRM Comment Period End	03/29/04	
NPRM	03/29/07	72 FR 14940
NPRM Comment Period End	05/29/07	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Heidi M. Thomas, Special Counsel, Department of the Treasury, Comptroller of the Currency, Legislative and Regulatory Activities Division, 250 E Street SW., Washington, DC 20219
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RIN: 1557-AC80

2227. 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 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	10/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1557-AC89

2228. • LENDING LIMITS PILOT PROGRAM

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

Legal Authority: 12 USC 1 et seq.; 12 USC 84; 12 USC 93a

CFR Citation: 12 CFR 32

Legal Deadline: None

TREAS—OCC

Proposed Rule Stage

Abstract: The OCC is reevaluating its lending limits pilot program, which authorizes special national bank lending limits for one to four family residential real estate loans, small business loans, and small farm loans. The program will expire on September 11, 2007, unless extended or made permanent.

Timetable:

Action	Date	FR Cite
NPRM	09/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Mitchell Plave, Counsel, Department of the Treasury,

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Related RIN: Related to 1557-AB82, Related to 1557-AC83**RIN:** 1557-AD03
**Department of the Treasury (TREAS)
Comptroller of the Currency (OCC)**

Final Rule Stage

**2229. IDENTITY THEFT DETECTION,
PREVENTION, AND MITIGATION
PROGRAM FOR FINANCIAL
INSTITUTIONS AND CREDITORS**
Priority: Substantive, Nonsignificant**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 final rule establishing guidelines and regulations to implement sections 114 and 315 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, 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 the consumer reporting agency.

Timetable:

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

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

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RIN: 1557-AC87
**2230. FAIR CREDIT REPORTING:
AFFILIATE MARKETING
REGULATIONS**
Priority: Other Significant

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	08/00/07	

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

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RIN: 1557-AC88
**2231. IMPLEMENTATION OF A
REVISED BASEL CAPITAL ACCORD
(BASEL II)**
Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Legal Authority: 12 USC 93a; 12 USC 3907; 12 USC 3909

CFR Citation: 12 CFR 3**Legal Deadline:** None

Abstract: As part of OCC's ongoing efforts to develop and refine capital standards to ensure the safety and soundness of the national banking system and to implement statutory requirements, OCC is amending various provisions of the capital rules for national banks. This change involves the implementation of the new

TREAS—OCC

Final Rule Stage

framework for the Basel Capital Accord (Basel II). OCC is conducting this rulemaking jointly with the other Federal Banking Agencies. In addition, the Federal Banking Agencies also have published for comment additional proposed Basel II Guidance. See 72 FR 9084 (February 28, 2007).

Timetable:

Action	Date	FR Cite
ANPRM	08/04/03	68 FR 45900
NPRM	09/25/06	71 FR 55830
NPRM Comment Period End	01/23/07	
NPRM Comment Period Extended From 01/23/2007 to 03/26/2007	12/26/06	71 FR 77518
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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Related RIN: Split from 1557-AB14

RIN: 1557-AC91

2232. RISK-BASED CAPITAL GUIDELINES; CAPITAL ADEQUACY GUIDELINES; CAPITAL MAINTENANCE; DOMESTIC CAPITAL MODIFICATIONS (BASEL IA)

Priority: Economically Significant. Major under 5 USC 801.

Legal Authority: 12 USC 93a; 12 USC 3907; 12 USC 3909

CFR Citation: 12 CFR 3

Legal Deadline: None

Abstract: As part of OCC's ongoing efforts to develop and refine the capital standards to enhance their risk sensitivity and ensure the safety and soundness of the national banking system, OCC is proposing to amend various provisions of the capital rules. This change involves amending the current risk-based capital rules for those banks that will not be subject to the new Basel Capital Accord (Basel II) capital framework. OCC is conducting

this rulemaking jointly with the other Federal banking agencies.

Timetable:

Action	Date	FR Cite
ANPRM	10/20/05	70 FR 61068
ANPRM Comment Period End	01/18/06	
NPRM	12/26/06	71 FR 77446
NPRM Comment Period End	03/26/07	
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1557-AC95

2233. RISK-BASED CAPITAL STANDARDS: MARKET RISK

Priority: Substantive, Nonsignificant

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	
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1557-AC99

2234. ● EXPANDED EXAMINATION CYCLE FOR CERTAIN SMALL INSURED DEPOSITORY INSTITUTIONS AND U.S. BRANCHES AND AGENCIES OF FOREIGN BANKS

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 93a; 5 USC 552; E.O. 12600; 5 USC 301; 12 USC 161; 12 USC 481 to 482; 12 USC 484(a); 12 USC 1442; 12 USC 1817(a)(3); 12 USC 1818(u) to 1818(v); 12 USC 1820(d)(6); 12 USC 1820(k); 12 USC 1821(c); 12 USC 1821(o); 12 USC 1821(t); 12 USC 1831m; 12 USC 1831p-1; 12 USC 1831o; 12 USC 1867; 12 USC 1951 et seq.; 12 USC 2601 et seq.; 12 USC 2801 et seq.; 12 USC 2901 et seq.; 12 USC 3101 et seq.; 12 USC 3401 et seq.; 15 USC 77uu(b); 15 USC 78q(c)(3); 18 USC 641; 18 USC 1905 to 1906; 29 USC 1204; 31 USC 9701; 42 USC 3601; 44 USC 3506; 44 USC 3510; 12 USC 1833e

CFR Citation: 12 CFR 4

Legal Deadline: None

Abstract: The OCC plans to use an interim final rule to amend 12 CFR part 4, the rule concerning the frequency of examination of national banks. The interim rule will implement section 605 of the Financial Services Regulatory Relief Act of 2006, Pub. L. No. 109-351, 120 Stat. 1966 (2006)(FSRRA), and conforming amendments made in H.R. 6345, Pub. L. No. 109-473, 120 Stat.

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3561 (2007). Section 605 of the FSRRRA increased the availability of the extended 18-month examination cycle to well-qualified banks, e.g. those that are well-managed and well-capitalized, with composite Uniform Financial Institutions Rating System (UFIRS) supervisory ratings of “outstanding” (UFIRS 1) and assets of \$500 million or less. Under the current version of Part 4, extended examination cycles are only available to well-qualified banks with assets of \$250 million or less. OCC would revise part 4 to raise that figure to \$500 million. The interim rule will

also implement the discretion granted the OCC in H.R. 6345 to permit well-qualified banks with \$500 million or less in total assets and composite ratings of “good” (UFIRS 1 or 2) to qualify for an 18-month examination cycle. The interim rule will define the term “well managed” to mean a bank with a UFIRS rating of 1 or 2 for management in the bank’s latest supervisory review.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/00/07	

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

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RIN: 1557-AD02
**Department of the Treasury (TREAS)
Comptroller of the Currency (OCC)**

Long-Term Actions

**2235. 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**Government Levels Affected:** None

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RIN: 1557-AB93
**2236. • MANAGEMENT OFFICIAL
INTERLOCKS**
Priority: Substantive, Nonsignificant**Legal Authority:** 12 USC 93a; 12 USC 3201 to 3208**CFR Citation:** 12 CFR 26**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 are amending their rules regarding management interlocks to implement section 610 of the Financial Services Regulatory Relief Act of 2006 and to correct an inaccurate cross-reference in their existing regulations.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/11/07	72 FR 1274

Action	Date	FR Cite
Interim Final Rule Effective	01/11/07	
Interim Final Rule Comment Period End	02/12/07	
Final Action	To Be	Determined

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

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RIN: 1557-AD01
**Department of the Treasury (TREAS)
Comptroller of the Currency (OCC)**

Completed Actions

**2237. • COMMUNITY REINVESTMENT
ACT REGULATIONS**
Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 21 to 22; 12 USC 26 to 27; 12 USC 30; 12 USC 36; 12 USC 93a; 12 USC 161; 12 USC 215; 12 USC 215a; 12 USC 481; 12 USC 1814; 12 USC 1816; 12 USC 1828(c); 12 USC 1835a; 12 USC 2901 to 2907; 12 USC 3101 to 3111

CFR Citation: 12 CFR 25**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 issued a joint final rule to reinsert a provision that was removed in August 2005. The agencies also

amended their CRA regulations to increase the asset-size threshold to be used to define “small bank” and “intermediate small bank.”

Timetable:

Action	Date	FR Cite
Final Action	12/29/06	71 FR 78335
Final Action Effective	01/01/07	

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

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TREAS—OCC

Completed Actions

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RIN: 1557-AD00
BILLING CODE 4830-01-S

Department of the Treasury (TREAS)
Internal Revenue Service (IRS)

Prerule Stage

2238. • IMPOSITION OF WITHHOLDING ON CERTAIN PAYMENTS MADE BY GOVERNMENT ENTITIES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 3402(t); 26 USC 7805

CFR Citation: 26 CFR 24.3402(t)

Legal Deadline: None

Abstract: Section 3402(t) was enacted by the Tax Increase Prevention & reconciliation Act of 2005 to require certain governmental entities to

withhold on certain payments for ervice property.

Timetable:

Action	Date	FR Cite
ANPRM	07/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal, Local, State

Federalism: Undetermined

Additional Information: REG-58747-06

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RIN: 1545-BG45

Department of the Treasury (TREAS)
Internal Revenue Service (IRS)

Proposed Rule Stage

2239. 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; failure to meet those deadlines may result in the imposition of penalties.

Timetable:

Action	Date	FR Cite
NPRM	06/23/88	53 FR 23659
Second NPRM	04/00/07	
Final Action	04/00/07	

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

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RIN: 1545-AC09

2240. CLARIFICATION OF TREATMENT OF SEPARATE LIMITATION LOSSES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Section 1203 of the Tax Reform Act of 1986 amends section

904(f) by adding paragraph (f)(5) at the end thereof, which requires that foreign source losses with respect to any income category first offset a taxpayer's other foreign source income before such losses offset the taxpayer's U.S. source income. The regulation will provide rules for the allocation of foreign source losses.

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-209044-89 (INTL-338-89)

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RIN: 1545-AM11

TREAS—IRS

Proposed Rule Stage

2241. 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	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-209006-89 (INTL-089-89)

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RIN: 1545-AM97**2242. FOREIGN INSURANCE COMPANY—DOMESTIC ELECTION****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 953**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** This regulation will provide substantive and procedural rules

regarding the election under section 953(d) to treat certain controlled foreign corporations engaged in the insurance business as domestic corporations.

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-208980-89 (INTL-765-89)

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RIN: 1545-AO25**2243. 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	
Hearing	07/14/98	
Second NPRM	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-208299-90 (INTL-70-90)

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Treasury attorney: Jesse Eggert (202) 622-1540

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RIN: 1545-AP01**2244. 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	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Local, State**Federalism:** Undetermined**Additional Information:** REG-209558-92

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TREAS—IRS

Proposed Rule Stage

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2245. 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	12/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-209604-93 (INTL-001-93)

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RIN: 1545-AR20**2246. 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	12/00/07	

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

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RIN: 1545-AU91**2247. 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	05/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-100841-97

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RIN: 1545-AU97**2248. SUBSTANTIATING TRAVEL EXPENSE DEDUCTIONS FOR MEMBERS OF CONGRESS****Priority:** Substantive, Nonsignificant**Unfunded Mandates:** Undetermined**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1; 26 CFR 5**Legal Deadline:** None

Abstract: This regulation provides rules for the substantiation of Congress members' travel expenses. The current regulations are out of date because the authorizing legislation was subsequently repealed.

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-105513-97

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RIN: 1545-AV55

TREAS—IRS

Proposed Rule Stage

2249. 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

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Email: kathleen.a.sleeth@irs.counsel.treas.gov**RIN:** 1545-AW97**2250. 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	12/00/07	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Additional Information:** REG-115557-98

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Phone: 202 622-3880**RIN:** 1545-AX02**2251. 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	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-103823-99

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Phone: 202 622-3110**RIN:** 1545-AX12**2252. 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

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Agency Contact: Deborah C. Lambert-Dean, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4570**RIN:** 1545-AX40**2253. 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	06/00/07	

TREAS—IRS

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Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-111833-99Drafting attorney: Tami C. Belouin
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(202) 622-7950 and Henry S.
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Phone: 202 622-3847**RIN:** 1545-AX46**2254. MODIFICATION TO SECTION
367(A) STOCK TRANSFER
REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 367; 26 USC
7805**CFR Citation:** 26 CFR 1; 26 CFR 602**Legal Deadline:** None**Abstract:** This regulation will modify
section 367(a), stock transfer
regulations, to address the use of the
check-the-box regulations and the use
of convertible stock.**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-116053-99Drafting attorney: Daniel M. McCall
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CC: INTL

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Phone: 202 622-3860**RIN:** 1545-AX77**2255. DEFINITION OF PASSIVE
FOREIGN INVESTMENT COMPANY
UNDER SECTION 1297****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC
1297**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** This regulation defines a
passive foreign investment company
(PFIC) under section 1297(a) and the
terms "passive income" and "passive
asset" under section 1297(b). The
regulation will also set forth the
exceptions to the terms "passive
income" and "passive asset," and
provide guidance on the applicability
of the look-through rule under section
1297(c), in cases involving PFICs that
own 25 percent or more of a lower-
tier foreign subsidiary. In addition, the
regulation will provide guidance under
section 1297(e), regarding the overlap
rule between a controlled foreign
corporation and a PFIC.**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-100427-00Drafting attorney: Ethan A. Atticks
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Phone: 202 622-3840**RIN:** 1545-AX78**2256. CLARIFICATION OF FOREIGN
BASE COMPANY SALES INCOME
RULES****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC
954**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** This regulation will clarify
application of the manufacturing
exception in the foreign base company
sales rules.**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-106356-00Drafting attorney: Ethan A. Atticks
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Phone: 202 622-3840**RIN:** 1545-AX91**2257. TAXABLE YEARS OF
CONTROLLED FOREIGN
CORPORATIONS (CFCs)****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	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-108523-00Drafting attorney: Jeffrey L. Vinnik
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TREAS—IRS

Proposed Rule Stage

Phone: 202 622-3840

RIN: 1545-AY30

2258. 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	12/00/07	

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

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RIN: 1545-AY39

2259. 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	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Federalism:** Undetermined**Additional Information:** REG-106877-00

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RIN: 1545-AY41

2260. 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	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-100818-01

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RIN: 1545-AY74

2261. 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

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RIN: 1545-AY89

2262. 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.

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Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	09/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-107592-00

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Related RIN: Related to 1545-AW30

RIN: 1545-BA11

2263. 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	12/00/07	

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

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CC:TEGE

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RIN: 1545-BA13

2264. 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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RIN: 1545-BA64

2265. 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

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RIN: 1545-BA84

2266. 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

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Additional Information: REG-144597-02

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RIN: 1545-BB27

2267. AMENDING THE LOW-INCOME HOUSING TAX CREDIT PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 42; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations are amendments to the general public use requirements in the low-income housing tax credit program.

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-151145-02

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RIN: 1545-BB37

2268. 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	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Additional Information: REG-130751-01

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RIN: 1545-BB56

2269. 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	01/23/07	72 FR 2964
NPRM Comment Period End	04/23/07	
Final Action	06/00/08	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-157711-02

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RIN: 1545-BB61

2270. 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	12/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-163113-02

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RIN: 1545-BB71

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2271. 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	06/00/07	

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

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RIN: 1545-BC22**2272. 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	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-135660-03

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RIN: 1545-BC48**2273. 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	12/00/07	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Additional Information:** REG-139900-03

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Related RIN: Related to 1545-BD32**RIN:** 1545-BC54**2274. 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.

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Timetable:

Action	Date	FR Cite
NPRM	07/31/03	68 FR 44905
Second NPRM	05/00/07	

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

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RIN: 1545-BC55**2275. 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	04/00/07	

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

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RIN: 1545-BC56**2276. 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 expenditure and 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. The regulations will also implement the arbitrage and reporting requirements.

Timetable:

Action	Date	FR Cite
NPRM	03/26/04	69 FR 15747
Public Hearing	07/21/04	
Second NPRM	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) 622-3980

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RIN: 1545-BC61**2277. 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	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-209226-84

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RIN: 1545-BC78**2278. 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

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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	12/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-159704-03

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RIN: 1545-BC82**2279. 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

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**2280. 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	05/00/07	

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: Stephen P. Fattman (202) 622-7700

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**2281. ACCUMULATED ADJUSTMENT ACCOUNT AND OTHER CORPORATE SEPARATIONS UNDER SECTION 355**

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 will amend the current regulations under section 1.1368-2 in order to address the proper treatment of an S corporation's accumulated adjustment account in a section 355 transaction not preceded by a section 368(a)(1)(D) reorganization.

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-168722-03

Drafting attorney: Deane M. Burke (202) 622-3070

Reviewing attorney: James Quinn (202) 622-3070

CC:PSI

Agency Contact: Deane M. Burke, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3070

RIN: 1545-BC98**2282. 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	06/00/07	

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

TREAS—IRS

Proposed Rule Stage

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-BD01

2283. 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	12/00/07	

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

CC:INTL

Agency Contact: Ana C. Guzman, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3880

Edward R. Barret, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3880

RIN: 1545-BD15

2284. 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 A. Sleeth (202) 622-3920

Reviewing attorney: Elizabeth A. Handler (202) 622-3157

Treasury attorney: Michael Novey (202) 622-1339

CC:FI

Agency Contact: Kathleen A. Sleeth, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3920
Email: kathleen.a.sleeth@irsounsel.treas.gov

RIN: 1545-BD18

2285. 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	06/00/07	

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

2286. 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	12/00/07	

Regulatory Flexibility Analysis**Required:** No

TREAS—IRS

Proposed Rule Stage

Small Entities Affected: No**Government Levels Affected:** None**Additional Information:** REG-147136-03

Drafting attorney: Timothy S. 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**2287. 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	12/00/07	

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

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**2288. TRANSFERS OF RESTRICTED STOCK****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 83; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** The proposed regulations address the application of section 83 to the transfer of substantially nonvested stock to a related person.**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-127147-04

Drafting attorney: Stephen B. Tackney (202) 622-6030

Treasury attorney: Dan Hogans (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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Fax: 202 622-7865

Email: stephen.b.tackney@irs.counsel.treas.gov

Related RIN: Related to 1545-BD45**RIN:** 1545-BD44**2289. CLASSIFICATION OF INDIAN TRIBAL CORPORATIONS****Priority:** Substantive, Nonsignificant**Unfunded Mandates:** Undetermined**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: Steven A. Schmoll (202) 622-3050

Reviewing attorney: Dianna K. Miosi (202) 622-3050

CC: PSI

Agency Contact: Steven A. Schmoll, Attorney – Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue, NW, Washington, DC 20224

Phone: 202 622-3050

Email: steven.a.schmoll@irs.counsel.treas.gov

RIN: 1545-BD61**2290. 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	06/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Undetermined**Federalism:** Undetermined**Additional Information:** REG-143716-04

Drafting attorney: William L. Blodgett (202) 622-3090

Reviewing attorney: George L. Masnik (202) 622-3090

Treasury attorney: Catherine 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

TREAS—IRS

Proposed Rule Stage

2291. REGULATIONS UNDER SECTION 706 REGARDING DETERMINATION OF DISTRIBUTIVE SHARES 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	06/00/07	

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 K. 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**2292. 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	04/12/07	72 FR 18417
NPRM Comment Period End	07/11/07	
Final Action	12/00/07	

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**2293. 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	12/00/07	

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

Reviewing attorney: David R. Haglund (202) 622-3050

Treasury attorney: William Bowers (202) 622-5721

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**2294. 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: Roy A. Hirschhorn (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

TREAS—IRS

Proposed Rule Stage

2295. 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.

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 263(a); 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The IRS and Treasury Department intend to propose regulations to address the treatment of amounts that facilitate certain tax-free and taxable transactions and other restructurings and that are required to be capitalized under section 263(a) and section 1.263(a)-5.

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-143640-04

Drafting attorney: Angella L. Warren (202) 622-4950

Reviewing attorney: Glenn Bogdonoff (202) 622-4950

Treasury attorneys: Sharon Kay (202) 622-0865

CC: ITA

Agency Contact: Angella L. Warren, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4950

RIN: 1545-BD82

2296. 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	12/00/07	

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 J. Weiss, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7790

RIN: 1545-BD84

2297. 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	12/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-148576-04

Drafting attorney: Timothy S. 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

2298. 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	10/00/07	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Federalism: Undetermined

Additional Information: REG-153838-04

Drafting attorney: Deborah J. Karet (202) 622-3130

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

Curt G. Wilson (202) 622-3000

Treasury attorney: John Parcell (202) 622-2578

CC: PSI

Agency Contact: Deborah J. Karet, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
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RIN: 1545-BE03

2299. INTRA-GROUP GROSS RECEIPTS UNDER SECTION 41

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 41; 26 USC 7805

TREAS—IRS

Proposed Rule Stage

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	06/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Undetermined**Additional Information:** REG-159420-04

Drafting attorney: Jaime C. 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

Email: jaime.c.park@irs.counsel.treas.gov

RIN: 1545-BE14**2300. 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	06/00/07	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None**Additional Information:** REG-161695-04

Drafting attorney: Amy J. Pfalzgraf (202) 622-4960

Treasury attorney: John Parcell (202) 622-2578

CC: ITA

Agency Contact: Amy J. Pfalzgraf, Senior Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4960
Email: amy.f.pfalzgraf@irs.counsel.treas.gov**Related RIN:** Related to 1545-BE39**RIN:** 1545-BE23**2301. 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	10/00/07	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined**Federalism:** Undetermined**Additional Information:** REG-103380-05

Drafting attorney: Celia A. Gabrysh (202) 622-3130

Reviewing attorneys: Barbara B. Franklin (202) 622-3130 and

Curt G. 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-BE31**2302. 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	01/11/07	72 FR 1301
NPRM Comment Period End	04/11/07	

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

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RIN: 1545-BE35**2303. 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.

TREAS—IRS

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	04/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:**

Undetermined

Additional Information: REG-124148-05

Drafting attorney: Jaime C. 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

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RIN: 1545-BE64**2304. 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	12/00/07	

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

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RIN: 1545-BE69**2305. INFORMATION REPORTING ON REAL ESTATE TRANSACTIONS****Priority:** Info./Admin./Other**Legal Authority:** 26 USC 6011; 26 USC 6045; 26 USC 7805**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	12/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None**Additional Information:** REG-155669-04

Drafting attorney: Julie Hanlon-Bolton (202) 622-7028

Reviewing attorney: James C. Gibbons (202) 622-4910

CC: PA: APJ

Agency Contact: Julie Hanlon-Bolton, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Ave, NW, Washington, DC 20224

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Email: julie.hanlon-bolton@irs.counsel.treas.gov

RIN: 1545-BE73**2306. 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	06/00/07	

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**2307. ABANDONMENT OF STOCK AND OTHER SECURITIES****Priority:** Substantive, Nonsignificant.

Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined**Legal Authority:** 26 USC 165(g); 26 USC 166; 26 USC 7805; 26 USC 332**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: Guidance is needed regarding the Federal income tax consequences of the surrender of stock, securities, or debt for no consideration where the surrender is not a gift or contribution. Since these interpretive regulations will clarify current law, a cost/benefit analysis is not necessary.

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

TREAS—IRS

Proposed Rule Stage

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-101001-05

Drafting attorney: Sean M. Dwyer (202) 622-5020

Reviewing attorney: Andrew M. Irving (202) 622-5020

CC: ITA

Agency Contact: Sean M. Dwyer, General Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-5020

RIN: 1545-BE80**2308. 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	06/00/07	

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

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RIN: 1545-BE89**2309. 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

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RIN: 1545-BE95**2310. 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	06/00/07	

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**2311. 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

TREAS—IRS

Proposed Rule Stage

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

2312. 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

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Heather L. Faught, Attorney-Advisor, Department of the Treasury, Internal

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Phone: 202 622-3060

RIN: 1545-BE99

2313. CAFETERIA PLANS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 125; 26 USC 7805

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

2314. 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	04/00/07	

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
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Related RIN: Related to 1545-BF06

RIN: 1545-BF05

2315. 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

TREAS—IRS

Proposed Rule Stage

Constitution Avenue NW, Room 5314,
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Phone: 202 622-7055

RIN: 1545-BF07

2316. 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	06/00/07	

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

2317. 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	07/00/07	

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-BF12

RIN: 1545-BF11

2318. 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 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	12/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-116372-03

Drafting attorney: Laurence K. Williams (202) 622-3600

Reviewing attorney: Pamela W. Fuller (202) 622-3600

Treasury attorney: Anita Soucy (202) 622-1766

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

2319. 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	06/00/07	

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

TREAS—IRS

Proposed Rule Stage

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

2320. 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

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	06/00/07	

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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Related RIN: Related to 1545-BF20

RIN: 1545-BF19

2321. 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

Reviewing attorney: Judith M. Wall (202) 622-8131

Treasury attorney: Anita Soucy (202) 622-1766

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

2322. 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	06/00/07	

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
Phone: 202 622-4930

RIN: 1545-BF34

2323. FAILURE TO MAINTAIN LIST OF ADVISEES WITH RESPECT TO REPORTABLE TRANSACTIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 301.6708-1

Legal Deadline: None

Abstract: Proposed regulation regarding the penalty imposed under section 6708 for a person required to maintain a list under section 6112 who fails to make the list available upon the request of the Secretary.

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Additional Information: REG-160873-04

Drafting attorney: Lawrence E. Mack (202) 622-4940

Reviewing attorney: Nancy M. Galib (202) 622-8523

CC: PA: APJ

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RIN: 1545-BF39

TREAS—IRS

Proposed Rule Stage

2324. 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	12/00/07	

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

CC: PA: APJ

Agency Contact: Laura Rebecca Urich, Attorney Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4940
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Email: laura.r.ulich@irs.counsel.treas.gov**RIN:** 1545-BF40**2325. 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

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Phone: 202 622-4783
Email: eboni.p.stokes@irs.counsel.treas.gov**RIN:** 1545-BF42**2326. 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 in adjusting basis to avoid the importation of built-in losses.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None**Additional Information:** REG-161948-05

Drafting attorney: Joanne M. Fay (202) 622-8877

Reviewing attorney: Filiz A. Serbes (202) 622-3703

CC: COR

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Phone: 202 622-8877
Email: joanne.m.fay@irs.counsel.treas.gov**RIN:** 1545-BF43**2327. 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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Email: stephen.b.tackney@irs.counsel.treas.gov**RIN:** 1545-BF50**2328. 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	06/00/07	

Regulatory Flexibility Analysis Required: No

TREAS—IRS

Proposed Rule Stage

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

2329. 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.

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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Reviewing attorney: Elizabeth Handler
(202) 622-3920

Treasury attorney: Michael Novey (202)
622-1339

CC: FI

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RIN: 1545-BF53

2330. 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 6343; 26 USC 7425

CFR Citation: 26 CFR 301.6343-2; 26 CFR 301.7425-3

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	05/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-148951-05

Drafting attorney: Robin M. Ferguson
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Reviewing attorney: Mitch Hyman (202)
622-3610

Treasury attorney: Anita Soucy (202)
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CC: PA: CBS

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RIN: 1545-BF54

2331. 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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Reviewing attorney: Ashton Trice (202)
622-4940

CC: PA: APJ

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RIN: 1545-BF59

2332. 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

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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) 622-4940

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CC: PA: APJ

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Related RIN: Related to 1545-BF62

RIN: 1545-BF61

2333. 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

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

Action	Date	FR Cite
ANPRM Comment Period End	11/07/06	
NPRM	12/00/07	

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

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RIN: 1545-BF63

2334. 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' 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

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RIN: 1545-BF65

2335. APPLYING SECTION 1(H) TO CAPITAL GAIN DIVIDENDS OF RICS 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

Additional Information: REG-119739-06

Drafting attorney: Sonja Kotlica (202) 622-6295

CC:FI

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Phone: 202 622-6295

RIN: 1545-BF72

2336. 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

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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	12/00/07	

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

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Treasury attorney: Harlan Weller (202) 622-1001

CC: TEGE

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RIN: 1545-BF74

2337. 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	06/00/07	

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

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Treasury attorney: Jesse Eggert (202) 622-1540

CC: INTL

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RIN: 1545-BF76

2338. 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	06/00/07	

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: Jesse Eggert (202) 622-1540

CC: INTL

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RIN: 1545-BF77

2339. 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	06/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Undetermined

Federalism: Undetermined

Additional Information: REG-125599-06

Drafting Attorney: Margaret K. Harris (202) 622-3870

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

CC:INTL

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RIN: 1545-BF78

2340. GUIDANCE UNDER SECTION 67 REGARDING MISCELLANEOUS ITEMIZED DEDUCTIONS OF A TRUST OR ESTATE

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 67; 26 USC 7805

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: The guidance will address the application of IRC section 67 to the

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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: Jennifer Keeney (202) 622-3060

Reviewing attorney: Bradford R. Poston (202) 622-3060

CC: PSI

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RIN: 1545-BF80

2341. 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; 26 USC 7805

CFR Citation: 26 CFR 1.104-1(c)

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	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-127270-06

Drafting attorney: Sheldon A. Iskow (202) 622-4920

Reviewing attorney: Michael J. Montemurro (202) 622-4920

CC: ITA

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RIN: 1545-BF81

2342. 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 1.883-2; 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

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RIN: 1545-BF90

2343. 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	04/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-140206-06

Drafting attorney: Kathryn T. Holman (202) 622-3840

Reviewing attorney: Carl M. Cooper (202) 622-3840

Treasury attorney: David Sotos (202) 622-0851

CC: INTL

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RIN: 1545-BF93

2344. 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	

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Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-138367-06Drafting attorney: Matthew S. Cooper
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622-1766

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treas.gov**RIN:** 1545-BF96**2345. • EXTENSIONS OF TIME TO
FILE ENTITY CLASSIFICATION
ELECTIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7701**CFR Citation:** 26 CFR 301**Legal Deadline:** None**Abstract:** These proposed regulations
provide rules for entities seeking
extensions of time to file entity
classification elections.**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-143705-06Drafting attorney: Richard T. Probst
(202) 622-3060Reviewing attorney: Beverly Katz (202)
622-3060Treasury attorney: John Parcell (202)
622-2578

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treas.gov**RIN:** 1545-BG01**2346. • BUILT-IN GAINS AND LOSSES
UNDER SECTION 382(H)****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 treatment of
prepaid income under the built-in gain
provisions of section 382(h). The text
of those regulations also serves as the
text of the proposed regulations.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-162992-03Drafting attorney: Sean C. McKeever
(202) 622-8167Reviewing attorney: Mark S. Jennings
(202) 622-7750Treasury attorney: Marc Countryman
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treas.gov**RIN:** 1545-BG03**2347. • REVISION TO REGULATIONS
RELATING TO WITHHOLDING OF TAX
ON CERTAIN U.S. SOURCE INCOME
PAID TO FOREIGN PERSONS AND
REVISION OF INFORMATION
REPORTING REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1441**Legal Deadline:** None**Abstract:** The proposed regulations
provide guidance regarding thedocumentation requirements under
section 1441 and the treatment of
certain obligations issued in bearer
form.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Organizations**Government Levels Affected:** None**Additional Information:** REG-144021-06Drafting Attorney: Kathryn T. Holman
(202) 622-3840Reviewing Attorney: Carl M. Cooper
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622-0851

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Agency Contact: Kathryn T. Holman,
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1111 Constitution Avenue NW,
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Phone: 202 622-3840**RIN:** 1545-BG04**2348. • ELECTRONIC PAYMENT
SYSTEM MAILBOX RULE****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 6302; 26 USC
6311**CFR Citation:** 31 CFR 6302-1(h)(6); 31
CFR 6311-2(b)**Legal Deadline:** None**Abstract:** Proposed and temporary
regulations extending the time by
which a taxpayer may initiate an
electronic tax payment and still have
such payment be considered a timely
payment.**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-145147-05Drafting attorney: Natasha M.
Mulleneaux (202) 622-4604Reviewing attorney: Charles A. Hall
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CC: PA: APJ

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RIN: 1545-BG05

2349. • ALLOCATION OF COSTS UNDER THE SIMPLIFIED METHODS**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1.263A-1; 26 CFR 1.263A-2; 26 CFR 1.263A-3**Legal Deadline:** None

Abstract: This project deals with the simplified options available to taxpayers for allocating additional section 263A costs.

Timetable:

Action	Date	FR Cite
NPRM	02/00/08	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None**Additional Information:** REG-126770-06

Drafting attorney: W. Thomas McElroy (202) 622-4970

Reviewing attorney: John P. Moriarty (202) 622-4930

Treasury attorney: Sharon Kay (202) 622-0865

CC: ITA

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RIN: 1545-BG07

2350. • INCOME OF FOREIGN GOVERNMENTS AND INTERNATIONAL ORGANIZATIONS

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

Legal Authority: 26 USC 7805; 26 USC 0892**CFR Citation:** 26 CF 1**Legal Deadline:** None

Abstract: These regulations will provide rules regarding the taxation of income of foreign governments and international organizations.

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-148537-06

Drafting Attorney: David A. Juster (202) 622-3850

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Treasury Attorney: Jesse Eggert (202) 622-1540

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Related RIN: Related to 1545-AL93

RIN: 1545-BG08

2351. • SECTION 1.367(A)-8 REVISIONS**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1.367(a)-3T; 26 CFR 1.367(a)-8T**Legal Deadline:** None

Abstract: This project is for regulations that revise Section 1.367(a)-8. The regulations will provide rules describing how U.S. taxpayers enter into gain recognition agreements in connection with the transfer of stock or securities to foreign corporations. The regulations will also clarify the effect that certain transactions have on existing gain recognition agreements.

Timetable:

Action	Date	FR Cite
NPRM	02/05/07	72 FR 5228
NPRM Comment Period End	05/07/07	
Final Action	12/00/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None**Additional Information:** REG-147144-06

Drafting Attorney: Daniel M. McCall (202) 622-3860

CC:INTL

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RIN: 1545-BG09

2352. • INFORMATION RETURNS REQUIRED WITH RESPECT TO CERTAIN FOREIGN CORPORATIONS AND OTHER CONFORMING CHANGES**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 6038**Legal Deadline:** None

Abstract: The regulations provide updated guidance with respect to the information required to be furnished about certain related party transactions under section 6038.

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-148381-06

Drafting Attorney: Kate Y. Hwa (202) 622-3840

Reviewing Attorney: Phyllis Marcus (202) 622-3840

Treasury Attorney: John Harrington (202) 6220589

CC:INTL

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RIN: 1545-BG11

2353. • MEDICAL AND ACCIDENT INSURANCE BENEFITS UNDER QUALIFIED PLANS**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 402; 26 USC 7805; PL 109-280, sec 845

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CFR Citation: 26 CFR 1**Legal Deadline:** None

Abstract: The proposed regulations under section 402(a) of the Internal Revenue Code regarding the tax treatment of payments by qualified plans for medical or accident insurance. The document also contains proposed conforming amendments to the regulations. These regulations would affect administrators of, and participants and beneficiaries in, qualified plans.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Businesses, Governmental Jurisdictions**Government Levels Affected:** Local, State**Additional Information:** REG-148393-06

Drafting attorney: Pamela R. Kinard (202) 622-8358

Reviewing attorney: Lisa Mojiri-Azad (202) 622-6080

CC: TEGE

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RIN: 1545-BG12**2354. • WITHDRAWAL OF REGULATIONS UNDER OLD SECTION 6323(B)(10)****Priority:** Info./Admin./Other**Legal Authority:** 26 USC 6323**CFR Citation:** 26 CFR 301.6323(b)-1(j); 26 CFR 301.6323(g)-1(c)(1)(3)**Legal Deadline:** None

Abstract: Deletion of dollar limits and other references to make regulation conform to current version of 26 USC 6323.

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-141998-06

Drafting attorney: Debra Kohn (202) 622-7985

Reviewing attorney: Lawrence H. Schattner (202) 622-3620

CC: PA: CBS

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RIN: 1545-BG13**2355. • CORPORATE REORGANIZATIONS: GUIDANCE ON THE MEASUREMENT OF CONTINUITY OF INTEREST****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1.368-1**Legal Deadline:** None

Abstract: The proposed regulations will provide guidance regarding when continuity of interest is measured in certain transactions.

Timetable:

Action	Date	FR Cite
NPRM	03/20/07	72 FR 13058
NPRM Comment Period End	06/18/07	
Final Action	12/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-146247-06

Drafting attorney: Lisa S. Dobson (202) 622-5429

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Treasury attorney: Marc Countryman (202) 622-9858

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Related RIN: Related to 1545-BG14**RIN:** 1545-BG15**2356. • SECTION 7508A REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7508; 26 USC 7805A**CFR Citation:** 26 CFR 301.7508A-1 (Revision)**Legal Deadline:** None

Abstract: Proposed regulations for postponement of certain tax-related deadlines by reason of Presidentially Declared Disaster Area.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Additional Information:** REG-142680-06

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Related RIN: Related to 1545-BG17**RIN:** 1545-BG16**2357. • SECTION 751(B) UPDATE****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 751(b); 26 USC 7605**CFR Citation:** 26 CFR 1.751-1**Legal Deadline:** None

Abstract: Revised Regulations under Section 751(b).

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: Undetermined

TREAS—IRS

Proposed Rule Stage

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-151416-06

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RIN: 1545-BG21

2358. • ANTI-AVOIDANCE AND ANTI-LOSS REIMPORTATION RULES APPLICABLE FOLLOWING A LOSS ON DISPOSITION OF STOCK OF CONSOLIDATED SUBSIDIARIES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 1502

CFR Citation: 26 CFR 1.1502-35

Legal Deadline: None

Abstract: This document will provide proposed regulations which add a new general anti-avoidance rule and revise the anti-loss reimportation rules in 1.1502-35. The purpose of the rules is to prevent the duplication of loss and prevent a consolidated group of corporations from obtaining more than one tax benefit from a single economy.

Timetable:

Action	Date	FR Cite
NPRM	04/10/07	72 FR 17814
NPRM Comment Period End	07/09/07	
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-156420-06

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RIN: 1545-BG25

2359. • DETERMINING THE AMOUNT OF TAXES PAID FOR PURPOSES OF SECTION 901

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Section 901 of the Internal Revenue Code permits taxpayers to claim a credit for income, war profits, and excess profits taxes paid or accrued (or deemed paid) during the taxable year to a foreign country or a possession of the United States. The proposed regulations would provide guidance in determining the amount of foreign taxes paid for purposes of section 901.

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-156779-06

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RIN: 1545-BG27

2360. • CORPORATE REORGANIZATIONS; ADDITIONAL GUIDANCE ON DISTRIBUTIONS UNDER SECTIONS 368(A)(1)(D) AND 354(B)(1)(B)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: The IRS is issuing temporary regulations amending TD 9303, which provides guidance regarding the qualification of certain transactions as reorganizations described in section 368(a)(1)(D) where no stock and/or securities of the acquiring corporation is issued and distributed in the transaction. These regulations clarify that the rules in section 1.368-2(l) are not intended to affect the qualification of related party triangular asset acquisitions as reorganizations described in section 368 relating to the distribution requirement under sections 368(a)(1)(D) and 354(b)(1)(B). The text of these regulations also serves as the text of proposed regulations.

Timetable:

Action	Date	FR Cite
NPRM	03/01/07	72 FR 9284
NPRM Comment Period End	05/30/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-157834-06

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Related RIN: Related to 1545-BG29

RIN: 1545-BG28

TREAS—IRS

Proposed Rule Stage

2361. • MORTALITY TABLE FOR DETERMINING PRESENT VALUE**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 430(h)(3); 26 USC 7701; 26 USC 7805**CFR Citation:** 26 CFR 1.430(h)-1; 26 CFR 1.430(h)-2**Legal Deadline:** None**Abstract:** These regulations will provide guidelines regarding mortality tables to be used to determine present value for purposes of the qualified defined benefit plan funding requirements that will become effective in 2008.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Businesses, Organizations**Government Levels Affected:** None**Additional Information:** REG-143601-06

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RIN: 1545-BG30**2362. • QUALIFIED FILMS UNDER SECTION 199****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 199; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** The proposed regulations will modify the definition of a qualified film produced by a taxpayer under section 199(c)(4)(A)(i)(II).**Timetable:**

Action	Date	FR Cite
NPRM	04/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Undetermined**Additional Information:** REG-103842-07

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RIN: 1545-BG33**2363. • HYBRID RETIREMENT PLANS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 411(a)(13); 26 USC 411(b)(5); 26 USC 702 of Pension Protection Act of 2006.; PL No. 109-280, 120 Stat. 780; 26 USC 7805**CFR Citation:** 26 CFR sec 1.411(a)(13)-1; 26 CFR sec 1.411(b)(5)-1**Legal Deadline:** NPRM, Statutory, August 16, 2007, Pursuant to section 702 of PPA '06, regulations must be prescribed addressing the application of the rules set forth in section 701 of PPA '06 where the conversion of a plan to a hybrid plan is made. NPRM, Statutory, August 16, 2007, with respect to a group of employees who become employees by reason of a merger, acquisition, or similar transaction.**Abstract:** The proposed regulations provide guidance with respect to sections 411(a)(13) and 411(b)(5) of the Code. Section 411(a)(13) provides rules relating to vesting and payment of benefits under tax-qualified hybrid defined benefit plans. Section 411(b)(5) provides age discrimination rules for tax-qualified defined benefit plans, including hybrid defined benefit plans.**Timetable:**

Action	Date	FR Cite
NPRM	04/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Federal, Local, State, Tribal**Additional Information:** REG-104946-07

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RIN: 1545-BG36**2364. • CALCULATING AND APPORTIONING THE SECTION 11(B)(1) ADDITIONAL TAX UNDER SECTION 1561 FOR CONTROLLED GROUPS****Priority:** Info./Admin./Other**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 301.7805**Legal Deadline:** None**Abstract:** The project will provide guidance to component members of a controlled group in calculating and apportioning the section 11(b)(1) additional tax.**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-104713-07

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TREAS—IRS

Proposed Rule Stage

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Related RIN: Related to 1545-BG40
RIN: 1545-BG39

2365. • INTEREST ON OVERPAYMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 6611; 26 USC 6513; 26 USC 7805; Overseas Thread Industries, Ltd. v. United States, 48 Cl. Ct. 221 (2000); MNOPF Trustees, Ltd. v. United States, 123 F. 3d 1460 (Fed. Cir. 1997)

CFR Citation: 26 CFR 301.6611-1

Legal Deadline: None

Abstract: The amendments to Treasury Regulation 301.6611-1 Interest on Overpayments will explain the dates interest starts to accrue on refunds of overpayments claimed by corporations in four fact patterns: Refunds of withheld taxes claimed by foreign corporations that are subject to taxation but not required to file tax returns, refunds of withheld taxes claimed by foreign corporations not subject to taxation, refunds of estimated payments claimed by corporations not subject to taxation, and refunds of estimated payments claimed by corporations subject to taxation that have income excludible from gross income. The amendments will clarify the Service's position on the decisions in Overseas Thread Industries, Ltd. v. United States, 48 Cl. Ct. 221 (2000) and MNOPF Trustees, Ltd. v. United States, 123 F. 3d 1460 (Fed. Cir. 1997).

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Additional Information: REG-143889-06

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RIN: 1545-BG42

2366. • DETERMINATION OF GOVERNMENTAL PLAN STATUS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 414(d); Section 906 of Pension Protection Act of 2006, Pub. L. No. 109-280, 120 Stat. 780.; 26 USC 7805

CFR Citation: 26 CFR 1.414(d)-1

Legal Deadline: None

Abstract: The proposed regulations provide guidance relating to the determination of whether a plan is a governmental plan within the meaning of section 414(d) of the Internal Revenue Code. There proposed regulations would affect sponsors of, and participants and beneficiaries in, employee benefit plans that are determined to be governmental plans.

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: Federal, Local, State

Additional Information: REG-157714-06

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RIN: 1545-BG43

2367. • NOTICE REQUIREMENTS FOR CERTAIN PENSION PLAN AMENDMENTS SIGNIFICANTLY REDUCING THE RATE OF FUTURE BENEFIT ACCRUAL

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 4980F; 26 USC 7805; Sections 103(b)(1)(B), 111, 113(a)(1)(B), 402, 502, 1107 of Pension Protection Act of 2006, PL No. 109-280, 120 Stat. 780

CFR Citation: 26 CFR 1.411(d)-3(a)(1); 26 CFR 54.4980F-1

Legal Deadline: None

Abstract: The proposed regulations would provide guidance relating to the interaction of the requirements under section 4980F of the Internal Revenue Code with a plan amendment that is permitted to reduce benefits accrued before the plan amendment's applicable amendment date. The proposed regulations would also reflect changes made to section 4980F of the Code by the Pension Protection Act of 2006, Public Law 109-780 (120 Stat. 780).

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-110136-07

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RIN: 1545-BG48

2368. • EMPLOYMENT TAX ADJUSTMENTS

Priority: Info./Admin./Other

Legal Authority: 26 USC 6205; 26 USC 6413

TREAS—IRS

Proposed Rule Stage

CFR Citation: 26 CFR 31.6205–1; 26 CFR 31.6413(a)–1; 26 CFR 31.6413(a)–2

Legal Deadline: None

Abstract: Proposed amendment of section 31.6205-1, section 31.6413(a)-1, and section 31.6413(a)-2 of the Employment Tax Regulations to provide guidance for employers and employees relating to the adjustment process for employment taxes.

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-111583-07

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Related RIN: Related to 1545–BG51

RIN: 1545–BG50

Department of the Treasury (TREAS)
Internal Revenue Service (IRS)

Final Rule Stage

2369. 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	06/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-209013-86 (INTL-44-86)

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RIN: 1545–AC10

2370. 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	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-208274-86 (INTL-978-86)

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RIN: 1545–AJ93

2371. 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 will be amended to reflect the changes made to that section by the Tax Reform Act of 1984. Section 367 now provides generally that a foreign corporation will not be considered to be a corporation, for purposes of certain nonrecognition provisions of the Code, upon the transfer of property to such corporation by a U.S. person. The statute provides certain exceptions to that rule, exemptions to those exceptions, and special rules applicable to certain specified transfers. The regulations will provide guidance concerning the applicability of the general rule and its exceptions and special rules, including guidance concerning transfers of assets for use in the active conduct of a trade or business, stock transfers, transfers of intangible assets, and transfers of branch operations that have operated at a loss.

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

Additional Information: REG-209042-86 (INTL-610-86)

TREAS—IRS

Final Rule Stage

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RIN: 1545-AK74

**2372. NONRECOGNITION OF
CORPORATE DISTRIBUTIONS AND
REORGANIZATIONS UNDER THE
FOREIGN INVESTMENT IN REAL
PROPERTY TAX ACT**

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC
897

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations will provide rules concerning the effect of certain distributions including dividends, redemptions, distributions pursuant to reorganizations, and liquidations on corporations and their shareholders under the Foreign Investment in Real Property Tax Act. Regulations will also provide rules for determining the extent to which nonrecognition would apply to certain transfers of real property interests and the extent to which certain reorganizations will be treated as sales of property at fair market value.

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

Additional Information: REG-209039-87
(INTL-491-87)

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RIN: 1545-AK79

**2373. COMPUTATION OF A BRANCH'S
TAXABLE INCOME; TAXATION OF
EXCHANGE GAIN OR LOSS ON
BRANCH REMITTANCES**

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation relates to branch rules and how to translate branch income, and the taxation of exchange gain or loss on branch remittances.

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

Additional Information: REG-208270-86
(INTL-965-86)

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RIN: 1545-AM12

**2374. EARNINGS AND PROFITS OF
CONTROLLED FOREIGN
CORPORATIONS**

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC
964

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will develop procedures for foreign corporations, or

U.S. shareholders to make tax elections in computing functional currency earnings and profits under the 1986 Code.

Timetable:

Action	Date	FR Cite
NPRM	01/25/90	55 FR 2535
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-209022-89
(INTL-087-89)

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RIN: 1545-AM90

**2375. 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	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-209059-89
(INTL-870-89)

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TREAS—IRS

Final Rule Stage

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RIN: 1545-AO24

2376. 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	12/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-208245-90 (INTL-115-90)

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RIN: 1545-AP33

2377. MARK-TO-MARKET UPON DISPOSITION

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 475

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulations address the relationship between mark-to-market accounting and accrual of stated interest, discount and premium, and between mark-to-market accounting and the tax treatment of bad debts. The

regulations also provide that securities are to be marked to market upon disposition by a dealer and the exemption from marking to market in certain securitization transactions.

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

Additional Information: REG-209724-94 (FI-42-94)

Drafting attorney: Lauren Medovoy (202) 622-6502

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Sections 1.475(a)-3 finalized in TD 8700. Sections 1.475(b)-4 finalized in TD 8700. Sections 1.475(c)-2 finalized in TD 8700.

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RIN: 1545-AS85

2378. 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	

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

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RIN: 1545-AT46

2379. RECOMPUTATION OF LIFE INSURANCE RESERVES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 816

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations will permit recomputation of life insurance reserves that were not originally computed according to the requirements of section 816(b)(1)(A).

Timetable:

Action	Date	FR Cite
NPRM	01/02/97	62 FR 71
Final Action	01/00/08	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-246018-96

Drafting attorney: Sheryl B. Flum (202) 622-7378

Reviewing attorney: Donald J. Drees (202) 622-3970

Treasury attorney: Mark S. Smith (202) 622-0180

CC:FI

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RIN: 1545-AU49

TREAS—IRS

Final Rule Stage

2380. 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	06/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-104924-98

Drafting attorney: Lauren J. Medovoy (202) 622-3920

Reviewing attorney: Elizabeth A. Handler (202) 622-3920

Treasury attorney: Michael Novey (202) 622-1339

CC:FI

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RIN: 1545-AW06**2381. 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	12/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-106031-98

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

CC:INTL

Agency Contact: Paul S. Epstein, Senior Technical Reviewer, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3870**RIN:** 1545-AW13**2382. 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	09/00/07	

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

Agency Contact: Frances L. Kelly, Attorney-Advisor, Department of theTreasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7072
Email: frances.l.kelly@irs.counsel.treas.gov**Related RIN:** Related to 1545-BA11**RIN:** 1545-AW30**2383. ALLOCATION AND APPORTIONMENT OF INTEREST EXPENSE AND CERTAIN OTHER EXPENSES****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 864**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** These regulations provide rules for the allocation and apportionment of interest expenses and certain other expenses for purposes of the foreign tax credit and certain other international tax provisions.**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**Additional Information:** REG-117608-99

Drafting attorney: David F. Bergkuist (202) 622-3850

Reviewing attorney: Anne O. Devereaux (202) 622-3850

CC:INTL

Agency Contact: David F. Bergkuist, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3850**RIN:** 1545-AX72**2384. 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

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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

Reviewing attorney: Christina Morrison (202) 622-3950

Treasury attorney: Mike Novey (202) 622-1339

CC:FI

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Phone: 202 622-3950

RIN: 1545-AX92

2385. 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 P. Dewald (202) 622-4910

Reviewing attorney: Pamela W. Fuller (202) 622-4910

Treasury attorney: Sharon Kay (202) 622-0865

CC:PA:APJ

Agency Contact: Joseph P. Dewald, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4910

RIN: 1545-AY22

2386. PREVIOUSLY TAXED EARNINGS AND PROFITS UNDER SUBPART F

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 959

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will address the determination of previously taxed earnings and profits under subpart F.

Timetable:

Action	Date	FR Cite
NPRM	08/29/06	71 FR 51155
NPRM Comment Period End	11/27/06	
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-121509-00

Drafting attorney: Ethan A. Atticks (202) 622-3840

Reviewing attorney: Phyllis E. Marcus (202) 622-3840

CC:INTL

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

RIN: 1545-AY54

2387. 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	06/00/07	

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

2388. CONSOLIDATED RETURNS; NONAPPLICABILITY OF SECTION 357(C)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 1502

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulations make amendments to section 1.1502-80(d) of the consolidated return regulations dealing with the scope of the nonapplicability of section 357(c) in a consolidated group.

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

Additional Information: REG-137519-01

Drafting attorney: Thomas I. Russell (202) 622-7550

TREAS—IRS

Final Rule Stage

Reviewing attorney: Alfred Bishop
(202) 622-7930

Treasury attorney: None

CC: COR

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RIN: 1545-BA09

2389. 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
Public Hearing set for 04/10/2003	12/11/02	67 FR 76123
Public Hearing Rescheduled for 4/09/2003	01/17/03	68 FR 2466
Final Action	12/00/07	

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
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Treasury attorney: Harlan Weller (202)
622-1001

CC:TEGE

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Washington, DC 20224

Phone: 202 622-6090

Related RIN: Related to 1545-BB79

RIN: 1545-BA10

2390. 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	05/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-153037-01

Drafting attorney: Elizabeth D. Rawlins
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Reviewing attorney: Peter J. Devlin
(202) 622-3600

Treasury attorney: Anita Soucy (202)
622-1766

CC: PA: CBS

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RIN: 1545-BA31

2391. 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	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-103580-02

Drafting attorneys: Joy C. Spies (202)
622-3050 and

Jonathan E. Cornwell (202) 622-4504

Reviewing attorney: Audrey W. Ellis
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CC: PSI

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RIN: 1545-BA53

2392. CIRCULAR 230—PHASE 2 NONSHELTER REVISIONS

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 330

CFR Citation: 26 CFR 1

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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
ANPRM Comment Period End	02/18/03	
NPRM	02/08/06	71 FR 6421
Final Action	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-122380-02

Drafting attorney: Matthew S. Cooper (202) 622-4940

Reviewing attorney: Richard S. Goldstein (202) 622-7820

Treasury attorney: Michael Desmond (202) 622-1981

CC:PA:APJ

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RIN: 1545-BA72**2393. GUIDANCE ON REPORTING OF DEPOSIT INTEREST PAID TO NONRESIDENT ALIENS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1; 26 CFR 31**Legal Deadline:** None**Abstract:** This regulation will provide guidance on the reporting requirements for interest on deposits maintained at U.S. offices of certain financial institutions and paid to nonresident aliens that are residents of certain specified countries.**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**Additional Information:** REG-133254-02

Drafting attorney: Ethan A. Atticks (202) 622-3840

Reviewing attorney: Valerie Mark Lippe (202) 622-3840

CC:INTL

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

RIN: 1545-BA86**2394. 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	12/00/07	

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
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RIN: 1545-BA93**2395. GUIDANCE TO FACILITATE ELECTRONIC TAX ADMINISTRATION****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 301**Legal Deadline:** None**Abstract:** This regulation will facilitate electronic tax administration.**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**Additional Information:** REG-137243-02

Drafting attorney: Dillon Taylor (202) 622-4940

Reviewing attorney: Ashton P. Trice (202) 622-4940

Treasury attorney: Michael Desmond (202) 622-1981

CC:PA:APJ

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RIN: 1545-BA96**2396. 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	05/00/07	

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

TREAS—IRS

Final Rule Stage

Additional Information: REG-144615-02
Drafting attorney: Kenneth P. Christman
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Reviewing attorney: John M. Breen
(202) 435-5266

Treasury attorney: David Ernack (202)
622-1754

CC:INTL

Agency Contact: Kenneth P. Christman, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 435-5265

RIN: 1545-BB26

2397. 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

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
Interim Final Rule	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

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

2398. 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	11/02/06	
Comment Period End		
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, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 435-5265

Related RIN: Related to 1545-BC52, Related to 1545-AY38

RIN: 1545-BB31

2399. AMENDMENT TO SECTION 6724 RELATING TO FAILURE TO FILE CORRECT INFORMATION RETURNS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 6724; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Amended regulations to provide an electronic alternative procedure to when the filing of a correction is considered prompt for purposes of section 6724.

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

Additional Information: REG-141669-02

Drafting attorney: Michael E. Hara (202)
622-4910

Reviewing attorney: Nancy L. Rose
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Treasury attorney: Eric San Juan (202)
622-0224

CC:PA:APJ

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RIN: 1545-BB41

2400. 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.

TREAS—IRS

Final Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	11/16/04	69 FR 67075
Hearing	11/16/04	69 FR 67084
Final Action	06/00/07	

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

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Phone: 202 622-6060

Related RIN: Related to 1545-BF35**RIN:** 1545-BB64**2401. 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: Anna H. Kim (202) 622-3920

Reviewing attorney: Kathleen A. Sleeth (202) 622-3920

Treasury attorney: Michael Novey (202) 622-1339

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RIN: 1545-BB82**2402. 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	06/00/07	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Additional Information:** REG-159929-02

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CC: FI

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Phone: 202 622-3900**RIN:** 1545-BB84**2403. 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	05/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-145535-02

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CC: COR

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RIN: 1545-BB85**2404. EXPENSES FOR HOUSEHOLD AND DEPENDENT CARE SERVICES NECESSARY FOR GAINFUL EMPLOYMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 21; 26 USC 7805**CFR Citation:** 26 CFR 1; 26 CFR 602**Legal Deadline:** None**Abstract:** The final regulations will amend existing but partially obsolete regulations under 26 U.S.C. 21 relating to dependent care credits.

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Timetable:

Action	Date	FR Cite
NPRM	05/24/06	71 FR 29847
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-139059-02

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CC: ITA

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RIN: 1545-BB86**2405. 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 Period End	08/22/05	
Public Hearing	09/15/05	
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-100420-03

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Treasury attorney: Michael Novey (202) 622-1339

CC: FI

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RIN: 1545-BB90**2406. 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

Action	Date	FR Cite
Public Hearing	10/05/05	70 FR 29676
Final Action	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** REG-105346-03

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RIN: 1545-BB92**2407. ACCRUAL FOR CERTAIN REMIC REGULAR INTERESTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**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

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RIN: 1545-BB94

2408. 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

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RIN: 1545-BC08

2409. 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	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-128590-03

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RIN: 1545-BC23

2410. 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

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RIN: 1545-BC24

2411. 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

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Action	Date	FR Cite
Interim Final Rule Completed by TD 9232	12/08/05	70 FR 72908
Final Action	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-133446-03

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Related RIN: Related to 1545-BD33**RIN:** 1545-BC37**2412. 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
NPRM Comment Period End	11/22/04	
Final Action	04/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-145987-03

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Related RIN: Split from 1545-BE70**RIN:** 1545-BC50**2413. 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 to clarify the parameters of stewardship expenses, thereby demarcating them from shareholder activities under section 482 and supportive expenses under section 1.861T(b)(3).

Timetable:

Action	Date	FR Cite
NPRM	08/04/06	71 FR 44247
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-138603-03

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Related RIN: Related to 1545-BB31, Related to 1545-AY38**RIN:** 1545-BC52**2414. 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	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-149519-03

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RIN: 1545-BC63**2415. 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	

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Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:**

Undetermined

Additional Information: REG-150562-03

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RIN: 1545-BC67**2416. 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	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Businesses, Governmental Jurisdictions, Organizations**Government Levels Affected:** Federal, Local, State**Additional Information:** REG-148867-03

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RIN: 1545-BC92**2417. 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	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Local, State**Additional Information:** REG-140492-02

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RIN: 1545-BD04**2418. 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 Regulations	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-113129-98

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Related RIN: Related to 1545-AX40**RIN:** 1545-BD09**2419. ESCROW ACCOUNTS, TRUSTS, AND OTHER FUNDS USED DURING DEFERRED EXCHANGES OF LIKE-KIND PROPERTY****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 468B(g)**CFR Citation:** 26 CFR 1; 26 CFR 602**Legal Deadline:** None

Abstract: These regulations provide rules under section 468B(g) regarding the taxation and reporting of the income earned on escrow accounts, trusts, and other funds used for deferred exchanges of like-kind property under section 1031(a)(3). The regulations affect qualified escrow accounts, qualified trusts, and other funds established in connection with deferred like-kind exchanges, and the taxpayers, escrowees, trustees, qualified intermediaries, and other parties who

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receive the funds or establish, maintain, and administer the accounts.

Timetable:

Action	Date	FR Cite
NPRM	02/07/06	71 FR 6231
Hearing	02/07/06	71 FR 6233
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-113365-04

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Related RIN: Split from 1545-AR82

RIN: 1545-BD19

2420. GUIDANCE ON PHASED RETIREMENT

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This guidance will lay out rules for establishing a bona fide phased retirement program. Generally, such a program would provide employees who are at or near eligibility for retirement with the opportunity for a reduced schedule and to receive a distribution of a proportionate share of their pension benefits based on their "partial retirement."

Timetable:

Action	Date	FR Cite
NPRM	11/10/04	69 FR 65108
NPRM Comment Period End	02/08/05	
Final Rule	05/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-114726-04

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RIN: 1545-BD23

2421. 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	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-139900-03

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Related RIN: Related to 1545-BC54

RIN: 1545-BD32

2422. HIPAA PORTABILITY: SPECIAL ENROLLMENT PROCEDURES, TOLLING, AND INTERACTION WITH FMLA

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 9833

CFR Citation: 26 CFR 54

Legal Deadline: None

Abstract: These regulations enhance the existing HIPAA portability regulations by tolling the running of certain time periods in certain circumstances, clarifying the procedures for requesting special enrollment, addressing how the HIPAA portability requirements apply to individuals taking leave under the Family and Medical Leave Act of 1993, and prescribing how to count the number of employees an employer has.

Timetable:

Action	Date	FR Cite
NPRM	12/30/04	69 FR 78800
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-130370-04

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Related RIN: Related to 1545-AW02,
Related to 1545-AX84

RIN: 1545-BD51

2423. GUIDANCE UNDER SECTION 1502; MISCELLANEOUS OPERATING RULES FOR SUCCESSOR PERSONS; SUCCESSION TO ITEMS OF THE LIQUIDATING CORPORATION

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 1502

CFR Citation: 26 CFR 1.1502-13; 26 CFR 1.1502-80

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

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RIN: 1545-BD54

2424. 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	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-130863-04

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CC: COR

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RIN: 1545-BD56

2425. 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	12/00/07	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Additional Information: REG-130671-04

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622-4910

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RIN: 1545-BD65

2426. 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)
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Reviewing attorney: Beverly Katz (202)
622-3060

Treasury attorney: William Bowers
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Related RIN: Related to 1545-BB11

RIN: 1545-BD70

2427. SPECIAL RULES TO REDUCE SECTION 1446 WITHHOLDING

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 1446

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulations provide guidance for partnerships obligated to pay withholding tax under section 1446 of the Internal Revenue Code. Specifically, the regulations address the circumstances under which a partnership may reduce its withholding tax due based upon certifications of losses by foreign partners or when the partnership is in bankruptcy. The regulations will be effective for partnership taxable years beginning after the date the regulations are published in the Federal Register.

Timetable:

Action	Date	FR Cite
NPRM	05/18/05	70 FR 28743
Public Hearing – 10/03/2005	05/18/05	70 FR 28743
NPRM Comment Period End	08/16/05	
Hearing Rescheduled: 11/16/2005	10/03/05	70 FR 57523
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-148649-05

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

Treasury attorney: David Sotos (202) 622-0851

CC:INTL

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Related RIN: Related to 1545-AY28

RIN: 1545-BD80

2428. 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 J. Karet (202) 622-3130

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RIN: 1545-BE04

2429. DISCLOSURE OF RETURN INFORMATION TO THE BUREAU OF THE CENSUS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 6103(j); 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: Under section 6103(j)(1), upon written request from the Secretary of Commerce, the Secretary is to furnish to the Bureau of the Census (Bureau) return information that is prescribed by Treasury regulations for the purpose of, but only to the extent necessary in, structuring censuses and national economic accounts and conducting related statistical activities authorized by law. Section 301.6103(j)(1)-1 of these regulations further defines such purposes by reference to 13 U.S.C. chapter 5 and provides an itemized description of the return information authorized to be disclosed for such purposes.

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

Additional Information: REG-147195-04 and REG-148864-03

Drafting attorney: Charles B. Christopher (202) 622-4580

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Related RIN: Related to 1545-BC93, Related to 1545-BE02, Related to 1545-BE01

RIN: 1545-BE08

2430. 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

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regulated investment company (RIC). An 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	06/00/07	

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

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RIN: 1545-BE09

2431. 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	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-159824-04

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Related RIN: Related to 1545-BA70

RIN: 1545-BE13

2432. CAPITALIZATION OF AMOUNTS PAID TO REPAIR OR IMPROVE TANGIBLE PROPERTY

Priority: Substantive, Nonsignificant

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: Merrill D. Feldstein (202) 622-3887

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RIN: 1545-BE18

2433. 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
NPRM Comment Period End	07/05/05	
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-162813-04

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Related RIN: Related to 1545-BE21

RIN: 1545-BE20

2434. 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

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regulations for reportable transactions under section 1.6011-4.

Timetable:

Action	Date	FR Cite
NPRM	11/02/06	71 FR 64488
NPRM Comment Period End	01/31/07	
Public Hearing – March 20, 2007	02/15/07	72 FR 7360
Final Action	11/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-103038-05

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Related RIN: Related to 1545-BE25

RIN: 1545-BE24

2435. 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	11/02/06	71 FR 64496
NPRM Comment Period End	01/31/07	
Public Hearing – March 20, 2007	02/15/07	72 FR 7360
Final Action	11/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-103039-05
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Related RIN: Related to 1545-BE27

RIN: 1545-BE26

2436. 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."

Timetable:

Action	Date	FR Cite
NPRM	11/02/06	71 FR 64501
NPRM Comment Period End	01/31/07	
Public Hearing – March 20, 2007	02/15/07	72 FR 7361
Final Action	11/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-103043-05

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Related RIN: Related to 1545-BE29

RIN: 1545-BE28

2437. 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
NPRM Comment Period End	04/17/06	
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-106418-05

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Treasury attorney: John Harrington (202) 622-0589

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RIN: 1545-BE34

2438. 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.

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Timetable:

Action	Date	FR Cite
Temporary Regulation	06/00/07	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Additional Information:** REG-161695-04

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Related RIN: Related to 1545-BE23**RIN:** 1545-BE39**2439. 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
NPRM Comment Period End	01/17/06	
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:**

Undetermined

Additional Information: REG-114371-05

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RIN: 1545-BE43**2440. 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	10/17/05	70 FR 60256
Interim Final Rule completed by TD 9227	10/17/05	70 FR 60214
NPRM Comment Period End	12/16/05	
Final Action	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Additional Information:** REG-114444-05

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Related RIN: Related to 1545-BE46**RIN:** 1545-BE45**2441. INFORMATION RETURNS REQUIRED WITH RESPECT TO CERTAIN FOREIGN CORPORATIONS AND OTHER CONFORMING CHANGES****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 provide guidance regarding accounting methods and penalties under section 6038.

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**Additional Information:** REG-109512-05

Drafting attorney: Kate Y. Hwa (202) 622-3840

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RIN: 1545-BE47**2442. 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	10/23/06	71 FR 62067

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Action	Date	FR Cite
NPRM Comment	01/22/07	
Period End		
Final Action	12/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-110405-05

Drafting attorney: Joanne M. Fay (202) 622-8877

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Related RIN: Related to 1545-BE59**RIN:** 1545-BE58**2443. CONVERTING AN IRA ANNUITY TO A ROTH IRA****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Unfunded Mandates:** Undetermined**Legal Authority:** 26 USC 7805**CFR Citation:** Not Yet Determined**Legal Deadline:** None

Abstract: The temporary regulations provide guidance concerning the tax consequences of converting a non-Roth IRA annuity to a Roth IRA. The regulations affect individuals establishing Roth IRAs, beneficiaries under Roth IRAs, trustees, custodians and issuers of Roth IRAs.

Timetable:

Action	Date	FR Cite
NPRM	08/22/05	70 FR 48924
NPRM Comment	11/21/05	
Period End		
Final Action	12/00/07	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None**Additional Information:** REG-122857-05

Drafting attorney: Cathy A. Vohs (202) 622-6090

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Related RIN: Related to 1545-BE66**RIN:** 1545-BE65**2444. 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	12/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-106736-00

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Related RIN: Related to 1545-AX93**RIN:** 1545-BE67**2445. LIFE/NON-LIFE TACKING RULE****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 1502; 26 USC 7805; 26 USC 1503(c); 26 USC 1504(c)**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The proposed regulations address the tacking rule requirement relating to the separation of profit and loss activities.

Timetable:

Action	Date	FR Cite
NPRM	04/25/06	71 FR 23882
TEMP	04/25/06	71 FR 23856
NPRM Comment	07/24/06	
Period End		
Final Action	05/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-133036-05

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RIN: 1545-BE85**2446. 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
NPRM Comment	04/26/06	
Period End		
Final Action	07/00/07	

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

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Additional Information: REG-138879-05

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RIN: 1545-BE87

2447. 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	12/08/06	
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-142270-05

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Related RIN: Related to 1545-BE91

RIN: 1545-BE90

2448. 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	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-143244-05

Drafting attorney: John J. Merrick (202)
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Reviewing attorney: Milton Cahn (202)
622-3810

CC: INTL

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Related RIN: Related to 1545-BE94

RIN: 1545-BE93

2449. 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	06/00/07	

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
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Treasury attorney: John Parcell (202)
622-2578

CC: PSI

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Related RIN: Related to 1545-BE96

RIN: 1545-BE97

2450. 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	12/00/07	

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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 J. Weiss, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7790**Related RIN:** Related to 1545-AY49**RIN:** 1545-BF02**2451. 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	06/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:**

Undetermined

Additional Information: REG-146459-05

Drafting attorney: Cathy A. Vohs (202) 622-6090

Reviewing attorney: Lisa Mojiri-Azad (202) 622-6090

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CC:TEGE

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Related RIN: Related to 1545-BF05**RIN:** 1545-BF04**2452. 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	04/00/07	

Regulatory Flexibility Analysis**Required:** Undetermined**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** REG-146895-05

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Drafting attorney: John Parcell (202) 622-2578

CC: PSI

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Phone: 202 622-3110**Related RIN:** Related to 1545-BF05**RIN:** 1545-BF06**2453. 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	06/00/07	

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-BF08**RIN:** 1545-BF09**2454. 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	12/00/07	

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

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CC: ITA

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Related RIN: Related to 1545-BF29**RIN:** 1545-BF10**2455. 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	07/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Businesses**Government Levels Affected:** Local, State, Tribal**Additional Information:** REG-148071-05

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Treasury attorney: John Cross (202) 622-1322

CC: TEGE

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Related RIN: Related to 1545-BF11**RIN:** 1545-BF12**2456. 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	12/12/06	71 FR 74482
Interim Final Rule completed by TD 9301	12/12/06	71 FR 74467
NPRM Comment Period End	03/12/07	
Final Action	12/00/07	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None**Additional Information:** REG-152043-05

Drafting attorney: Marnette M. Myers (202) 622-4920

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CC: ITA

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Related RIN: Related to 1545-BF89**RIN:** 1545-BF14**2457. 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	06/30/06	71 FR 30640
Interim Final Rule Completed by TD 9264	06/30/06	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-134317-05

Drafting attorney: Grid R. Glycer (202) 622-7930

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CC: COR

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RIN: 1545-BF16**2458. 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	06/00/07	

Regulatory Flexibility Analysis Required: No

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Small Entities Affected: No

Government Levels Affected:
Undetermined

Additional Information: REG-157616-05

Drafting attorney: Patrick S. Kirwan
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Treasury attorney: John Parcell (202)
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Related RIN: Related to 1545-BF19

RIN: 1545-BF20

2459. 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)
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RIN: 1545-BF24

2460. 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	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Governmental
Jurisdictions, Organizations

Government Levels Affected: Local,
State

Additional Information: REG-155608-02

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CC:TEGE

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Related RIN: Previously reported as
1545-BB64

RIN: 1545-BF35

2461. FAILURE TO MAINTAIN LIST OF ADVISEES WITH RESPECT TO REPORTABLE TRANSACTIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 301.6708-1T

Legal Deadline: None

Abstract: Temporary regulation
regarding the penalty imposed under
section 6708 for a person required to
maintain a list under section 6112 who
fails to make the list available upon the
request of the Secretary.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-160873-04

Drafting attorney: Lawrence E. Mack
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RIN: 1545-BF38

2462. 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. Urich (202)
622-4940

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Reviewing attorney: Ashton P. Trice
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622-1981

CC: PA: APJ

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RIN: 1545-BF41

2463. 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	06/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-111244-05

Drafting attorney: Galina V. Kolomietz
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Reviewing attorney: Paul Accettura
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Treasury attorneys: Eric San Juan (202)
622-0224 and Susan Brown (202) 622-
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RIN: 1545-BF44

2464. 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

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CC: INTL

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Related RIN: Related to 1545-BB28

RIN: 1545-BF46

2465. 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	06/06/06	71 FR 32495
NPRM Comment Period End	09/05/06	
Public Hearing	10/24/06	71 FR 32495
Final Action	12/00/07	

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

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RIN: 1545-BF47

2466. SECTION 1221(A)(4) CAPITAL ASSET EXCLUSION FOR ACCOUNTS AND NOTES RECEIVABLE

Priority: Substantive, Nonsignificant

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

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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: No

Government Levels Affected: None

Additional Information: REG-109367-06

Drafting attorney: Kevin S. Brown (202) 622-3920

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Treasury attorney: Michael Novey (202) 622-1339

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RIN: 1545-BF52

2467. 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) 622-4940

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RIN: 1545-BF60

2468. 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

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-160868-04

Drafting attorney: Dillon J. Taylor (202) 622-4940

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Related RIN: Related to 1545-BF61

RIN: 1545-BF62

2469. 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' 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

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RIN: 1545-BF66

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2470. DETERMINATION OF INTEREST EXPENSE DEDUCTION OF FOREIGN CORPORATIONS**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 882**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

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Treasury attorney: Jesse Eggert (202) 622-1540

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**2471. 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:

Action	Date	FR Cite
NPRM	08/04/06	71 FR 44240
NPRM Comment Period End	10/03/06	
Final Action	06/00/07	

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**2472. 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	10/19/06	71 FR 61692
NPRM Comment Period End	01/17/07	
Final Action	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:**

Undetermined

Additional Information: REG-127819-06

Drafting attorney: Lauren R. Taylor (202) 622-3040

Reviewing attorney: Paul 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
Phone: 202 622-3040
Fax: 202 622-4753
Email: lauren.r.taylor@irs.counsel.treas.gov**RIN:** 1545-BF79**2473. 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 20224
Phone: 202 622-4910**RIN:** 1545-BF82**2474. GUIDANCE REGARDING SCOPE OF SECTION 368(A)(1)(D)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** Not Yet Determined

TREAS—IRS

Final Rule Stage

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	12/19/06	71 FR 75898
NPRM Comment Period End	03/19/07	
Final Action	12/00/07	

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 (202) 622-9858

CC: COR

Agency Contact: Bruce Decker, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-8039

Fax: 202 622-4111

Email: bruce.a.decker@irs.counsel.treas.gov

RIN: 1545-BF83

2475. 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	06/00/07	

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 Giblen (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

2476. 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	02/09/07	72 FR 6190
NPRM Comment Period End	04/10/07	
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

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-BF95

RIN: 1545-BF94

2477. • EMPLOYER COMPARABLE CONTRIBUTIONS TO HEALTH SAVINGS ACCOUNTS (HSAS)—NO HSA OPENED.

Priority: Substantive, Nonsignificant

Legal Authority: Not Yet Determined

CFR Citation: 26 CFR 54

Legal Deadline: None

Abstract: A notice of proposed rulemaking provides guidance on employer contributions to Health Savings Accounts (HSAs) under section 4980G in instance where an employee has not established an HSA by the end of the calendar year.

Timetable:

Action	Date	FR Cite
Final Action	06/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

Additional Information: REG-128671-06

Drafting attorney: Mireille Khoury (202) 622-6080

Reviewing attorney: Harry Becker (202) 622-6080

Treasury attorney: Kevin Knopf (202) 622-2329

CC: TEGE

Agency Contact: Mireille T. Khoury, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue, NW, Washington, DC 20224

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Email: mireille.khoury@irs.counsel.treas.gov

RIN: 1545-BF97

TREAS—IRS

Final Rule Stage

2478. • EXCLUSION OF INCOME FROM THE INTERNATIONAL OPERATION OF SHIPS OR AIRCRAFT (TEMPORARY)

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 1.883-2; 26 CFR 1.883-3; 26 CFR 1.883-4; 26 CFR 1.883-5;

Legal Deadline: None

Abstract: The regulation will address amendments to section 1.883-3 regulations.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Federalism: Undetermined

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

Related RIN: Related to 1545-BF90

RIN: 1545-BG00

2479. • ELECTRONIC PAYMENT SYSTEM MAILBOX RULE

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 6302; 26 USC 6311

CFR Citation: 31 CFR 6302-1(h)(6); 31 CFR 6311-2(b)

Legal Deadline: None

Abstract: Proposed and temporary regulations extending the time by which a taxpayer may initiate an electronic tax payment and still have such payment be considered a timely payment.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/00/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: REG-145147-05

Drafting attorney: Natasha Mulleneaux (202) 622-4604

Reviewing attorney: Charles A. Hall (202) 622-4940

CC: PA: APJ

Agency Contact: Natasha M. Mulleneaux, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Ave, NW, Washington, DC 20224
Phone: 202 622-4604
Fax: 703 605-1959
Email: natasha.m.mulleneaux@irs.counsel.treas.gov

RIN: 1545-BG06

2480. • SECTION 7508A REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7508; 26 USC 7508A

CFR Citation: 26 CFR 301.7508A-1 (Revision)

Legal Deadline: None

Abstract: Temporary regulations for postponement of certain tax-related deadlines by reason of Presidentially Declared Disaster Area.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/00/07	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: REG-142680-06

Drafting attorney: Melissa C. Quale (202) 622-7495

Reviewing attorney: Charles A. Hall (202) 622-7269

CC: PA: APJ

Agency Contact: Melissa C. Quale, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue, NW, Washington, DC 20224
Phone: 202 622-7495

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Email: melissa.c.quale@irs.counsel.treas.gov

Related RIN: Related to 1545-BG16

RIN: 1545-BG17

2481. • CALCULATING AND APPORTIONING THE SECTION 11(B)(1) ADDITIONAL TAX UNDER SECTION 1561 FOR CONTROLLED GROUPS

Priority: Info./Admin./Other

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 301.7805

Legal Deadline: None

Abstract: The project will provide guidance to component members of controlled groups in calculating and apportioning the section 11(b)(1) additional tax.

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-104713-07

Drafting attorney: Grid R. Glycer (202) 622-7324

Reviewing attorney: Steven Hankin (202) 622-7930

Treasury attorney: Marc Countryman (202) 622-9858

CC: COR

Agency Contact: Grid R. Glycer, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-7324

Fax: 202 622-6298

Email: grid.r.glycer@irs.counsel.treas.gov

Related RIN: Related to 1545-BG39

RIN: 1545-BG40

2482. • QUALIFIED ZONE ACADEMY BONDS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 1397E; 26 USC 7805

CFR Citation: 26 CFR 1.1397E-1

Legal Deadline: None

TREAS—IRS

Final Rule Stage

Abstract: Temporary regulations providing guidance to state and local governments that issue qualified zone academy bonds and to banks, insurance companies, and other taxpayer hold those bonds regarding the program requirements for qualified zone academy bonds under section 1397E of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/00/07	

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: 202 622-3980
Fax: 202 622-4437
Email: zoran.stojanovic@irs.counsel.treas.gov

Related RIN: Related to 1545-BC61

RIN: 1545-BG44

2483. • DEEMED IRAS IN GOVERNMENTAL PLANS/QUALIFIED NONBANK TRUSTEE RULES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 408(q); 26 USC 7805

CFR Citation: 26 CFR 1.408-2(e); 26 CFR 1.408(a); 26 CFR 1.408(q)-1(f)(1)

Legal Deadline: None

Abstract: Finalizing temporary regulations allowing governmental entities to act as nonbank trustees for deemed IRAs which are part of the entities' qualified plan.

Timetable:

Action	Date	FR Cite
Final Action	04/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Local, State

Additional Information: REG-101447-04

Drafting attorney: Linda L. Conway (202) 622-6952

Reviewing attorney: Cathy A. Vohs (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: 202 622-6952
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Email: linda.l.conway@irs.counsel.treas.gov

RIN: 1545-BG46

2484. • EMPLOYMENT TAX ADJUSTMENTS

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

Legal Authority: 26 USC 6205; 26 USC 6413

CFR Citation: 26 CFR 31.6205-1; 26 CFR 31.6413(a)-1; 26 CFR 31.6413-(a)-2

Legal Deadline: None

Abstract: Temporary amendment of section 31.6205-1, section 31.6413(a)-1, and section 31.6413(a)-2 of the Employment Tax Regulations to provide guidance for employers and employees relating to the adjustment process for employment taxes.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-111583-07

Drafting attorney: Ligeia M. Donis (202) 622-0047

Reviewing attorney: Janine Cook (202) 622-0047

Treasury attorney: Kevin Knopf (202) 622-2329

CC: TEGE

Agency Contact: Ligeia M. Donis, General Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 4006, Washington, DC 20224
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Related RIN: Related to 1545-BG50

RIN: 1545-BG51

Department of the Treasury (TREAS)

Long-Term Actions

Internal Revenue Service (IRS)

2485. 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

Action	Date	FR Cite
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

2486. INCOME OF FOREIGN GOVERNMENTS AND INTERNATIONAL ORGANIZATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

TREAS—IRS

Long-Term Actions

Timetable:

Action	Date	FR Cite
NPRM	06/27/88	53 FR 24100
NPRM Comment	08/26/88	
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

RIN: 1545-AL93

2487. 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

2488. 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	03/01/93	
Period End		
Hearing	04/06/93	
Next Action Undetermined		

Next Action Undetermined

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Martin Scully

Phone: 202 622-8066

RIN: 1545-AN73

2489. 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

2490. INFORMATION REPORTING AND RECORD MAINTENANCE

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: Gregory A. Spring

Phone: 202 622-3870

RIN: 1545-AP10

2491. 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

2492. 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 Undetermined		

Next Action 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

2493. DEFINITION OF CASH VALUE

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: James A. Polfer

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RIN: 1545-AQ70

2494. 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

Email: cathy.a.vohs@irscounsel.treas.gov

RIN: 1545-AT82

2495. FOREIGN CORPORATIONS REGULATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

TREAS—IRS

Long-Term Actions

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**2496. 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 Period End	12/26/96	
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: 202 622-3880Linda S.F. Marshall
Phone: 202 622-6090James A. Quinn
Phone: 202 622-3070**RIN:** 1545-AU29**2497. 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 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**2498. AUTHORIZED PLACEMENT AGENCY****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	11/30/00	65 FR 71277
Second NPRM	07/00/08	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Victoria J. Driscoll
Phone: 202 622-4920
Fax: 202 622-6853**Related RIN:** Related to 1545-BE40**RIN:** 1545-AY18**2499. 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 Period End	06/26/92	
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**2500. 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**2501. AMENDMENT TO THE DEFINITION OF REFUNDING****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1.150-1**Timetable:**

Action	Date	FR Cite
NPRM	04/10/02	67 FR 17309
Next Action Undetermined		

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Local,
State**Agency Contact:** Vassiliki Tsilas
Phone: 202 622-3980
Email: vasiliki.tsilas@irs.counsel.
treas.gov**RIN:** 1545-BA46**2502. 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 Undetermined		

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Agency Contact:** Jason A. Bremer
Phone: 202 622-7951
Email: jason.a.bremer@irs.counsel.
treas.gov**RIN:** 1545-BA99**2503. 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 Undetermined		

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Taylor Cortright
Phone: 202 622-7055**RIN:** 1545-BB18

TREAS—IRS

Long-Term Actions

2504. MIXED USE OUTPUT FACILITIES**Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
ANPRM	09/23/02	67 FR 59767
NPRM	09/26/06	71 FR 56072
Public Hearing set for 01/11/2007	09/26/06	71 FR 56072

Next Action Undetermined

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Local, State**Agency Contact:** Johanna Som de Cerff
Phone: 202 622-3980**Related RIN:** Merged with 1545-BC07**RIN:** 1545-BB23**2505. GENERAL ALLOCATION AND ACCOUNTING REGULATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	09/26/06	71 FR 56072
Public Hearing set for 01/11/2007	09/26/06	71 FR 56072

Next Action Undetermined

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Local, State**Agency Contact:** Johanna Som de Cerff
Phone: 202 622-3980**Related RIN:** Merged with 1545-BB23**RIN:** 1545-BC07**2506. 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 Period End	10/08/03	

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**2507. 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 J. Gee
Phone: 202 622-4970

Email: steven.j.gee@irs.counsel.treas.gov

Related RIN: Related to 1545-AR82**RIN:** 1545-BC16**2508. 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
NPRM Comment Period End	10/17/05	
Hearing	03/08/06	

Next Action Undetermined

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Laura Rebecca Urich
Phone: 202 622-4940Fax: 202 622-1585
Email: laura.r.urich@irs.counsel.treas.gov**Related RIN:** Related to 1545-BC46**RIN:** 1545-BC45**2509. 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

Action	Date	FR Cite
NPRM Comment Period End	06/08/05	

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**2510. 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 Period End	10/04/06	
Final Action	07/00/09	

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**2511. 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
NPRM Comment Period End	10/27/05	

Next Action Undetermined

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Matthew P. Howard
Phone: 202 622-4910**RIN:** 1545-BD92

TREAS—IRS

Long-Term Actions

2512. 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
NPRM Comment Period End	04/03/06	

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

2513. 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

2514. 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: 202 622-3574
Fax: 202 622-7862

Email: stuart.spielman@irs.counsel.treas.gov

RIN: 1545-BE07

2515. 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

2516. DEFINITION OF DEPENDENT AND OTHER RELATED PROVISIONS

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

CFR Citation: Not Yet Determined

Timetable:

Action	Date	FR Cite
NPRM	07/00/08	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Victoria J. Driscoll
Phone: 202 622-4920
Fax: 202 622-6853

RIN: 1545-BE40

2517. SIMPLIFICATION OF EXTENSION PROCESS UNDER SECTION 6081

Priority: 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: Charles A. Hall
Phone: 202 622-4940

Email: charles.a.hall@irs.counsel.treas.gov

Related RIN: Related to 1545-BE63

RIN: 1545-BE62

2518. FOREIGN CURRENCY CONTRACT DEFINED

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: Lauren J. Medovoy
Phone: 202 622-3920
Fax: 202 622-7970

Email: lauren.j.medovoy@irs.counsel.treas.gov

Related RIN: Related to 1545-BE83

RIN: 1545-BE82

2519. 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: Lauren J. Medovoy
Phone: 202 622-3920
Fax: 202 622-7970

Email: lauren.j.medovoy@irs.counsel.treas.gov

Related RIN: Related to 1545-BE82

RIN: 1545-BE83

2520. 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	

TREAS—IRS

Long-Term Actions

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**2521. REVISION OF REGULATIONS TO COMPLY WITH COMMISSIONER'S E-FILE PROGRAM****Priority:** Info./Admin./Other**CFR Citation:** 26 CFR 301**Timetable:**

Action	Date	FR Cite
NPRM	12/22/06	71 FR 76955
NPRM Comment	03/22/07	
Period End		
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Grid R. Glycer

Phone: 202 622-7324

Fax: 202 622-6298

Email: grid.r.glycer@irs.counsel.treas.gov

Related RIN: Related to 1545-BF26**RIN:** 1545-BF25**2522. DEBT SATISFIED BY A PARTNERSHIP INTEREST****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	06/00/08	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:**

Undetermined

Agency Contact: Megan A. Stoner

Phone: 202 622-3070

Email: megan.a.stoner@irs.counsel.treas.gov

RIN: 1545-BF27**2523. TREATMENT OF PAYMENTS IN LIEU OF TAXES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1.141-4(e)(5)**Timetable:**

Action	Date	FR Cite
NPRM	10/19/06	71 FR 61693
NPRM Comment	01/16/07	
Period End		
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None**Agency Contact:** Vassiliki Tsilas

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treas.gov

Carla A. Young

Phone: 202 622-3980

Fax: 202 622-4437

Email: carla.a.young@irs.counsel.treas.gov

treas.gov

RIN: 1545-BF87**2524. SECTION 382 OWNERSHIP CHANGE****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 382(m); 26 USC 7805**CFR Citation:** 26 CFR 1.382-2T**Legal Deadline:** None**Abstract:** This regulation provides rules for determining when an ownership change has occurred under section 382 of the Internal Revenue Code.**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis**

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Additional Information:** REG-209159-86

Drafting attorney: Keith E. Stanley (202) 622-7750

Reviewing attorney: Mark S. Jennings (202) 622-7750

CC: COR

Agency Contact: Keith E. Stanley, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Stop 5420, Washington, DC 20224

Phone: 202 622-7750

Fax: 202 622-7555

Email: keith.e.stanley@irs.counsel.treas.gov

RIN: 1545-BF99**2525. TAXES ON PROHIBITED TAX SHELTER TRANSACTIONS AND RELATED DISCLOSURE REQUIREMENTS (SECTION 610 REVIEW)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 53.4965; 26 CFR 1.6033-4**Legal Deadline:** None**Abstract:** Proposed regulations that would provide guidance under section 4965 of the Internal Revenue Code relating to excise taxes on prohibited tax shelter transactions to which tax-exempt entities are parties and guidance under sections 6033(a)(2) and 6011(g) of the Internal Revenue Code relating to disclosure obligations with respect to such transactions.**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis**

Required: Undetermined

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations**Government Levels Affected:** Undetermined**Federalism:** Undetermined**Additional Information:** REG-142039-06

Drafting attorney: Galina V. Kolomietz (202) 622-6070

Reviewing attorney: Michael Blumenfeld (202) 622-1124

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**Related RIN:** Related to 1545-BG19**RIN:** 1545-BG18**2526. DISCLOSURE REQUIREMENTS WITH RESPECT TO PROHIBITED TAX SHELTER TRANSACTIONS (SECTION 610 REVIEW)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805

TREAS—IRS

Long-Term Actions

CFR Citation: 26 CFR 1.6033-4

Legal Deadline: None

Abstract: Temporary regulations that would provide guidance under sections 6033(a)(2) and 6011(g) of the Internal Revenue Code relating to disclosure obligations with respect to prohibited tax shelter transactions to which tax-exempt entities are parties.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis Required: Undetermined

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: Undetermined

Federalism: Undetermined

Additional Information: REG-142039-06

Drafting attorney: Galina V. Kolomietz (202) 622-6070

Reviewing attorney: Michael Blumenfeld (202) 622-1124

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

Related RIN: Related to 1545-BG18

RIN: 1545-BG19

2527. • REGULATIONS TO PRESCRIBE FORMS FOR PAYMENT OF SECTION 4965 TAXES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 53.6011-1; 26 CFR 53.6071-1; 26 CFR 54.6011-1

Legal Deadline: None

Abstract: These regulations provide that certain tax-exempt entities ("non-plan entities") that are liable for Internal Revenue Code section 4965 excise taxes and entity managers of such entities who are liable for section 4965 excise taxes are required to file Form 4720. The regulations also provide that entity managers of certain tax-exempt entities ("plan entities") who are liable for section 4965 excise taxes are required to file Form 5330. The regulations also specify the filing dates for these returns.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: REG-139268-06

Drafting attorney: Galina V. Kolomietz (202) 622-6070

Reviewing attorney: Michael Blumenfeld (202) 622-1124

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-BG20

2528. • CHANGE TO OFFICE TO WHICH NOTICES OF NONJUDICIAL SALE AND REQUEST FOR RETURN OF WRONGFULLY LEVIED PROPERTY MUST BE SENT.

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 6343; 26 USC 7425; 26 USC 7805

CFR Citation: 26 CFR 301.6343-2; 26 CFR 301.7425-3

Legal Deadline: None

Abstract: This temporary regulation amends regulations currently published under I.R.C. sections 6343 and 7425, relating to requests for return of wrongfully levied property and notices of non-judicial sale, to eliminate references to obsolete IRS officials and offices.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-148951-05

Drafting attorney: Robin M. Ferguson (202) 622-3610

Reviewing attorneys: Mitchel Hyman (202) 622-3610

Pamela Fuller (202) 622-3600

Dominic Paris (202) 622-3400

Treasury attorney: Anita Soucy (202) 622-1766

CC: PA: CBS

Agency Contact: Robin M. Ferguson, Attorney-Advisor, Department of the

Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3610
Fax: 202 622-7561
Email: robin.m.ferguson@irs.counsel.treas.gov

RIN: 1545-BG24

2529. • TYPE III SUPPORTING ORGANIZATION PAYOUT REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: PL 109-208, 120 Stat.; 780 (2006) sec 1241(d); 26 USC 509(a)(3); 26 USC 4943(f)(5); 26 USC 7805;

CFR Citation: 26 CFR 509(a)-4

Legal Deadline: None

Abstract: This regulation will define the term "Functionally Integrated Type III Supporting Organization" and provide the payout requirement for Type III supporting organizations that are not functionally integrated.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis Required: Undetermined

Small Entities Affected: Organizations

Government Levels Affected: Undetermined

Additional Information: REG-155929-06

Drafting attorney: Philip T. Hackney (202) 622-7585

Reviewing attorney: Michael Blumenfeld (202) 622-7103

Treasury attorneys: Susan Brown (202) 622-0999

Eric San Juan (202) 622-0224

CC: TEGE

Agency Contact: Philip T. Hackney, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue, NW, Washington, DC 20224

Phone: 202 622-7585

Fax: 202 622-1036

Email: philip.t.hackney@irs.counsel.treas.gov

RIN: 1545-BG31

2530. • PARTIAL PAYMENTS ON OFFERS IN COMPROMISE

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

Unfunded Mandates: Undetermined

TREAS—IRS

Long-Term Actions

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 7122 (Revision)

Legal Deadline: None

Abstract: Proposed regulations would amend existing regulations regarding the submission of offers in compromise to reflect changes to the law made by section 509 of the Tax Increase Prevention and Reconciliation Act of 2005. The regulations would require persons proposing to settle their tax liabilities for payments of less than the total amount determined and assessed to make partial payments when submitting their offer to compromise and while the offer was under consideration. The regulations would waive the partial payment requirement under specific conditions.

The proposed regulations would also clarify when an offer in compromise is deemed accepted if the IRS has not taken action with respect to the offer within two years of the offer being submitted.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Federalism: Undetermined

Additional Information: REG-142004-06

Drafting attorney: William F. Conroy (202) 622-3620

Reviewing attorney: Lawrence Schattner (202) 622-3620

Treasury attorney: Anita Soucy (202) 622-1766

CC: PA: CBS

Agency Contact: William F. Conroy, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue, NW, Room 5555, Washington, DC 20224
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Fax: 202 622-8882
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RIN: 1545-BG32

2531. • TIME AND MANNER FOR ELECTING CAPITAL GAIN TREATMENT FOR CERTAIN SELF-CREATED MUSICAL WORKS.

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1.1221-3

Legal Deadline: None

Abstract: The proposed regulations will provide the time and manner for making the election specified in section 1221(b)(3).

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-153589-06

Drafting attorney: Jamie J. Kim (202) 622-4950

Reviewing attorneys: Christopher F. Kane (202) 622-3415

Andrew J. Keyso, Jr. (202) 622-7924

Treasury attorney: Eric San Juan (202) 622-0224

CC: ITA

Agency Contact: Jamie J. Kim, General Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW., Room 4509, Washington, DC 20224
Phone: 202 622-4950
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Email: jamie.j.kimt@irs.counsel.treas.gov

Related RIN: Related to 1545-BG35

RIN: 1545-BG34

2532. • TIME AND MANNER FOR ELECTING CAPITAL GAIN TREATMENT FOR CERTAIN SELF-CREATED MUSICAL WORKS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1.1221-3T

Legal Deadline: None

Abstract: The temporary regulations will provide the time and manner for making the election specified in section 1221(b)(3).

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-153589-06

Drafting attorney: Jamie J. Kim (202) 622-4950

Reviewing attorneys: Christopher F. Kane (202) 622-3415

Andrew J. Keyso, Jr. (202) 622-7924

Treasury attorney: Eric San Juan (202) 622-0224

CC: ITA

Agency Contact: Jamie J. Kim, General Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW., Room 4509, Washington, DC 20224
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Fax: 202 622-4579
Email: jamie.j.kimt@irs.counsel.treas.gov

Related RIN: Related to 1545-BG34

RIN: 1545-BG35

2533. • NOTIFICATION REQUIREMENT FOR ENTITIES NOT CURRENTLY REQUIRED TO FILE

Priority: Substantive, Nonsignificant

Legal Authority: PL 109-208, 120 Stat. 1090 (2006) sec. 1223; 26 USC 6033(i)(1); 26 USC 7805

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: The proposed regulations will describe the time and manner in which certain tax exempt organizations not currently required to file are to provide an annual electronic notice including information set forth in the statute.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Organizations

Government Levels Affected:

Undetermined

Additional Information: REG-104942-07

Drafting attorney: Monice L. Rosenbaum (202) 622-6070

Reviewing attorney: James Brokaw (202) 622-6070

Treasury attorneys: Susan Brown (202) 622-0999

Eric San Juan (202) 622-0224

CC: TEGE

Agency Contact: Monice L. Rosenbaum, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6070
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Email: monice.l.rosenbaum@irs.counsel.treas.gov

Related RIN: Related to 1545-BG38

RIN: 1545-BG37

TREAS—IRS

Long-Term Actions

2534. • NOTIFICATION REQUIREMENT FOR ENTITIES NOT CURRENTLY REQUIRED TO FILE**Priority:** Substantive, Nonsignificant**Legal Authority:** PL 109–208, 120 Stat. 1090(2006) sec. 1223; 26 USC 6033(i)(1); 26 USC 7805**CFR Citation:** Not Yet Determined**Legal Deadline:** None**Abstract:** The temporary regulations will describe the time and manner in which certain tax exempt organizations not currently required to file are to provide an annual electronic notice including information set forth in the statute.**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis Required:** Undetermined**Small Entities Affected:** Organizations**Government Levels Affected:** Undetermined**Additional Information:** REG-104942-07

Drafting attorney: Monice L. Rosenbaum (202) 622-6070

Reviewing attorney: James Brokaw (202) 622-6070

Treasury attorneys: Susan Brown (202) 622-0999

Eric San Juan (202) 622-0224

CC: TEGE

Agency Contact: Monice L. Rosenbaum, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622–6070
Fax: 202 622–1036
Email: monice.l.rosenbaum@irs.counsel.treas.gov**Related RIN:** Related to 1545–BG37**RIN:** 1545–BG38**2535. • GUIDANCE ON ARBITRAGE****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 26 USC 148; 26 USC 7805**CFR Citation:** 26 CFR 1.148–0; 26 CFR 1.148–1; 26 CFR 1.148–3; 26 CFR 1.148–4; 26 CFR 1.148–5; 26 CFR 1.148–8; 26 CFR 1.148–11**Legal Deadline:** None**Abstract:** The notice of proposed rulemaking provides that the

Department of Treasury and the Internal Revenue Service propose to provide guidance on arbitrage under Section 148 of the Internal Revenue Code.

Timetable: Next Action Undetermined**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** Local, State**Additional Information:** REG-106143-07

Drafting attorney: Carla A. Young (202) 622-3980

Reviewing attorney: Rebecca Harrigal (202) 622-3449

Treasury attorney: John Cross (202) 622-1322

CC: TEGE

Agency Contact: Carla A. Young, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue, NW., Room 4013, Washington, DC 20224
Phone: 202 622–3980
Fax: 202 622–4437
Email: carla.a.young@irs.counsel.treas.gov**RIN:** 1545–BG41

Department of the Treasury (TREAS)

Completed Actions

Internal Revenue Service (IRS)

2536. TRANSPORTATION OF PERSONS AND PROPERTY BY AIR**Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 49**Completed:**

Reason	Date	FR Cite
Withdrawn	12/05/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Taylor Cortright
Phone: 202 622–7055**RIN:** 1545–AW19**Completed:**

Reason	Date	FR Cite
Final Action completed by TD 9305	12/27/06	71 FR 77594

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** H. Michael Huynh
Phone: 202 435–5265**RIN:** 1545–AW50**Regulatory Flexibility Analysis Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Grant D. Anderson
Phone: 202 622–4930
Fax: 202 622–0735
Email: grant.d.anderson@irs.counsel.treas.gov**RIN:** 1545–AX21**2537. SOURCE OF INCOME FROM CERTAIN SPACE AND OCEAN ACTIVITIES AND FOR COMMUNICATIONS INCOME****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**2538. DEFINITION OF ACCOUNTING METHOD****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Withdrawn—No Further Action Anticipated	04/13/07	

2539. HIGHLY COMPENSATED EMPLOYEE**Timetable:**

Action	Date	FR Cite
Duplicate of RIN 1545- AQ74	04/16/07	

RIN: 1545–AX48

TREAS—IRS

Completed Actions

2540. HIPAA GENERAL NONDISCRIMINATION**Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 54**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9298	12/13/06	71 FR 75014

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Russell Weinheimer
Phone: 202 622-6080**RIN:** 1545-AY32**2541. HIPAA NONDISCRIMINATION EXCEPTION FOR CHURCH PLANS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9299	12/13/06	71 FR 75055

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Russell Weinheimer
Phone: 202 622-6080**RIN:** 1545-AY33**2542. HIPAA NONDISCRIMINATION EXCEPTION FOR BONA FIDE WELLNESS PROGRAMS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action	12/13/06	71 FR 75014

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Russell Weinheimer
Phone: 202 622-6080**RIN:** 1545-AY34**2543. COMMUNICATIONS EXCISE TAX; TAXABLE COMMUNICATION SERVICES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 49**Completed:**

Reason	Date	FR Cite
Withdrawn	06/14/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Taylor Cortright
Phone: 202 622-7055**RIN:** 1545-BB04**2544. ALLOCATION OF FOREIGN TAX CREDITS AMONG PARTNERS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9292	10/19/06	71 FR 61648

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Timothy J. Leska
Phone: 202 622-3050**Related RIN:** Related to 1545-BD70**RIN:** 1545-BB11**2545. MISCELLANEOUS CHANGES TO COLLECTION DUE PROCESS PROCEDURES RELATING TO NOTICE AND OPPORTUNITY FOR HEARING UPON FILING OF NOTICE OF LIEN****Priority:** Other Significant**CFR Citation:** 26 CFR 301**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9290	10/17/06	71 FR 60835

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Laurence K. Williams

Phone: 202 622-3600

Related RIN: Related to 1545-BB97**RIN:** 1545-BB96**2546. MISCELLANEOUS CHANGES TO COLLECTION DUE PROCESS PROCEDURES RELATING TO HEARINGS BEFORE LEVY****Priority:** Other Significant**CFR Citation:** 26 CFR 301**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9291	10/17/06	71 FR 60827

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Laurence K. Williams
Phone: 202 622-3600**Related RIN:** Related to 1545-BB96**RIN:** 1545-BB97**2547. GUIDANCE NECESSARY TO FACILITATE BUSINESS ELECTRONIC FILING****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1; 26 CFR 602**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9300	12/08/06	71 FR 71040

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** Nathan B. Rosen
Phone: 202 622-4910**RIN:** 1545-BC15**2548. CHANGES IN COMPUTING DEPRECIATION****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9307	12/28/06	71 FR 78066

Regulatory Flexibility Analysis**Required:** No

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Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Douglas Kim
Phone: 202 622-3110

Related RIN: Related to 1545-BC17

RIN: 1545-BC18

2549. PROHIBITED ALLOCATION OF SECURITIES IN AN S CORPORATION

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9302	12/20/06	71 FR 76134

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: John T. Ricotta
Phone: 202 622-6060

Related RIN: Related to 1545-BC33

RIN: 1545-BC34

2550. DUAL CONSOLIDATED LOSS REGULATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9315	03/19/07	72 FR 12902

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Jeffrey P Cowan
Phone: 202 622-3860

RIN: 1545-BD10

2551. UNDERPAYMENT FOR QUALIFIED AMENDED RETURNS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9309	01/09/07	72 FR 902

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Laura Rebecca Urich
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treas.gov

RIN: 1545-BD40

2552. TRANSFERS OF RESTRICTED STOCK (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Withdrawn—No Further Action Anticipated	04/16/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Stephen B. Tackney
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Fax: 202 622-7865
Email: stephen.b.tackney@irsounsel.
treas.gov

Related RIN: Related to 1545-BD44

RIN: 1545-BD45

2553. UPDATE OF 415 REGULATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9319	04/05/07	72 FR 16877

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Vernon S. Carter
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Christopher A. Crouch
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Fax: 202 927-1851
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treas.gov

RIN: 1545-BD52

2554. USE OF ELECTRONIC TECHNOLOGIES FOR PROVIDING NOTICES AND TRANSMITTING ELECTIONS AND CONSENTS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1; 26 CFR 35; 26 CFR 54

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9294	10/20/06	71 FR 61877

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Pamela R. Kinard
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treas.gov

RIN: 1545-BD68

2555. 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

Completed:

Reason	Date	FR Cite
Withdrawn—No Further Action Anticipated	04/13/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Joel D. McMahan
Phone: 202 622-4580

Related RIN: Related to 1545-BC93, Related to 1545-BE01, Related to 1545-BE08

RIN: 1545-BE02

2556. REGULATIONS UNDER SECTION 263A REGARDING USE OF SIMPLIFIED SERVICE COST METHOD AND SIMPLIFIED PRODUCTION METHOD

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9318	03/29/07	72 FR 14675

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Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None**Agency Contact:** Steven J. Gee

Phone: 202 622-4970

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Related RIN: Related to 1545-BE61**RIN:** 1545-BE57**2557. DEFERRED COMPENSATION (PROPOSED)****Priority:** Substantive, Nonsignificant**CFR Citation:** None**Completed:**

Reason	Date	FR Cite
Final Action	04/17/07	72 FR 19234

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Stephen B. Tackney

Phone: 202 622-6030

Fax: 202 622-7865

Email: stephen.b.tackney@irsounsel.treas.gov

RIN: 1545-BE79**2558. REMIC RESIDUALS—FOREIGN HOLDERS (TEMPORARY)****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Interim Final Rule Completed by TD 9272	08/01/06	71 FR 43363

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Arturo Estrada

Phone: 202 622-3900

RIN: 1545-BE81**2559. REVISION OF REGULATION TO COMPLY WITH THE COMMISSIONER'S E-FILE PROGRAM (TEMPORARY)****Priority:** Info./Admin./Other**CFR Citation:** 26 CFR 301**Completed:**

Reason	Date	FR Cite
Interim Final Rule Completed by TD 9304	12/22/06	71 FR 76904

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Grid R. Glycer

Phone: 202 622-7324

Fax: 202 622-6298

Email: grid.r.glycer@irsounsel.treas.gov

Related RIN: Previously reported as 1545-BF25**RIN:** 1545-BF26**2560. CHARITABLE CONTRIBUTIONS OF QUALIFIED VEHICLES (TEMPORARY)****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Withdrawn	04/13/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses, Organizations**Government Levels Affected:** None**Agency Contact:** Patricia Zweibel

Phone: 202 622-5020

Related RIN: Related to 1545-BF10**RIN:** 1545-BF29**2561. 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**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9314	03/01/07	72 FR 9245

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** Patrick S. Kirwan

Phone: 202 622-3110

Email: patrick.s.kirwan@irsounsel.treas.gov

Related RIN: Related to 1545-BC27, Related to 1545-AX95**RIN:** 1545-BF37**2562. COMPUTER SOFTWARE UNDER SECTION 199(C)(5)(B)****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Rule Completed by TD 9317	03/20/07	72 FR 12969

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Lauren R. Taylor

Phone: 202 622-3040

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Email: lauren.r.taylor@irsounsel.treas.gov

Related RIN: Related to 1545-BE33**RIN:** 1545-BF56**2563. 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**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9323	04/12/07	72 FR 18386

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Kathryn T. Holman

Phone: 202 622-3840

RIN: 1545-BF64**2564. UNITED STATES DOLLAR APPROXIMATE SEPARATE TRANSACTIONS METHOD****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1; 26 CFR 985-3

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Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9320	03/30/07	72 FR 15043

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Sheila Ramaswamy
Phone: 202 622-3870**RIN:** 1545-BF67**2565. USER FEES FOR PROCESSING INSTALLMENT AGREEMENTS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 300.1; 26 CFR 300.2**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9306	12/28/06	71 FR 78074

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** William Beard
Phone: 202 622-4173
Fax: 202 622-8882
Email: gene.w.beard@irs.counsel.treas.gov**RIN:** 1545-BF69**2566. REPORTING RULES FOR WIDELY HELD FIXED INVESTMENT TRUSTS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9308	12/29/06	71 FR 78351

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Faith Colson
Phone: 202 622-3060**Related RIN:** Related to 1545-BF86**RIN:** 1545-BF75**2567. REPORTING RULES FOR WIDELY HELD FIXED INVESTMENT TRUSTS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1.671-5**Completed:**

Reason	Date	FR Cite
Interim Final Rule Comment Period End	10/02/06	
Final Action Completed by TD 9308	12/29/06	71 FR 78351

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Faith Colson
Phone: 202 622-3060**Related RIN:** Related to 1545-BF75**RIN:** 1545-BF86**2568. TAX INCREASE PREVENTION AND RECONCILIATION ACT OF 2005 AMENDMENTS TO SECTION 199****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1.199-3T; 26 CFR 1.199-5T; 26 CFR 1.1997T; 26 CFR 1.1998T**Completed:**

Reason	Date	FR Cite
Interim Final Rule Completed by TD 9293	10/19/06	71 FR 61662
Interim Final Rule Effective	10/19/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Lauren R. Taylor
Phone: 202 622-3040
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Email: lauren.r.taylor@irs.counsel.treas.gov**Related RIN:** Related to 1545-BF79**RIN:** 1545-BF88**2569. RULES UNDER SECTION 302 OF THE KATRINA EMERGENCY TAX RELIEF ACT OF 2005****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1.9300-1**Completed:**

Reason	Date	FR Cite
Interim Final Rule Completed by TD 9301	12/12/06	71 FR 74467

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Marnette M. Myers
Phone: 202 622-4920
Fax: 703 605-1753
Email: marnette.m.myers@irs.counsel.treas.gov**Related RIN:** Related to 1545-BF14**RIN:** 1545-BF89**2570. SECTION 181—DEDUCTION FOR QUALIFIED FILM AND TELEVISION PRODUCTION COSTS****Priority:** Substantive, Nonsignificant**CFR Citation:** None**Completed:**

Reason	Date	FR Cite
Temporary Regulations Completed by TD 9312	02/09/07	72 FR 6155

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Bernard P. Harvey
Phone: 202 622-3110**Related RIN:** Related to 1545-BF94**RIN:** 1545-BF95**2571. • AMERICAN JOBS CREATION ACT (AJCA) MODIFICATIONS TO 6011, 6111, AND 6112****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 6011; 26 USC 6111; 26 USC 7805**CFR Citation:** 26 CFR 6011; 26 CFR 6111; 26 CFR 7805**Legal Deadline:** None**Abstract:** This temporary regulation provides that taxpayers and material advisors may request a private letter ruling on a reportable transaction under the regular provisions for request private letter ruling.**Timetable:**

Action	Date	FR Cite
Interim Final Rule Completed by TD 9295	11/02/06	71 FR 64458

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Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-103038-05; REG-103039-05 and REG-103043-05
Drafting attorney: Tara Volungis (202) 622-3080

Reviewing attorney: Christine Ellison (202) 622-3070

Treasury attorney: Anita Soucy (202) 1766

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-BE24, Related to 1545-BE26, Related to 1545-BE28**RIN:** 1545-BF98**2572. • RESIDENCE INVOLVING U.S. POSSESSIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 937(a); 26 USC 7805**CFR Citation:** 26 CFR 1.937-1**Legal Deadline:** None**Abstract:** Section 937(a) of the Internal Revenue Code provides rules for determining whether an individual is a "bona fide resident" of a U.S. possession. Generally, Treasury regulations section 1.937-1 provides that an individual is a bona fide resident of a possession if the individual meets a presence test, a tax home test and a closer connection test. This amendment to the final regulations under section 937(a) will incorporate a new alternative under the presence tax for determining whether an individual is a bona fide resident of a U.S. possession.**Timetable:**

Action	Date	FR Cite
Final Action Completed by TD 9297	11/14/06	71 FR 66232

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-144024-06

Drafting Attorney: John David Varley (202) 435-5262

Reviewing Attorney: Douglas Giblen (202) 435-5262

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-BF85, Related to 1545-BC86, Related to 1545-BE22**RIN:** 1545-BG02**2573. • SECTION 1.367(A)-8 REVISIONS (TEMPORARY)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1.367(a)-3T; 26 CFR 1.367(a)-8T**Legal Deadline:** None**Abstract:** This project is for regulations that revise Section 1.367(a)-8. The regulations will provide rules describing how U.S. taxpayers enter into gain recognition agreements in connection with the transfer of stock or securities to foreign corporations. The regulations will also clarify the effect that certain transactions have on existing gain recognition agreements.**Timetable:**

Action	Date	FR Cite
Final Action Completed by TD 9311	02/05/07	72 FR 5174

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-147144-06

Drafting Attorney: Daniel M. McCall (202) 622-3860

CC:INTL

Agency Contact: Daniel M. McCall, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3860**RIN:** 1545-BG10**2574. • CORPORATE REORGANIZATIONS: GUIDANCE ON THE MEASUREMENT OF CONTINUITY OF INTEREST****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1.368-1**Legal Deadline:** None**Abstract:** The temporary regulations will provide guidance regarding when continuity of interest is measured in certain transactions.**Timetable:**

Action	Date	FR Cite
Interim Final Rule Completed by TD 9316	03/20/07	72 FR 12974

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-146247-06

Drafting attorney: Lisa S. Dobson (202) 622-5429

Reviewing attorney: Virginia Voorhees (202) 622-3003

Treasury attorney: Marc Countryman (202) 622-9858

CC: COR

Agency Contact: Lisa S. Dobson, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5426, Washington, DC 20224
Phone: 202 622-5429
Email: lisa.s.dobson@ircounsel.treas.gov**RIN:** 1545-BG14**2575. • ANTI-AVOIDANCE AND ANTI-REIMPORTATION RULES APPLICABLE FOLLOWING A LOSS ON DISPOSITION OF STOCK OF CONSOLIDATED SUBSIDIARIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 1502; 26 USC 7805**CFR Citation:** 26 CFR 1.1502-35**Legal Deadline:** None**Abstract:** This document will provide temporary regulations which add a new general anti-avoidance rule and revise the anti-loss reimportation rules in 1.1502-35. The purpose of the rules is to prevent the duplication of loss and

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prevent a consolidated group of corporations from obtaining more than one tax benefit from a single economy.

Timetable:

Action	Date	FR Cite
Interim Final Rule Completed by TD 9322	04/10/07	72 FR 17804

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-156420-06

Drafting attorney: Phoebe Bennett (202) 622-7770

Reviewing attorney: Theresa Abell (202) 622-7700

CC: COR

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RIN: 1545-BG26

2576. ● CORPORATE REORGANIZATIONS; ADDITIONAL GUIDANCE ON DISTRIBUTIONS UNDER SECTIONS 368(A)(1)(D) AND 354(B)(1)(B)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1.354; 26 CFR 1.368

Legal Deadline: None

Abstract: The IRS is issuing temporary regulations amending TD 9303, which

provides guidance regarding the qualification of certain transactions as reorganizations described in section 368(a)(1)(D) where no stock and/or securities of the acquiring corporation is issued and distributed in the transaction. These regulations clarify that the rules in section 1.368-2(l) are not intended to affect the qualification of related party triangular asset acquisitions as reorganizations described in section 368 relating to the distribution requirement under sections 368(a)(1)(D) and 354(b)(1)(B). The text of these regulations also serves as the text of proposed regulations.

Timetable:

Action	Date	FR Cite
Interim Final Rule Completed by TD 9313	03/01/07	72 FR 9262

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-157834-06

Drafting attorney: Bruce Decker (202) 622-8039

Reviewing attorney: Lisa Fuller (202) 622-7152

Treasury attorney: Marc Countryman (202) 622-9858

CC: Corp

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Related RIN: Related to 1545-BG28

RIN: 1545-BG29

2577. ● GUIDANCE NECESSARY TO FACILITATE BUSINESS ELECTRONIC FILING AND BURDEN REDUCTION

Priority: Info./Admin./Other

Legal Authority: 26 USC 1.1502; 26 USC 7805

CFR Citation: 26 CFR 1.1502; 26 CFR 301.7805

Legal Deadline: None

Abstract: This project will revise a number of regulations that present impediments to e-filing.

Timetable:

Action	Date	FR Cite
Interim Final Rule Completed by TD 9264	05/30/06	71 FR 30591

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-134317-05

Drafting attorney: Grid R. Glycer (202) 622-7324

Reviewing attorney: Theresa A. Abell (202) 622-7700

Treasury attorney: Marc Countryman (202) 622-9858

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Related RIN: Related to 1545-BF16

RIN: 1545-BG49

BILLING CODE 6720-01-S

Department of the Treasury (TREAS)

Office of Thrift Supervision (OTS)

Proposed Rule Stage

2578. 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.

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Proposed Rule Stage

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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John P. Harootunian, Senior Attorney, Business Transactions Division, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
Phone: 202 906-6415

RIN: 1550-AB92

2579. 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	05/22/06	
Period End		
NPRM	08/00/07	

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

Agency Contact: Glenn S. Gimble, Senior Project Manager, Compliance and Consumer Protection, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
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Richard Bennett, Counsel, Regulations and Legislation Division, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
Phone: 202 906-7409

RIN: 1550-AC01

2580. • PERMISSIBLE ACTIVITIES OF SAVINGS AND LOAN HOLDING COMPANIES

Priority: Substantive, Nonsignificant**Legal Authority:** 12 USC 1462; 12 USC 1462a; 12 USC 1463; 12 USC 1464; 12 USC 1467a; 12 USC 1468**CFR Citation:** 12 CFR 584**Legal Deadline:** None

Abstract: OTS is proposing to revise its holding company regulations to permit savings and loan holding companies to engage in the same activities that are permitted for bank holding companies. In addition, OTS proposes to amend a separate provision of its holding company regulations to conform the regulation to the statute it is intended to implement, and to provide approval standards for applications submitted pursuant to the statutory requirement.

Timetable:

Action	Date	FR Cite
NPRM	03/27/07	72 FR 14246
NPRM Comment	04/26/07	
Period End		

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

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RIN: 1550-AC10

2581. • MODEL PRIVACY FORM UNDER THE GRAMM-LEACH-BLILEY ACT

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

Legal Authority: 12 USC 1462a; 12 USC 1463; 12 USC 1464; 12 USC 1828; 15 USC 6801 et seq.

CFR Citation: 12 CFR 573**Legal Deadline:** None

Abstract: OCC, the Board, FDIC, NCUA, FTC, CFTC, SEC, and OTS (the Agencies) are proposing amendments to their rules that implement the privacy provisions of the Gramm-Leach-Bliley Act. These rules require financial institutions to provide initial and annual privacy notices to their customers. As required under Section 728 of the Financial Services

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Regulatory Relief Act of 2006, the Agencies are proposing a safe harbor model privacy form that financial institutions may use to provide disclosures under the privacy rules. This proposal would remove the Sample Clauses contained in these rules as of two years after the date a final rule is published.

Timetable:

Action	Date	FR Cite
NPRM	03/29/07	72 FR 14940
NPRM Comment Period End	05/29/07	

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

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RIN: 1550-AC12

2582. • RECORDKEEPING REQUIREMENTS FOR SAVINGS ASSOCIATION EXCEPTIONS FROM SECURITIES BROKER OR DEALER REGISTRATION

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; 12 USC 1467a

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: The Gramm-Leach-Bliley Act of 1999 replaced broad exceptions for banks from the definitions of “broker” and “dealer” under the Securities Exchange Act of 1934 with specific exceptions. Each of the exceptions permits a bank to act as a broker or dealer with respect to specified securities products or in transactions that meet specific statutory conditions without being subject to regulation by the Securities Exchange Commission (SEC). More recently, the Financial Services Regulatory Relief Act of 2006

extended these same exceptions to savings associations and required the SEC and the Board of Governors of the Federal Reserve System (FRB) to jointly issue a rule to implement the exceptions. They issued a proposed rule on December 26, 2006. Following adoption of a final rule, the OTS, Office of the Comptroller of the Currency, FRB, and Federal Deposit Insurance Corporation will propose substantively identical recordkeeping rules for savings associations and banks and seek to avail themselves of the specific exceptions.

Timetable:

Action	Date	FR Cite
NPRM	08/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1550-AC13

Department of the Treasury (TREAS)

Final Rule Stage

Office of Thrift Supervision (OTS)

2583. IMPLEMENTATION OF A REVISED BASEL CAPITAL ACCORD (BASEL II)

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Legal Authority: 12 USC 1462; 12 USC 1462a; 12 USC 1463; 12 USC 1464; 12 USC 1467a; 12 USC 1828 (note)

CFR Citation: 12 CFR 567

Legal Deadline: None

Abstract: In 2003, the Office of the Comptroller of the Currency, the Board of Governors of the Federal Reserve System, the Federal Deposit Insurance Corporation, and the Office of Thrift Supervision (collectively, the “Federal Banking Agencies”) sought industry comment on a proposed framework for implementing the New Basel Capital Accord in the United States. The advance notice of proposed rulemaking

(ANPRM) described significant elements of the Advanced Internal Ratings-Based approach for credit risk and the Advanced Measurement Approaches for operational risk (together, the advanced approaches).

In the fourth quarter of 2004, the Federal Banking Agencies began a quantitative impact study to help determine the potential impact of implementing the capital framework set forth in the “International Convergence of Capital Measurement and Capital Standards: A Revised Framework,” which updates and makes some significant revisions to the preliminary New Basel Capital Accord document from 2003, upon which the above ANPRM was based.

After review of the results of the quantitative impact study and after further review and full consideration of public comments received on the ANPRM, the Federal Banking Agencies published a notice of proposed

rulemaking for implementation of this capital framework. The NPRM specified criteria that would be used to determine banking organizations that would be required to use the advanced approaches, subject to meeting certain qualifying criteria, supervisory standards, and disclosure requirements. Other banking organizations that would meet the criteria, standards, and requirements also would be eligible to use the advanced approaches. Under the advanced approaches, banking organizations would use internal estimates of certain risk components as key inputs in the determination of their regulatory capital requirements.

Timetable:

Action	Date	FR Cite
ANPRM	08/04/03	68 FR 45900
ANPRM Comment Period End	11/03/03	
NPRM	09/25/06	71 FR 55830
NPRM Comment Period End	01/23/07	

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Action	Date	FR Cite
NPRM Comment Period Extended	12/26/06	71 FR 77518
NPRM Comment Period End	03/26/07	
Final Rule	06/00/07	

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

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Related RIN: Related to 1550-AB11**RIN:** 1550-AB56**2584. 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 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	08/00/07	

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

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Related RIN: Related to 1550-AB33**RIN:** 1550-AB90**2585. 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	04/00/07	

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

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RIN: 1550-AB94**2586. RISK-BASED CAPITAL GUIDELINES; CAPITAL ADEQUACY GUIDELINES; MAINTENANCE; DOMESTIC CAPITAL MODIFICATIONS****Priority:** Economically Significant. Major under 5 USC 801.

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

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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 published an NPRM for implementation of this capital framework.

Timetable:

Action	Date	FR Cite
ANPRM	10/20/05	70 FR 61068
ANPRM Comment Period End	01/18/06	
NPRM	12/26/06	71 FR 77446
NPRM Comment Period End	03/26/07	
Final Rule	06/00/07	

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

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RIN: 1550-AB98**2587. 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	06/00/07	

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

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RIN: 1550-AC00**2588. 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 has proposed 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 is identical to the rules proposed by the other Banking Agencies (OCC, FRB, and FDIC).

Timetable:

Action	Date	FR Cite
NPRM	09/25/06	71 FR 55958
NPRM Comment Period End	01/23/07	
Final Rule	06/00/07	

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

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RIN: 1550-AC02**2589. 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)

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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

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RIN: 1550-AC03

2590. 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	05/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1550-AC07

2591. ● MANAGEMENT OFFICIAL INTERLOCKS

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 3201-3208

CFR Citation: 12 CFR 563f

Legal Deadline: None

Abstract: OCC, the Board, FDIC, and OTS (collectively, the Agencies) are amending their rules regarding management interlocks to implement Section 610 of the Financial Services Regulatory Relief Act of 2006 (Pub. L. 109-251, 120 Stat. 1966)(FSRRA).

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/11/07	72 FR 1274
Interim Final Rule Effective	01/11/07	
Interim Final Rule Comment Period End	02/12/07	
Final Rule	04/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 1550-AC09

2592. ● EXPANDED EXAMINATION CYCLE FOR CERTAIN SMALL INSURED DEPOSITORY INSTITUTIONS AND U.S. BRANCHES AND AGENCIES OF FOREIGN BANKS

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 375b; 12 USC 1462; 12 USC 1462a; 12 USC 1463; 12 USC 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: The Office of the Comptroller of the Currency (OCC), the Board of Governors of the Federal Reserve System (FRS), the Federal Deposit Insurance Corporation (FDIC), and the Office of Thrift Supervision (OTS) (the Agencies) are jointly issuing an interim rule to implement section 605 of the Financial Services Regulatory Relief Act of 2006 (FSRRA), and Public Law No. 109-473, collectively, the Examination Amendments. The Examination Amendments permit insured depository institutions that have up to \$400 million in total assets, and that meet certain other criteria, to qualify for an 18-month (rather than 12-

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month) on-site examination cycle. Prior to enactment of FSRRA, only institutions with less than \$250 million in total assets were eligible for an 18-month on-site examination cycle. In addition to implementing the changes in the Examination Amendments, the Agencies are clarifying when a small insured depository institution is considered “well managed” for purposes of qualifying for an 18-month examination cycle.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/10/07	72 FR 17798
Interim Final Rule Effective	04/10/07	
Interim Final Rule Comment Period End	05/10/07	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Robyn Dennis, Manager, Supervision Policy,

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RIN: 1550-AC11
**Department of the Treasury (TREAS)
Office of Thrift Supervision (OTS)**
Completed Actions
**2593. SUBORDINATED DEBT
SECURITIES AND MANDATORILY
REDEEMABLE PREFERRED STOCK**
Priority: Substantive, Nonsignificant**CFR Citation:** 12 CFR 563**Completed:**

Reason	Date	FR Cite
Final Rule	01/17/07	72 FR 1925
Final Rule Effective	04/01/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** David Riley
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RIN: 1550-AC06
**2594. • COMMUNITY REINVESTMENT
ACT—INTERAGENCY UNIFORMITY**
Priority: Substantive, Nonsignificant**Legal Authority:** 12 USC 1462a; 12 USC 1463; 12 USC 1464; 12 USC

1467a; 12 USC 1814; 12 USC 1816; 12 USC 1828(c); 12 USC 2901-2907

CFR Citation: 12 CFR Part 563e**Legal Deadline:** None

Abstract: OTS is proposing changes to its CRA regulations in four areas to reestablish uniformity between its regulations and those of the other Federal banking agencies. OTS is proposing to: (1) Eliminate the option of alternative weights for lending, investment, and service under the large, retail savings association test; (2) impose a new community development test on savings associations between \$250 million and \$1 billion in assets (intermediate small savings associations); (3) index the asset threshold for small and intermediate small savings associations annually based on changes to the Consumer Price Index; and (4) address the impact on a savings association's CRA rating of evidence of discrimination or other illegal credit practices. OTS anticipates that this rule would not have a significant impact on savings associations.

Timetable:

Action	Date	FR Cite
NPRM	11/24/06	71 FR 67826
NPRM Comment Period End	01/23/07	
Final Rule	03/22/07	72 FR 13429
Final Rule Effective	07/01/07	

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

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RIN: 1550-AC08

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