[FR Doc. 07–2512 Filed 5–21–07; 8:45 am]
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DEPARTMENT OF TRANSPORTATION

Pipeline and Hazardous Materials Safety Administration

Office of Hazardous Materials Safety; Notice of Application for Special Permits

AGENCY: Pipeline and Hazardous Materials Safety Administration (PHMSA), DOT.

ACTION: List of applications for special permits.

SUMMARY: In accordance with the procedures governing the application for, and the processing of, special permits from the Department of Transportation's Hazardous Material Regulations (49 CFR part 107, subpart B), notice is hereby given that the Office of Hazardous Materials Safety has received the application described herein. Each mode of transportation for which a particular special permit is requested is indicated by a number in the ''Nature of Application'' portion of the table below as follows: 1—Motor vehicle, 2—Rail freight, 3—Cargo vessel, 4—Cargo aircraft only, 5—Passenger-carrying aircraft.

DATES: Comments must be received on or before June 21, 2007.

Address Comments to: Record Center, Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, Washington, DC 20590.

Comments should refer to the application number and be submitted in triplicate. If confirmation of receipt of comments is desired, include a self-addressed stamped postcard showing he special permit number.

FOR FURTHER INFORMATION CONTACT: Copies of the applications are available for inspection in the Records Center, Nassif Building, 400 7th Street, SW., Washington, DC or at *http://dms.dot.gov.*

This notice of receipt of applications for special permit is published in accordance with part 107 of the Federal hazardous materials transportation law (49 U.S.C. 5117(b); 49 CFR 1.53(b)).

Issued in Washington, DC, on May 15, 2007.

Delmer Billings,

Director, Special Permits & Approvals Programs, Office of Hazardous Materials, Special Permits & Approvals.

NEW SPECIAL PERMITS

Applicant No.	Docket No.	Applicant	Regulation(s) affected	Nature of special permits thereof
14502–N	....	Ropak Southeast, LaGrange, GA.	49 CFR 178.3(a)(1), 178.502(a)(1).	To authorize the transportation in commerce of approximately 3900 UN 1H1 drums that were incorrectly marked as jerricans (3H1). (Modes 1, 2, 3, 4, 5)
14503–N	....	Gay Lea Foods Co-operative Limited, Guelph, OH.	49 CFR 173.306(b)(1)	To authorize the transportation in commerce of an aerosol foodstuff in a nonrefillable metal container similar to a DOT Specification 2P. (Modes 1, 2, 3, 4, 5)
14505–N	....	Arkema, Inc., Philadelphia, PA	49 CFR 173.31(a) 179.13	To authorize the transportation in commerce of tank cars, containing certain refrigerant gases in Division 2.2, with a maximum gross weight on rails of 286,000 pounds. (Mode 2)
14506–N	....	Jacobs Engineering, Anchorage, AK.	49 CFR 173.4(a)(1)(i)	To authorize the transportation in commerce of Class 3 material in a non-DOT Specification packaging. (Modes 1, 2, 3, 4, 5, 6)
14507–N	....	Gulf Coast Hydrostatic Testers, LLC, Denham Springs, LA.	49 CFR 180.205(f), 180.209(a), 172.203(a), 172.301(c).	To authorize the retesting of DOT Specification 3A, 3AA, and 3AL cylinders by means other than the hydrostatic retest required in 49 CFR 180.209. (Modes 1, 3, 4)
14508–N	....	Gulf Coast Hydrostatic Testers, LLC, Denham Springs, LA.	49 CFR 180.205(f), (g); § 180.209(a), (b)(1)(iv); § 172.203(a); § 172.301(c); § 173.302a(b)(2),(4), (5).	To authorize the retesting of DOT Specifications 3A, 3AA, and 3AL cylinders by means other than the hydrostatic retest required in 49 CFR 180.209 and to allow filling pressure 10% greater than marked service pressure. (Modes 1, 3, 4)
14509–N	....	Pacific Consolidated Industries, LLC, Riverside CA.	49 CFR 173.302(a)(1), 173.304a (a)(1), 175.3.	To authorize the manufacturing, marking, sale and use of brass-lined filament wound cylinders for use in transporting certain Division 2.1 and 2.2 gases. (Modes 1, 2, 3, 5)
14510–N	....	Clean Earth Systems, Inc., Tampa, FL.	49 CFR 173.12(b), 173.12(b)(2)(i).	To authorize the transportation in commerce by motor vehicle of certain hazardous materials in UN4G fiberboard boxes lined with polyethylene. (Mode 1)
14512–N	....	Amfuel, Magnolia, AZ	49 CFR 173.241	To authorize the manufacture, marking sale and use of non-DOT specification bulk packagings for the transportation in commerce of certain Class 8 hazardous materials. (Mode 1)
14513–N	....	Hazmat Services, Inc., Anaheim, CA.	49 CFR 173.12(b)(2)(ii), 172.101(b)(1), 173.12(b)(1).	To authorize the transportation in commerce of chemically-compatible hazardous materials with different hazard classes in lab packs. (Mode 1)

NEW SPECIAL PERMITS—Continued

Applicant No.	Docket No.	Applicant	Regulation(s) affected	Nature of special permits thereof
14515–N	....	STAKO	49 CFR 173.302(a); 173.304(a); 175.3.	To authorize the manufacture, marking and sell of non-DOT specification fiber reinforced plastic cylinders built to DOT FRP–1 standard for use in transporting various flammable and non-flammable gases.(Modes 1, 2, 3, 4, 5)

[FR Doc. 07–2513 Filed 5–21–07; 8:45 am]

BILLING CODE 4909–60–M

DEPARTMENT OF THE TREASURY

Community Development Financial Institutions Fund

Request for Public Comments, New Markets Tax Credit Program

AGENCY: Community Development Financial Institutions Fund, Department of the Treasury.

SUMMARY: This document invites comments from the public on certain issues regarding how, for purposes of the New Markets Tax Credit (NMTC) Program, the Community Development Financial Institutions (CDFI) Fund should ensure that non-metropolitan counties receive a proportional allocation of Qualified Equity Investments (QEIs). All materials submitted will be available for public inspection and copying.

DATES: All comments and submissions must be received by July 6, 2007.

ADDRESSES: Comments should be sent by mail to: NMTC Program Manager, CDFI Fund, U.S. Department of the Treasury, 601 13th Street, NW., Suite 200 South, Washington, DC 20005; by e-mail to *cdfihelp@cdfi.treas.gov*; or by facsimile at (202) 622–7754. This is not a toll free number.

FOR FURTHER INFORMATION CONTACT: Information regarding the CDFI Fund and its programs may be downloaded from the CDFI Fund's Web site at *http://www.cdfifund.gov*.

SUPPLEMENTARY INFORMATION: Section 121(a) of the Community Renewal Tax Relief Act of 2000 (Pub. L. 106–554), enacted on December 21, 2000, amended the Internal Revenue Code (IRC) by adding IRC section 45D, New Markets Tax Credit. Taxpayers that make QEIs in qualified Community Development Entities (CDEs) may claim the NMTC. Under section 45D(a)(2), the NMTC is equal to five percent of the QEI the first three years and six percent for the next four years for a total of 39 percent. The CDE must use substantially all of the cash from a QEI to make Qualified Low-Income Community Investments (QLICIs). IRC section 45D(d)(1) defines a QLICI as: (A) Any capital or equity investment in, or loan to, any Qualified Active Low-Income Community Business (QALICB); (B) the purchase from another CDE of any loan made by such entity which is a QLICI; (C) financial counseling and other services to businesses located in, and residents of, low-income communities; and (D) any equity investment in, or loan to, a CDE.

Under IRC section 45D(c)(1), a CDE is any domestic corporation or partnership if: (A) The primary mission of the entity is to serve, or provide investment capital for, low-income communities or low-income persons; (B) the entity maintains accountability to residents of low-income communities through their representation on any governing board of the entity or on any advisory board to the entity; and (C) the entity is certified as a CDE by the Secretary.

The term low-income community, as defined under IRC section 45D(e)(1), means any population census tract in which: (A) The poverty rate is at least 20 percent; or (B)(i) in the case of a tract not located within a metropolitan area, the median family income for such tract does not exceed 80 percent of statewide median family income, or (ii) in the case of a tract located within a metropolitan area, the median family income for such tract does not exceed 80 percent of the greater of statewide median family income or the metropolitan area median family income. In addition, pursuant to the American Jobs Creation Act of 2004 (Pub. L. 108–357), certain other census tracts and Targeted Populations may be treated as low-income communities.

Section 102(b)(6) of the Tax Relief and Health Care Act of 2006 (Pub. L. 109–432) (the 2006 Act) amended IRC section 45D(i)(6) to provide that the Secretary shall prescribe regulations to ensure that non-metropolitan counties receive a proportional allocation of QEIs.

For purposes of the NMTC Program, the CDFI Fund defines metropolitan area and non-metropolitan area in accordance with OMB Bulletin No. 04–03 (Update of Statistical Area Definitions and Additional Guidance on Their Uses) and based on 2000 Census data.

The CDFI Fund is seeking comments from the public regarding how it should ensure that non-metropolitan counties receive a proportional allocation of QEIs. Commentators are encouraged to consider, at a minimum, the following issues:

1. *Allocations of QEIs.* IRC section 45D(i)(6) requires that the Secretary ensure that non-metropolitan areas receive a proportional allocation of QEIs. However, the CDFI Fund does not allocate QEIs to geographic areas, per se. Rather, the CDFI Fund allocates NMTCs to CDEs, the vast majority of which have service areas encompassing statewide, multi-state or national markets, and which include both metropolitan and non-metropolitan counties. Further, the location of an allocatee CDE's headquarters is neither indicative of the geographic locations of its investors (the sources of its QEIs), nor of where it intends to make its QLICIs. An allocatee headquartered in a non-metropolitan area may make QLICIs in metropolitan areas, just as an allocatee headquartered in a metropolitan area may make QLICIs in non-metropolitan areas. Similarly, an allocatee's investors may be located in metropolitan or non-metropolitan counties. Consequently, commentators are asked to consider several possible alternatives for ensuring that non-metropolitan areas receive a proportional allocation of QEIs:

(a) Location of investors. Should the CDFI Fund endeavor to ensure that a desired proportion of investors (those persons or entities making QEIs in CDEs) reside or be headquartered in non-metropolitan counties?

(b) Location of allocatees. Should the CDFI Fund endeavor to ensure that either: (i) A desired proportion of NMTC allocatees (as a percentage of the total number of allocatees) in any given NMTC allocation round is headquartered in non-metropolitan counties; or (ii) a desired proportion of NMTC allocation authority (as a percentage of the total dollar amount of allocation authority) in any given NMTC allocation round is provided to CDEs