



# Federal Register

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**Monday,  
December 11, 2006**

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**Part XIV**

**Department of State**

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**Semiannual Regulatory Agenda**

**DEPARTMENT OF STATE (STATE)**

**DEPARTMENT OF STATE**

**22 CFR Ch. I**

[Public Notice 5533]

**Unified Agenda of Federal Regulatory and Deregulatory Actions**

**AGENCY:** Department of State.

**ACTION:** Semiannual regulatory agenda.

**SUMMARY:** Consistent with the Regulatory Flexibility Act of 1980, 5 U.S.C. 602, and OMB guidance to the Department of State pursuant to Executive Order 12866, the fall 2006 regulatory agenda of the Department of State is set forth below. The purpose of this publication is to provide information to the public on the Department's regulatory plans.

**FOR FURTHER INFORMATION CONTACT:** Bernard Seward, Office of the Assistant Legal Adviser for Management, Department of State, Room 3422, 2201 C Street NW., Washington, DC 20520, telephone (202) 647-2318.

**Dated:** September 5, 2006.

**Henrietta H. Fore,**

*Under Secretary of State for Management.*

Department of State—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2151	Child Status Protection Act Beneficiaries .....	1400-AB87
2152	Documentation of Immigrant and Nonimmigrant Visas—Fingerprint Requirements .....	1400-AB88
2153	National Security Information Regulations .....	1400-AB91
2154	Department of State Acquisition Regulation (DOSAR) .....	1400-AB98
2155	Intercountry Adoption—Reporting on Non-Convention and Convention Adoptions of Emigrating Children .....	1400-AC20
2156	Card Format Passport .....	1400-AC22
2157	Death and Estate Regulations .....	1400-AC24
2158	Freedom of Information Act Search Fees .....	1400-AC25

Department of State—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2159	Student Exchange Visitor Information System (SEVIS) Rule .....	1400-AB45
2160	Uncertified Foreign Health Care Workers .....	1400-AB68
2161	Documentation of Immigrants Under the Immigration and Nationality Act—Electronic Petition for Diversity Immigrant Status .....	1400-AB84
2162	Documentation of Nonimmigrants Under the Immigration and Nationality Act, as Amended—Professionals Under the North American Free Trade Agreement .....	1400-AB89
2163	Aliens Inadmissible Under the Immigration and Nationality Act—Unlawful Voters .....	1400-AC04
2164	Visas—Documentation of Immigrants: Fifth Preference—Employment-Creation Immigrants .....	1400-AC08
2165	Documentation of Nonimmigrants Under the Immigration and Nationality Act, as Amended: Irish Peace Process Cultural and Training Program, Q Classification .....	1400-AC14
2166	Exchange Visitor Program—Training and Internship Programs .....	1400-AC15
2167	Hague Convention on Intercountry Adoption Act of 2000; Consular Officer Procedures in Convention Cases .....	1400-AC17
2168	Aliens Inadmissible Under the Immigration and Nationality Act—Trackers in Persons .....	1400-AC18
2169	Intercountry Adoption—Issuance of Hague Convention Certificates and Declarations in Convention Adoption Cases .....	1400-AC19
2170	Publications, Coordination and Reporting of International Agreements: Amendments .....	1400-AC21
2171	Passport Procedures—Amendment to Passport Regulations .....	1400-AC23

Department of State—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2172	Department of State Acquisition Regulation (DOSAR) .....	1400-AB90
2173	Documentation of Nonimmigrants Under the Immigration and Nationality Act, as Amended—Air Transit Program ..	1400-AC02
2174	Documentation of Nonimmigrants Under the Immigration Act, as Amended: Border Crossing Cards .....	1400-AC06
2175	Amendment to Passport Requirements and Exceptions .....	1400-AC07
2176	Documents Required for Travel Within the Western Hemisphere .....	1400-AC10
2177	Exchange Visitor Program, Secondary Students .....	1400-AC13
2178	Exchange Visitor Program Au Pairs .....	1400-AC16

## Department of State (STATE)

## Proposed Rule Stage

**2151. CHILD STATUS PROTECTION ACT BENEFICIARIES**

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

**Legal Authority:** 8 USC 1104

**CFR Citation:** Not Yet Determined

**Legal Deadline:** None

**Abstract:** The rule implements the Child Status Protection Act of 2002. The Act helps protect certain immigrant visa applicants from being denied immigration benefits due to their reaching the age of 21 and because of delays in legacy INS petition approval and adjustment processing. If an alien is eligible for relief after reaching age 21, his/her age is frozen throughout the pendency of his/her case. The rule sets forth the special formulas for calculating an alien's age for immigrant visa processing purposes.

**Timetable:**

Action	Date	FR Cite
NPRM	01/00/07	

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

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**RIN:** 1400-AB87

**2152. DOCUMENTATION OF IMMIGRANT AND NONIMMIGRANT VISAS—FINGERPRINT REQUIREMENTS**

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

**Legal Authority:** 8 USC 1104

**CFR Citation:** Not Yet Determined

**Legal Deadline:** None

**Abstract:** The rule announces the Department's intention to fingerprint certain immigrant and nonimmigrant visa applicants. Pursuant to section 303 of the Enhanced Border Security and Visa Entry Reform Act, the Secretary of State will issue to aliens only machine-readable, tamper-resistant

visas and travel and entry documents that use biometric identifiers. Fingerprints will be taken for the purpose of establishing a pilot program for meeting the biometric requirement. 22 CFR 41.105 authorizes consular officers to fingerprint visa applicants if the officer considers that necessary for the purposes of investigation or identification.

**Timetable:**

Action	Date	FR Cite
NPRM	01/00/07	

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

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**RIN:** 1400-AB88

**2153. NATIONAL SECURITY INFORMATION REGULATIONS**

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

**Legal Authority:** EO 12958, as amended

**CFR Citation:** 22 CFR 9

**Legal Deadline:** None

**Abstract:** The rule will revise the regulations governing the classification of national security information under the control of the Department in order to reflect the provisions of E.O. 12958, as amended by E.O. 13292 (March 25, 2003), on national security information.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/06	

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

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**RIN:** 1400-AB91

**2154. DEPARTMENT OF STATE ACQUISITION REGULATION (DOSAR)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** PL 93-400; PL 83-96

**CFR Citation:** 48 CFR 8

**Legal Deadline:** None

**Abstract:** This rule will update the DOSAR to keep it current with changes to the Federal Acquisition Regulation.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/06	

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Gladys G. Gines, Procurement Analyst, Office of the Procurement Executive, Department of State, Washington, DC 20522-0602

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**RIN:** 1400-AB98

**2155. INTERCOUNTRY ADOPTION—REPORTING ON NON-CONVENTION AND CONVENTION ADOPTIONS OF EMIGRATING CHILDREN**

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

**Legal Authority:** 42 USC 14912(e); 42 USC 14914; 42 USC 14932(d)

**CFR Citation:** 22 CFR 99

**Legal Deadline:** None

**Abstract:** This rule implements reporting requirements of the Intercountry Adoption Act of 2000 (the IAA) involving adoptions of children who will emigrate from the United States. The reporting obligations apply to adoptions that are covered under the 1993 Hague Convention on Protection of Children and Co-operation in Respect of Intercountry Adoption (the Convention) and non-convention adoptions. This rule requires that, in Convention cases and non-convention cases involving the emigration of a child from the United States, certain parties, including governmental

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## Proposed Rule Stage

authorities providing adoption services, submit information to the Department's Case Registry.

**Timetable:**

Action	Date	FR Cite
NPRM	02/00/07	
NPRM Comment Period End	04/00/07	

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Anna Mary Coburn, Office of Policy Review and Interagency Liaison, Bureau of Consular Affairs, Department of State, 2201 C Street NW, Washington, DC 20520  
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**RIN:** 1400-AC20

**2156. • CARD FORMAT PASSPORT**

**Priority:** Other Significant

**Legal Authority:** 8 USC 1101(a)(30)

**CFR Citation:** 22 CFR 51.1(e); 22 CFR 22.51

**Legal Deadline:** None

**Abstract:** This regulation will establish an identification card-format passport (passcard) for use in crossing, by land, the borders between the United States and its neighbors. It will also affect the charges and fees concerning the procurement of passports, both changes in the costs of the traditional book format and rates for the new card format.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/06	

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

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Federal

**Agency Contact:** Consuelo Pachon, Attorney Advisor, Department of State, 2100 Pennsylvania Avenue NW, Washington, DC 20037  
Phone: 202 663-2431

**RIN:** 1400-AC22

**2157. • DEATH AND ESTATE REGULATIONS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** secs 234 and 235 of the James W. Nance and Meg Donovan Foreign Relations Authorization Act, Fiscal Years 2000

**CFR Citation:** 22 CFR 72

**Legal Deadline:** None

**Abstract:** This regulation modernizes the Department's Death and Estate Regulations and incorporates changes made in the regulations to sections 234 and 235 of the James W. Nance and Meg Donovan Foreign Relations Authorization Act. The regulations provide guidance to consular officers dealing with the personal estates of U.S. citizens who die overseas.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/06	
NPRM Comment Period End	02/00/07	

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Federal

**Agency Contact:** Michael Meszaros, Attorney Advisor, Department of State, 2100 Pennsylvania Avenue, 4th Floor, Washington, DC 20037  
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**RIN:** 1400-AC24

**2158. • FREEDOM OF INFORMATION ACT SEARCH FEES**

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

**Legal Authority:** 5 USC 522

**CFR Citation:** 22 CFR 171.14(a)

**Legal Deadline:** None

**Abstract:** This rule will revise the existing Department regulation governing the calculation of fees for searching for information in Department files responsive to Freedom of Information Act request.

**Timetable:**

Action	Date	FR Cite
NPRM	12/00/06	
NPRM Comment Period End	01/00/07	

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Nicholas M. Murphy, Foreign Affairs Officer, Department of State, A/RPS/IPS, Room 4057, State Annex 2, 515 22nd Street NW, Washington, DC 20522-6001  
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**RIN:** 1400-AC25

## Department of State (STATE)

## Final Rule Stage

**2159. STUDENT EXCHANGE VISITOR INFORMATION SYSTEM (SEVIS) RULE**

**Priority:** Substantive, Nonsignificant

**Unfunded Mandates:** Undetermined

**Legal Authority:** 8 USC 1101(a)(15)(j), 1182, 1184, 1258; 22 USC 1431 to 1442, 1475e, 2451 to 2460; Foreign Affairs Reform and Restructuring Act, PL 105-277, 112 Stat 2681 et seq;

Reorganization Plan No 2 of 1977, 3 CFR 1977 Comp, p 200; EO 12048 of March 27, 1978, 3 CFR, 1978 Comp, p 168

**CFR Citation:** 22 CFR 62, subpart F

**Legal Deadline:** None

**Abstract:** The Department is amending its Exchange Visitor Program regulations to facilitate the

requirements established by section 641 of Public Law 104-208 (as amended) for the Legacy INS Student and Exchange Visitor Program (SEVP).

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	12/12/02	67 FR 76307

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## Final Rule Stage

Action	Date	FR Cite
Interim Final Rule Comment Period End	01/13/03	
Final Action	12/00/06	

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

**Agency Contact:** Stanley S. Colvin, Acting Director, Office of Exchange Coordination and Designation, Department of State, 301 4th Street SW, Washington, DC 20547  
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**RIN:** 1400-AB45**2160. UNCERTIFIED FOREIGN HEALTH CARE WORKERS****Priority:** Substantive, Nonsignificant**Legal Authority:** 8 USC 1104**CFR Citation:** 22 CFR 40.53**Legal Deadline:** None

**Abstract:** This regulation outlines requirements for foreign health care workers.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	12/17/02	67 FR 77158
Interim Final Rule Comment Period End	02/18/03	
Final Action	03/00/07	

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

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**RIN:** 1400-AB68**2161. DOCUMENTATION OF IMMIGRANTS UNDER THE IMMIGRATION AND NATIONALITY ACT—ELECTRONIC PETITION FOR DIVERSITY IMMIGRANT STATUS**

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

**Legal Authority:** 8 USC 1104**CFR Citation:** 22 CFR 42.33**Legal Deadline:** None

**Abstract:** This rule changes the manner in which aliens may petition for the opportunity to participate in the Diversity Visa Program from a standard mail-in system to an entirely electronic system utilizing a specifically designated Internet website.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	08/18/03	68 FR 49353
Interim Final Rule Comment Period End	10/17/03	
Final Action	01/00/07	

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

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**RIN:** 1400-AB84**2162. DOCUMENTATION OF NONIMMIGRANTS UNDER THE IMMIGRATION AND NATIONALITY ACT, AS AMENDED—PROFESSIONALS UNDER THE NORTH AMERICAN FREE TRADE AGREEMENT****Priority:** Substantive, Nonsignificant**Unfunded Mandates:** Undetermined**Legal Authority:** North American Free Trade Agreement, PL 103-182**CFR Citation:** 22 CFR 41.59**Legal Deadline:** None

**Abstract:** Consistent with NAFTA requirements, this amendment removes limitations on the number of Mexicans who may enter the United States as nonimmigrant professionals.

**Timetable:**

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

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

**Agency Contact:** Ronald L. Acker, Lead Visa Specialist, Department of State, 2401 E Street NW, Washington, DC 20522  
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**RIN:** 1400-AB89**2163. ALIENS INADMISSIBLE UNDER THE IMMIGRATION AND NATIONALITY ACT—UNLAWFUL VOTERS**

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

**Legal Authority:** sec 201(b)(1), PL 106-395 as amended; 212(a)(10) INA; 212(a)(10)(d) INA

**CFR Citation:** 22 CFR 40.104**Legal Deadline:** None

**Abstract:** This rule authorized by the Child Citizenship Act of 2000, Public Law 106-395, amends the Department's visa regulations by adding an exception to the grounds of inadmissibility for aliens who have voted in violation of U.S. law.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	06/21/05	70 FR 35526
Interim Final Rule Effective	07/21/05	
Interim Final Rule Comment Period End	10/21/05	
Final Action	01/00/07	

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

**Agency Contact:** James R. Pritchett, Chief of Legislation and Regulation Division, Visa Services, Department of State, 2401 E Street NW., SA-1, Room 603, Washington, DC 20520  
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**RIN:** 1400-AC04

## STATE

## Final Rule Stage

**2164. VISAS—DOCUMENTATION OF IMMIGRANTS: FIFTH PREFERENCE—EMPLOYMENT—CREATION IMMIGRANTS**

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

**Legal Authority:** 8 USC 1153; PL 108–156; 117 Stat 1945

**CFR Citation:** 22 CFR 42.32

**Legal Deadline:** None

**Abstract:** This rule implements the Basic Pilot Program Extension and Expansion Act of 2003 (Pub. L. 108-156), which reinstates and extends the Illegal Immigration Reform and Immigrant Responsibility Act's employment eligibility verification program for 5 years with a new sunset date of November 2008. In addition, outdated references to the Immigration and Naturalization Service in 22 CFR 42.32 will be updated to reflect the role of the Department of Homeland Security.

**Timetable:**

Action	Date	FR Cite
Final Action	01/00/07	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

**Agency Contact:** Barbara J. Kennedy, Visa Specialist, Department of State, L-603, SA-1, 2401 E Street NW, Washington, DC 20520  
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**RIN:** 1400-AC08

**2165. DOCUMENTATION OF NONIMMIGRANTS UNDER THE IMMIGRATION AND NATIONALITY ACT, AS AMENDED: IRISH PEACE PROCESS CULTURAL AND TRAINING PROGRAM, Q CLASSIFICATION**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 8 USC 1104; PL 105-277, 112 Stat 2681 et seq

**CFR Citation:** 22 CFR 41.57(b); 22 CFR 41.57(b)(ii)

**Legal Deadline:** None

**Abstract:** This rule amends the Department's regulations pertaining to the Irish Peace Process Cultural and Training Program (IPPCTP). The 2004

legislation that extended the program amended some of the qualifications to participate in the program as a Q-2 visa holder. These changes include minimum age, employment status, and maximum amount of time allowed in the program. It also imposed a 2-year foreign residence requirement on Q-2 participants as well as a waiver process for said requirement.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	10/16/01	66 FR 52502
Interim Final Rule Comment Period End	12/17/01	
Final Action	01/00/07	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

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**RIN:** 1400-AC14

**2166. EXCHANGE VISITOR PROGRAM—TRAINING AND INTERNSHIP PROGRAMS**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** Mutual Educational Cultural Act of 1961, PL 87-256, 22 USC 2451, et seq; sec 102 of the Act, 22 USC 2452; sec 101 (c) (15) (J) of the Immigration and Nationality Act, 8 USC 1101 (c) (15) (J)

**CFR Citation:** 22 CFR 62.22

**Legal Deadline:** None

**Abstract:** This rule creates a new category of interns set forth at 22 CFR 62.22 under the Exchange Visitor (J-D) Program.

**Timetable:**

Action	Date	FR Cite
NPRM	04/07/06	71 FR 17768
NPRM Comment Period End	06/06/06	
Final Action	12/00/06	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Federal, State

**Agency Contact:** Stanley S. Colvin, Acting Director, Office of Exchange Coordination and Designation, Department of State, 301 4th Street SW, Washington, DC 20547  
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**RIN:** 1400-AC15

**2167. HAGUE CONVENTION ON INTERCOUNTRY ADOPTION ACT OF 2000; CONSULAR OFFICER PROCEDURES IN CONVENTION CASES**

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

**Legal Authority:** Intercountry Adoption Act of 2000, PL 106-279 (2000) (42 USC 14901 to 14954)

**CFR Citation:** 22 CFR 42.24

**Legal Deadline:** None

**Abstract:** This rule proposes to amend U.S. Department of State regulations to provide for intercountry adoptions that will occur pursuant to the Hague Convention on Protection of Children and Co-Operation in Respect of Intercountry Adoption (hereinafter the "Convention") and the Intercountry Adoption Act of 2000 (hereinafter the "IAA"). This rule also addresses how consular officers will process immigration petitions, visas, and Convention certificates in cases of children immigrating to the United States in connection with an adoption subject to the Convention.

**Timetable:**

Action	Date	FR Cite
Final Action	02/00/07	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** Federal

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**RIN:** 1400-AC17

## STATE

## Final Rule Stage

**2168. ALIENS INADMISSIBLE UNDER THE IMMIGRATION AND NATIONALITY ACT—TRACKERS IN PERSONS****Priority:** Other Significant**Legal Authority:** 8 USC 1104**CFR Citation:** 22 CFR 40.27**Legal Deadline:** None

**Abstract:** This amends the Department's regulations concerning VISA ineligibility by adding a new ground of inadmissibility for aliens involved in significant trafficking in persons. The Department is amending the regulations to comply with the provisions of the Trafficking Victims Protection Act of 2000.

**Timetable:**

Action	Date	FR Cite
Final Action	03/00/07	

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

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**RIN:** 1400-AC18**2169. INTERCOUNTRY ADOPTION—ISSUANCE OF HAGUE CONVENTION CERTIFICATES AND DECLARATIONS IN CONVENTION ADOPTION CASES****Priority:** Other Significant**Legal Authority:** 42 USC 14932**CFR Citation:** 22 CFR 97**Legal Deadline:** None

**Abstract:** This regulation will govern the application process for Hague Convention Certificates and Hague Convention Declarations pursuant in cases involving emigration of a child from the United States. It will establish a process for seeking certification for purposes of Article 23 of the Convention, that an adoption done in the United States following a grant of custody in a Convention country of origin was done in accordance with the Convention.

**Timetable:**

Action	Date	FR Cite
NPRM	06/16/06	71 FR 34857
NPRM Comment	08/15/06	
Period End		
Final Action	06/00/07	

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

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**RIN:** 1400-AC19**2170. • PUBLICATIONS, COORDINATION AND REPORTING OF INTERNATIONAL AGREEMENTS: AMENDMENTS****Priority:** Other Significant**Legal Authority:** 1 USC 112a**CFR Citation:** 22 CFR 181**Legal Deadline:** None

**Abstract:** This rule updates the regulations implementing 1 U.S.C. 112a and 112b, in order to reflect amendments to the statutes governing publication of U.S. international agreements and their transmittal to the Congress. The regulations also need to be amended to reflect adjustments to certain internal procedures within the Department of State.

**Timetable:**

Action	Date	FR Cite
NPRM	05/18/06	71 FR 28831
NPRM Comment	07/17/06	
Period End		
Final Action	12/00/06	

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

**Agency Contact:** John Kim, Assistant Legal Adviser for Treaty Affairs, Department of State, L/T, Room 5420, 2201 C Street NW, Washington, DC 20520

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**RIN:** 1400-AC21**2171. • PASSPORT PROCEDURES—AMENDMENT TO PASSPORT REGULATIONS****Priority:** Other Significant**Legal Authority:** PL 109-167, 119 Stat 3578**CFR Citation:** 22 CFR 51**Legal Deadline:** None

**Abstract:** This interim rule implements the requirements to the Passport Services Enhancement Act of 2005, amending the Passport Act of June 4, 1920, to authorize the Secretary of State to establish and collect a surcharge to cover costs of meeting the increased demand for passports as a result of actions taken to comply with section 7209(b) the Intelligence Reform and Terrorism Prevention Act of 2004 (IRTPA). The Passport Services Enhancement Act authorizes the Department of State to assess a surcharge on applicable fees for the filing of each passport application to offset its additional costs. The surcharge will be collected from within the application fee and will not increase the overall current cost of the passport.

**Timetable:**

Action	Date	FR Cite
Interim Final Rule	08/14/06	71 FR 463961
Interim Final Rule	09/13/06	
Comment Period		
End		
Final Action	12/00/06	

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

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**RIN:** 1400-AC23

## Department of State (STATE)

## Completed Actions

**2172. DEPARTMENT OF STATE ACQUISITION REGULATION (DOSAR)****Priority:** Other Significant**CFR Citation:** 48 CFR 6**Completed:**

Reason	Date	FR Cite
Final Action	06/16/06	71 FR 34836

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Gladys G. Gines

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**RIN:** 1400-AB90**2173. DOCUMENTATION OF NONIMMIGRANTS UNDER THE IMMIGRATION AND NATIONALITY ACT, AS AMENDED—AIR TRANSIT PROGRAM****Priority:** Economically Significant. Major under 5 USC 801.**CFR Citation:** 22 CFR 41.2(i)**Completed:**

Reason	Date	FR Cite
Withdrawn	08/03/06	

**Regulatory Flexibility Analysis****Required:** No**Government Levels Affected:** None**Agency Contact:** Jill Nebel

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**Related RIN:** Related to 1651-AA50**RIN:** 1400-AC02**2174. DOCUMENTATION OF NONIMMIGRANTS UNDER THE IMMIGRATION ACT, AS AMENDED: BORDER CROSSING CARDS****Priority:** Substantive, Nonsignificant**CFR Citation:** 22 CFR 41.32**Completed:**

Reason	Date	FR Cite
Final Action	05/30/06	71 FR 30589

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Charles Robertson

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**RIN:** 1400-AC06**2175. AMENDMENT TO PASSPORT REQUIREMENTS AND EXCEPTIONS****Priority:** Other Significant**CFR Citation:** 22 CFR 41.2; 22 CFR 53.2**Completed:**

Reason	Date	FR Cite
Withdrawn	08/23/06	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Sharon E.

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**Related RIN:** Related to 1651-AA63, Related to 1400-AC10**RIN:** 1400-AC07**2176. DOCUMENTS REQUIRED FOR TRAVEL WITHIN THE WESTERN HEMISPHERE****Priority:** Other Significant. Major status under 5 USC 801 is undetermined.**CFR Citation:** 22 CFR 41.2; 22 CFR 53.2**Completed:**

Reason	Date	FR Cite
Withdrawn	08/23/06	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** State**Agency Contact:** Sharon E.

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**Related RIN:** Previously reported as 1400-AC07**RIN:** 1400-AC10**2177. EXCHANGE VISITOR PROGRAM, SECONDARY STUDENTS****Priority:** Other Significant**CFR Citation:** 22 CFR 62.25**Completed:**

Reason	Date	FR Cite
Final Action	04/04/06	71 FR 16696

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** State**Agency Contact:** Stanley S. Colvin

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**RIN:** 1400-AC13**2178. EXCHANGE VISITOR PROGRAM AU PAIRS****Priority:** Substantive, Nonsignificant**CFR Citation:** 22 CFR 62.31**Completed:**

Reason	Date	FR Cite
Final Action	06/08/06	71 FR 33237

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** Stanley S. Colvin

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**RIN:** 1400-AC16

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