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**Monday,
April 24, 2006**

Part XVI

**Department of the
Treasury**

Semiannual Regulatory Agenda

DEPARTMENT OF THE TREASURY (TREAS)

DEPARTMENT OF THE TREASURY

31 CFR Subtitle A, Chs. I and II

Semiannual Agenda

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 most of 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 23, 2006.

Richard S. Carro,

Senior Advisor to the General Counsel for Regulatory Affairs.

Departmental Offices—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2261	Terrorism Risk Insurance Program; Recoupments of Federal Share of Compensation for Insured Losses	1505-AB10
2262	19 CFR 111 Remote Location Filing	1505-AB20
2263	Uniform Rules of Origin	1505-AB49
2264	Revision of Outbound Redelivery Procedures and Liabilities	1505-AB52
2265	19 CFR 101 Centralization of the Continuous Bond Program at the CBP National Finance Center	1505-AB54
2266	NAFTA: Post-Entry Claims and Merchandise Processing Fee Exemption	1505-AB58
2267	Fees for Certain Services	1505-AB62
2268	19 CFR 177 Administrative Rulings and Protests	1505-AB65
2269	Terrorism Risk Insurance Program; TRIA Extension Act Implementation	1505-AB67
2270	19 CFR 12.155 Entry of Certain Cement Products From Mexico Requiring a Commerce Department Import License	1505-AB68

Departmental Offices—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2271	31 CFR 501 Reporting and Procedures Regulations; Cuban Assets Control Regulations: Publication of Economic Sanctions Enforcement Guidelines	1505-AA95
2272	Country-of-Origin Marking	1505-AB21
2273	Expanded Methods of Payment of Duties, Taxes, Interest, and Fees	1505-AB22
2274	19 CFR 4 User and Navigation Fees; Other Reimbursable Charges	1505-AB24
2275	19 CFR 10 African Growth and Opportunity Act and Generalized System of Preferences	1505-AB26
2276	19 CFR 10 United States-Caribbean Basin Trade Partnership Act and Caribbean Basin Initiative	1505-AB28
2277	19 CFR 24 Reimbursable Customs Inspectional Services—Increase in Hourly Rate Charge	1505-AB29
2278	19 CFR 12 Dog and Cat Protection Act	1505-AB31
2279	19 CFR 141 Single Entry for Unassembled or Disassembled Entities Imported on Multiple Conveyances	1505-AB34
2280	19 CFR 10 Implementation of the Andean Trade Promotion and Drug Eradication Act	1505-AB37

TREAS

Departmental Offices—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2281	Trade Benefits Under the African Growth and Opportunity Act	1505-AB38
2282	19 CFR 24 Fees for Customs Processing at Express Courier Facilities	1505-AB39
2283	Trade Benefits Under the Caribbean Basin Economic Recovery Act	1505-AB40
2284	19 CFR 10 United States—Chile Free Trade Agreement	1505-AB47
2285	19 CFR 10 United States—Singapore Free Trade Agreement	1505-AB48
2286	Recordation of Copyrights and Enforcement Procedures To Prevent Importation of Piratical Articles	1505-AB51
2287	19 CFR 141 Conditional Release Period and Customs Bond Obligations for Food, Drugs, Devices, and Cosmetics (Section 610 Review)	1505-AB57
2288	19 CFR 12 Country of Origin of Textile and Apparel Products	1505-AB60
2289	Dominican Republic-Central America-United States Free Trade Agreement	1505-AB64
2290	Terrorism Risk Insurance Program; TRIA Extension Act Implementation	1505-AB66
2291	Economic Sanctions Enforcement Procedures for Banking Institutions	1505-AB69

Departmental Offices—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2292	31 CFR Ch II Possible Regulation of Access to Accounts at Financial Institutions Through Payment Service Providers	1505-AA74
2293	Financial Subsidiaries	1505-AA81
2294	12 CFR 1501.2 Secretary's Determination of Real Estate Brokerage	1505-AA84
2295	19 CFR 4 Harbor Maintenance Fee	1505-AB11
2296	Donated Cargo Exemption From Harbor Maintenance Fee	1505-AB12
2297	19 CFR 142 Reconciliation	1505-AB16
2298	19 CFR 181 North American Free Trade Agreement (NAFTA)—Implementation of Duty-Deferral Program Provisions	1505-AB17

Departmental Offices—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2299	Financial Activities of Financial Subsidiaries	1505-AA80
2300	12 CFR 1501.2 Secretary's Determination of Other Activities Financial in Nature	1505-AA85
2301	Import Restrictions Imposed on Certain Archaeological and Ethnological Materials From Colombia	1505-AB59
2302	Extension of Import Restrictions Imposed on Archaeological Material Originating in Italy and Representing the Pre-Classical, Classical, and Imperial Roman Periods	1505-AB63

Financial Crimes Enforcement Network—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2303	Customer Identification Programs for Pawn Brokers	1506-AA39
2304	Provision of Banking Services to Money Services Businesses	1506-AA85

Financial Crimes Enforcement Network—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2305	Customer Identification Programs for Travel Agents	1506-AA38
2306	Customer Identification Programs for Loan and Finance Companies	1506-AA40
2307	Customer Identification Programs for Sellers of Vehicles	1506-AA41

TREAS

Financial Crimes Enforcement Network—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2308	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Loan and Finance Companies	1506-AA73
2309	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Businesses Engaged in Vehicle Sales, Including Automobiles, Airplane, and Boat Sales	1506-AA80
2310	Amendments to Bank Secrecy Act Regulations—Casino Recordkeeping and Reporting Requirements	1506-AA84

Financial Crimes Enforcement Network—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2311	31 CFR 103 Amendment to the Bank Secrecy Act Regulations Regarding Reporting of Cross-Border Transportation of Certain Monetary Instruments	1506-AA15
2312	31 CFR 103 Amendment to the Bank Secrecy Act Regulations—Exemptions From the Requirement To Report Transactions in Currency	1506-AA23
2313	31 CFR 103.30 Amendment to the Bank Secrecy Act Regulations—Requirement That Nonfinancial Trades or Businesses Report Certain Currency Transactions	1506-AA25
2314	31 CFR 103.121 Customer Identification Programs for Banks, Savings Associations, and Credit Unions	1506-AA31
2315	31 CFR 103.15 Amendment to the Bank Secrecy Act Regulations—Requirement That Mutual Funds Report Suspicious Transactions	1506-AA37
2316	31 CFR 103.184 Imposition of Special Measures Against the Country of Nauru	1506-AA43
2317	Financial Crimes Enforcement; Amendments to the Bank Secrecy Act Regulations—Nomenclature Changes	1506-AA61
2318	Imposition of Special Measures Against the Commercial Bank of Syria as a Financial Institution of Primary Money Laundering Concern	1506-AA64
2319	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
2320	Imposition of Special Measure Against Infobank as a Financial Institution of Primary Money Laundering Concern ..	1506-AA67
2321	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Mutual Funds	1506-AA68
2322	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Travel Agencies	1506-AA69
2323	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Investment Advisors	1506-AA71
2324	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Financial Institutions	1506-AA72
2325	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Money Services Businesses	1506-AA74
2326	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Commodity Trading Advisors	1506-AA75
2327	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Operators of a Credit Card System	1506-AA76
2328	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Unregistered Investment Companies	1506-AA77
2329	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Dealers in Precious Metals, Stones, or Jewels	1506-AA78
2330	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Persons Involved in Real Estate Closings and Settlements	1506-AA79
2331	Amendment to the Bank Secrecy Act Regulations—Imposition of Special Measure Against Banco Delta Asia SARL	1506-AA83

Financial Crimes Enforcement Network—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2332	31 CFR 103 Amendments to the Bank Secrecy Act Regulations—Special Reporting and Recordkeeping Requirements—Money Services Businesses (MSBs)	1506-AA19

TREAS

Financial Crimes Enforcement Network—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2333	31 CFR 103 Amendment to the Bank Secrecy Act Regulations—Delegation of Authority To Assess Civil Money Penalties on Depository Institutions	1506-AA08
2334	31 CFR 103.175-103.178 Due Diligence Requirements for Correspondent Accounts and Private Banking Accounts	1506-AA29
2335	31 CFR 103.16 Financial Crimes Enforcement Network; Amendment to the Bank Secrecy Act Regulations Requirement That Insurance Companies Report Suspicious Transactions	1506-AA36
2336	31 CFR 103.65 Amendments to the Bank Secrecy Act Regulations—Anti-Money Laundering Programs for Insurance Companies	1506-AA70

Financial Management Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2337	31 CFR 245 Claims on Account of Treasury Checks	1510-AA51

Financial Management Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2338	31 CFR 256 Payments Under Judgment and Private Relief Acts	1510-AA52
2339	31 CFR 901.9 Federal Claims Collection Standard—Collection by Installments	1510-AA91
2340	Federal Government Participation in the ACH	1510-AB00
2341	Payment of Federal Taxes and the Treasury Tax and Loan Program	1510-AB01
2342	Offset of Federal Payments (Other Than Tax Refund and Federal Benefit Payments) To Collect Past-Due, Legally Enforceable Nontax Debt-Grant Payments Amendment	1510-AB05
2343	Federal Process Agents of Surety Companies	1510-AB08
2344	Administrative Offset and Claims Collection Under Reciprocal Agreements With States	1510-AB09

Financial Management Service—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2345	Foreign Exchange Operations	1510-AB03
2346	Federal Government Participation in the Automated Clearing House	1510-AB04
2347	Withholding of District of Columbia, State, City, and County Income or Employment Taxes by Federal Agencies ...	1510-AB06

Alcohol and Tobacco Tax and Trade Bureau—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2348	Proposed Revisions to the Beer Regulations	1513-AB05
2349	Use of the Word “Pure” or Its Variants in the Labeling and Advertising of Alcohol Beverages	1513-AB16
2350	Use of Various Winemaking Terms on Wine Labels and in Advertisements; Request for Public Comment	1513-AB24
2351	Use of the Words Scotch Ale or Scottish Ale or Its Variants on Labels or in Advertising of Malt Beverage Products; Request for Public Comment	1513-AB30

TREAS

Alcohol and Tobacco Tax and Trade Bureau—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2352	Denatured Spirits, Articles, and Nonbeverage Products	1513-AB03
2353	Labeling and Advertising of Wines, Distilled Spirits, and Malt Beverages	1513-AB07
2354	Allergen Ingredient Labeling for Alcohol Beverages	1513-AB08
2355	Alternating Brewery Proprietors	1513-AB09
2356	Petition To Establish the Outer Coastal Plain American Viticultural Area	1513-AB13
2357	Quarterly Excise Tax Filing for Small Alcohol Excise Taxpayers	1513-AB17
2358	Green Valley of Russian River Valley	1513-AB18
2359	Lehigh Valley	1513-AB19
2360	Swan Creek	1513-AB20
2361	San Francisco Bay Expansion	1513-AB21
2362	Snake River Valley	1513-AB22
2363	Proposed Expansion of the Alexander Valley Viticultural Area	1513-AB23
2364	Proposed Establishment of the Tulocay Viticultural Area	1513-AB26
2365	Proposed Establishment of the Paso Robles Westside Viticultural Area	1513-AB27
2366	Availability of Information	1513-AA98
2367	Firearms and Ammunition Excise Taxes, Consignment Sales of Imported Articles	1513-AB12
2368	27 CFR 252 Exportation of Liquors	1513-AA00
2369	27 CFR 270 Determination of Tax and Recordkeeping on Large Cigars	1513-AA16
2370	27 CFR 19, Subpart W Proposed Revisions to the Distilled Spirits Plant Regulations	1513-AA23
2371	27 CFR 4 Proposed Addition of New Grape Variety Names for American Wines	1513-AA42
2372	27 CFR 9 Petition To Establish "Santa Maria Bench" as a New American Viticultural Area	1513-AA51
2373	Form TTB F 5110.51, Formula and Process for Domestic and Imported Alcohol Beverages	1513-AB28
2374	Proposed Modification of Vintage Date Requirements	1513-AB29

Alcohol and Tobacco Tax and Trade Bureau—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2375	New Certification Requirements for Imported Wine	1513-AB00
2376	Petition To Establish San Antonio Valley as a New American Viticultural Area	1513-AB02
2377	Proposed Change to Vintage Date Requirements	1513-AB11
2378	Petition To Establish the Rattlesnake Hills American Viticultural Area	1513-AB14
2379	Petition To Establish the Saddle Rock-Malibu American Viticultural Area	1513-AB15
2380	Administrative Changes to Alcohol, Tobacco, and Firearms Regulations Due to the Homeland Security Act of 2002	1513-AA80
2381	Firearms Excise Tax; Exemption for Small Manufacturers, Producers, and Importers	1513-AB25
2382	27 CFR 275 Implementation of Public Law 105-33, Section 9302, Requiring the Qualification of Tobacco Product Importers and Miscellaneous Technical Amendments	1513-AA10
2383	27 CFR 4 Proposal To Recognize Synonyms for Petite Sirah and Zinfandel Grape Varieties	1513-AA32
2384	27 CFR 9 Petition To Establish "Eola Hills" as a New American Viticultural Area	1513-AA41
2385	27 CFR 4 Organic Claims in Labeling and Advertising of Alcohol Beverages	1513-AA46
2386	27 CFR 9 Petition To Expand the Livermore Valley Viticultural Area	1513-AA54
2387	27 CFR 9 San Francisco Bay and Central Coast Viticultural Areas—Boundary Realignment/Expansion	1513-AA55
2388	27 CFR 9 Petition To Establish "Chehalem Mountains" as a New American Viticultural Area	1513-AA57
2389	27 CFR 7 Labeling and Advertising of Malt Beverages	1513-AA60
2390	Petition To Establish the "Fort Ross Seaview" Viticultural Area	1513-AA64
2391	Petition To Establish the "Shawnee Hills" Viticultural Area	1513-AA70
2392	Proposed Amended Boundaries for the Santa Lucia Highlands and the Arroyo Seco Viticultural Area	1513-AA72
2393	Proposed Establishment of Alta Mesa Viticultural Area	1513-AA82
2394	Proposed Establishment of the Cosumnes River Viticultural Area	1513-AA83
2395	Proposed Establishment of Sloughhouse Viticultural Area	1513-AA84
2396	Proposed Establishment of Mokelumne River Viticultural Area	1513-AA85
2397	Proposed Establishment of Jahant Viticultural Area	1513-AA86
2398	Proposed Establishment of Borden Ranch Viticultural Area	1513-AA87
2399	Proposed Establishment of Clements Hills Viticultural Area	1513-AA88
2400	Proposed Establishment of Tracy Hills Viticultural Area	1513-AA89
2401	Proposed Establishment of Covelo Viticultural Area	1513-AA90

TREAS

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

Sequence Number	Title	Regulation Identifier Number
2402	Petition To Establish "Calistoga" as an American Viticultural Area	1513-AA92
2403	Materials Authorized for the Treatment of Wine and Juice; Processes Authorized for the Treatment of Wine, Juice, and Distilling Material	1513-AA96
2404	Suspension of Special (Occupational) Tax	1513-AB04

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

Sequence Number	Title	Regulation Identifier Number
2405	27 CFR 4 Prohibition of Alcohol Beverage Containers and Standard of Fill for Distilled Spirits and Wine	1513-AA07
2406	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
2407	27 CFR 24.278 Implementation of Wine Credit Provisions of Public Law 104-188	1513-AA05
2408	27 CFR 24.66 Implementation of Public Law 105-34, Section 1416, Relating to Refund of Tax for Domestic Wine Returned to Bond Regardless of Merchantability (Taxpayer Relief Act of 1997)	1513-AA06
2409	27 CFR 4 Amended Standard of Identity for Sherry	1513-AA08
2410	27 CFR 17 Tax-Paid Distilled Spirits Used in Manufacturing Products Unfit for Beverage Use	1513-AA37

Alcohol and Tobacco Tax and Trade Bureau—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2411	Wahluke Slope Viticultural Area	1513-AB01
2412	27 CFR 275 Prohibited Marks on Packages of Tobacco Products and Cigarette Papers and Tubes Imported or Brought Into the United States	1513-AA14
2413	27 CFR 44 Regulatory Changes From Customs Service Final Rule	1513-AA26
2414	27 CFR 40 Shipments of Tobacco Products or Cigarette Papers or Tubes Without Payment of Tax	1513-AA27
2415	27 CFR 9 Proposed Red Hill Douglas County, Oregon American Viticultural Area	1513-AA39
2416	27 CFR 40 Marks, Labels, Notices, and Bonds for, and Removal of, Tobacco Products, and Cigarette Papers and Tubes	1513-AA49
2417	27 CFR 40 In-Transit Stops of Tobacco Products, and Cigarette Papers and Tubes Without Payment of Tax	1513-AA52
2418	Petition No. 2 To Expand the Russian River Valley Viticultural Area	1513-AA67
2419	Petition To Establish "Texoma" as a Viticultural Area	1513-AA77
2420	Ramona Valley Viticultural Area	1513-AA94
2421	Dos Rios Viticultural Area	1513-AA95
2422	Niagara Escarpment Viticultural Area	1513-AA97

Comptroller of the Currency—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2423	Accuracy and Integrity of Information Furnished to a Consumer Reporting Agency	1557-AC89

Comptroller of the Currency—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2424	12 CFR 1 to 5 Regulatory Burden Reduction and Technical Amendments	1557-AC79
2425	Identity Theft Detection, Prevention, and Mitigation Program for Financial Institutions and Creditors	1557-AC87
2426	Implementation of a Revised Basel Capital Accord (Basel II)	1557-AC91

TREAS

Comptroller of the Currency—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2427	Risk-Based Capital Guidelines; Capital Adequacy Guidelines; Capital Maintenance: Domestic Capital Modifications	1557-AC95
2428	Risk-Based Capital Standards: Market Risk	1557-AC99

Comptroller of the Currency—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2429	Fair Credit Reporting: Affiliate Marketing Regulations	1557-AC88
2430	Assessment of Fees	1557-AC96

Comptroller of the Currency—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2431	Recordkeeping Requirements for Bank Exceptions From Securities Broker or Dealer Registration	1557-AB93
2432	Interagency Proposal To Consider Alternative Forms of Privacy Notices Under the Gramm-Leach-Bliley Act	1557-AC80

Comptroller of the Currency—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2433	Fair Credit Reporting: Use of Medical Information	1557-AC85
2434	Securities Borrowing Transactions	1557-AC90
2435	12 CFR Part 4 One-Year Post-Employment Restrictions for Senior Examiners	1557-AC94
2436	12 CFR 1-3 District of Columbia-Chartered Banks	1557-AC97
2437	Securities Offering Disclosure Rules; Nonpublic Offerings	1557-AC98

Internal Revenue Service—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2438	Clarification of Treatment of Separate Limitation Losses	1545-AM11
2439	Outbound Transfers of Property to Foreign Corporations	1545-AM97
2440	Foreign Insurance Company—Domestic Election	1545-AO25
2441	Taxation of Global Trading	1545-AP01
2442	Information Reporting and Record Maintenance	1545-AP10
2443	Definition of “Highly Compensated Employee”	1545-AQ74
2444	Integrated Financial Transaction	1545-AR20
2445	Application of Attribution Rules to Foreign Trusts	1545-AU91
2446	Substantiating Travel Expense Deductions for Members of Congress	1545-AV55
2447	Rules for Sourcing Certain Transportation Income, Space, or Ocean Activity Income, and Related Foreign Base Company Shipping Income	1545-AX02
2448	Guidance on Cost Recovery in the Entertainment Industry	1545-AX12
2449	Inspection of Written Determinations	1545-AX40
2450	Awarding of Costs and Certain Fees	1545-AX46
2451	Highly Compensated Employee	1545-AX48
2452	Definition of Passive Foreign Investment Company Under Section 1297	1545-AX78
2453	Clarification of Foreign-Based Company Sales Income Rules	1545-AX91
2454	Taxable Years of Controlled Foreign Corporations (CFCs) and Foreign Personal Holding Companies (FPHCs)	1545-AY30
2455	Dollar-Value LIFO	1545-AY39

TREAS

Internal Revenue Service—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2456	Special Rules Relating to Transfers of Intangibles to Foreign Corporations	1545–AY41
2457	Previously Taxed Earnings and Profits Under Subpart F	1545–AY54
2458	Liabilities Assumed in Certain Corporate Transactions	1545–AY74
2459	Disclosure of Returns and Return Information in Judicial and Administrative Tax Proceedings	1545–AY89
2460	Transactions Involving Obligations of Consolidated Group Members	1545–BA11
2461	Deductibility of Employer Contributions for Deferred Compensation	1545–BA13
2462	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
2463	Allocation and Apportionment Rules: Guidance on Selected Issues	1545–BA64
2464	Allocation of New Markets Tax Credit	1545–BA84
2465	Section 1248 Attribution Principles	1545–BA93
2466	Guidance To Facilitate Electronic Tax Administration	1545–BA96
2467	Communications Excise Tax; Taxable Communication Services	1545–BB04
2468	Accrual Rules for Creditable Foreign Taxes and Guidance on Change in Taxable Year	1545–BB27
2469	Application of Separate Limitations to Dividends From Noncontrolled Section 902 Corporation	1545–BB28
2470	Amending the Low-Income Housing Tax Credit Program	1545–BB37
2471	Substitute Dividend Payments in Securities Lending and Similar Transactions	1545–BB56
2472	Loss on Subsidiary Stock	1545–BB61
2473	Liquidation of an Interest	1545–BB71
2474	REMIC Residuals—Timing of Income for Foreign Holders	1545–BB84
2475	Dependent Care Credit	1545–BB86
2476	General Allocation and Accounting Regulations	1545–BC07
2477	Utility Allowance Regulation Update	1545–BC22
2478	Additional Guidance Regarding Mark-to-Market Accounting for Traders in Securities and/or Commodities, Including Foreign Currency Instruments	1545–BC48
2479	Stewardship Expenses	1545–BC52
2480	Coordination of United States and Certain Possessions Income Taxes	1545–BC54
2481	Guidance Under Section 2053 Regarding Post-Death Events	1545–BC56
2482	Below-Market Loans	1545–BC78
2483	Regulations Governing the Performance of Actuarial Services Under the Employee Retirement Income Security Act of 1974	1545–BC82
2484	Revision of Section 301.6103(j)-1 for Disclosure to the Bureau of Economic Analysis, Department of Commerce ...	1545–BC93
2485	Guidance Regarding the Active Trade or Business Requirement Under Section 355(b)	1545–BC94
2486	Accumulated Adjustment Account and Other Corporate Separations Under Section 355	1545–BC98
2487	Support Test in the Case of a Child of Divorced Parents	1545–BD01
2488	Definition of Qualified Foreign Corporation	1545–BD15
2489	REMIC Interest-Only Regular Interests	1545–BD18
2490	Section 42 Qualified Contract Provisions	1545–BD20
2491	Payments for Which No Return of Information Is Required Under Section 6041	1545–BD21
2492	Definition of Disqualified Person	1545–BD28
2493	Transfers of Restricted Stock	1545–BD44
2494	Classification of Indian Tribal Corporations	1545–BD61
2495	Declaratory Judgment—Gift Tax Value	1545–BD67
2496	Regulations Under Section 706 Regarding Determination of Distributive Share When a Partner's Interest Changes	1545–BD71
2497	Shareholder's Basis in Stock of an S Corporation	1545–BD72
2498	Guidance Under Section 707(c) Regarding Guaranteed Payments	1545–BD74
2499	Update and Revision of Treasury Regulation Sections 1.381(c)(4) and (5)-1	1545–BD81
2500	Amendments to 26 CFR Section 1.263(a)-5 Regarding Treatment of Capitalized Costs	1545–BD82
2501	Guidance Regarding Selected Issues Under Section 336(e)	1545–BD84
2502	Definition of the "Due Date" for Purposes of Calculating Overpayment Interest Under Section 301.6611(h)	1545–BD86
2503	Reduction of Fuel Excise Tax Evasion	1545–BE03
2504	Elimination of Country-by-Country Reporting to Shareholders of Foreign Taxes Paid by Regulated Investment Companies	1545–BE09
2505	Intra-Group Gross Receipts Under Section 41	1545–BE14
2506	Capitalization of Amounts Paid To Repair or Improve Tangible Property	1545–BE18
2507	Farmer and Fisherman Income Averaging Under the American Jobs Creation Act of 2004 (AJCA)	1545–BE23
2508	Section 6011 Regulations	1545–BE24
2509	Section 6111 Regulations	1545–BE26
2510	Section 6112 Regulations	1545–BE28

TREAS

Internal Revenue Service—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2511	Tractors, Trailers, Trucks, and Tires	1545-BE31
2512	Release of Lien or Discharge of Property	1545-BE35
2513	Farmer and Fisherman Income Averaging Under the American Jobs Creation Act of 2004 (AJCA) (Temporary)	1545-BE39
2514	Definition of Dependent and Other Related Provisions	1545-BE40
2515	Balanced System for Measuring Organizational and Employee Performance Within the Internal Revenue Service	1545-BE45
2516	Information Returns Required With Respect to Certain Foreign Corporations and Other Conforming Changes	1545-BE47
2517	Special Depreciation Allowance—Extended Placed-In-Service Date	1545-BE55
2518	Research Expenditures Resulting in Inventory Property	1545-BE64
2519	Section 401(a)(4) Guidance	1545-BE69
2520	Information Reporting on Real Estate Transactions	1545-BE73
2521	Start-Up and Organizational Expenditures	1545-BE77
2522	Foreign Currency Contract Defined (Temporary)	1545-BE83
2523	Life/Non-Life Tacking Rule	1545-BE85
2524	Targeted Populations Under Section 45D(e)(2)	1545-BE89
2525	Railroad Track Maintenance Credit	1545-BE90
2526	S Corporation Guidance Under American Jobs Creation Act of 2004	1545-BE95
2527	Capital Costs Incurred To Comply With EPA Sulfur Regulations	1545-BE96
2528	Disallowance of Partnership Loss Transfers and Basis Reduction in Stock of a Corporate Partner	1545-BE98
2529	Section 704(c) and 737 Regulations Update	1545-BE99
2530	Cafeteria Plans	1545-BF00
2531	Election To Expense Certain Refineries	1545-BF05
2532	Credit Card Claims	1545-BF07
2533	Nuclear Decommissioning Cost	1545-BF08
2534	Clean Renewable Energy Bonds	1545-BF11
2535	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
2536	Rules Under Section 302 of the Katrina Emergency Tax Relief Act of 2005	1545-BF14
2537	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
2538	Alcohol Fuel and Biodiesel	1545-BF17
2539	Credit for Production From Advanced Nuclear Power Facilities	1545-BF19
2540	Procedures for Administrative Review of a Determination That an Authorized Recipient Has Failed To Safeguard Federal Tax Returns or Return Information	1545-BF21
2541	Subchapter S Banks	1545-BF24
2542	Revision of Regulations To Comply With Commissioner's e-File Program	1545-BF25
2543	Debt Satisfied by a Partnership Interest	1545-BF27
2544	Taxpayer Assistance Orders	1545-BF33
2545	Accuracy-Related Penalties	1545-BF40

Internal Revenue Service—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2546	Income Tax—Definition of Qualified Possession Source Investment Income for Purposes of Puerto Rico and Possession Tax Credit	1545-AC10
2547	Information From Passport and Immigration Applicants	1545-AJ93
2548	Computation of a Branch's Taxable Income; Taxation of Exchange Gain or Loss on Branch Remittances	1545-AM12
2549	Earnings Stripping Payments	1545-AO24
2550	Registration Required Obligations	1545-AP33
2551	Mark-to-Market Upon Disposition	1545-AS85
2552	Recomputation of Life Insurance Reserves	1545-AU49
2553	Agreements for Payment of Tax Liabilities in Installments	1545-AU97
2554	Mark-to-Market Accounting for Dealers in Commodities and Traders in Securities and Commodities	1545-AW06
2555	Stocks and Securities Safe Harbor Exception	1545-AW13
2556	Intercompany Obligations	1545-AW30
2557	Source of Income From Certain Space and Ocean Activities and for Communications Income	1545-AW50
2558	Reporting of Payments to Attorneys	1545-AW72

TREAS

Internal Revenue Service—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2559	Stock Transfer Rules—Carryover of Earnings and Taxes	1545–AX65
2560	Allocation and Apportionment of Interest Expense and Certain Other Expenses	1545–AX72
2561	Capitalization of Interest and Carrying Charges Properly Allocable to Straddles	1545–AX92
2562	Authorized Placement Agency	1545–AY18
2563	Guidance on Changes to the Laws for Corporate Estimated Taxes	1545–AY22
2564	HIPAA General Nondiscrimination	1545–AY32
2565	HIPAA Nondiscrimination Exception for Church Plans	1545–AY33
2566	HIPAA Nondiscrimination Exception for Bona Fide Wellness Programs	1545–AY34
2567	Allocation of Income and Deductions From Intangibles	1545–AY38
2568	Election—Asset Acquisitions of Insurance Companies	1545–AY49
2569	Normalization	1545–AY75
2570	Transitional Relief for Qualified Intermediaries	1545–AY92
2571	Consolidated Returns; Nonapplicability of Section 357(c)	1545–BA09
2572	Reductions of Accruals and Allocations Because of Increased Age	1545–BA10
2573	Amendment to the Definition of Refunding	1545–BA46
2574	Noncompensatory Partnership Options	1545–BA53
2575	Circular 230—Phase 2 Nonshelter Revisions	1545–BA72
2576	Redemptions Treated as Dividends	1545–BA80
2577	Guidance on Reporting of Deposit Interest Paid to Nonresident Aliens	1545–BA86
2578	Allocation of Foreign Tax Credits Among Partners	1545–BB11
2579	Investigative Disclosures	1545–BB16
2580	Toll Telephone Service—Definition	1545–BB18
2581	Mixed Use Output Facilities	1545–BB23
2582	Section 482: Methods To Determine Taxable Income in Connection With a Cost Sharing Arrangement	1545–BB26
2583	Treatment of Services Under Section 482	1545–BB31
2584	Limitation on Use of Nonaccrual Experience Method of Accounting	1545–BB43
2585	Special Depreciation Allowance	1545–BB57
2586	Contributions To Purchase Certain Retirement Annuities or Custodial Accounts Under Section 403(b)	1545–BB64
2587	Notional Principal Contracts; Contingent Nonperiodic Payments	1545–BB82
2588	Predecessors or Successors Under Section 355(e)	1545–BB85
2589	Guidance Regarding Mark-to-Market Valuation for Certain Securities	1545–BB90
2590	Partnership Equity for Services	1545–BB92
2591	Accrual for Certain REMIC Regular Interests	1545–BB94
2592	Miscellaneous Changes to Collection Due Process Procedures Relating to Notice and Opportunity for Hearing Upon Filing of Notice of Lien	1545–BB96
2593	Miscellaneous Changes to Collection Due Process Procedures Relating to Hearings Before Levy	1545–BB97
2594	Entry of Taxable Fuel	1545–BC08
2595	Guidance Necessary To Facilitate Business Electronic Filing	1545–BC15
2596	Changes in Computing Depreciation	1545–BC18
2597	Special Consolidated Return Rules for Interest Expense Disallowed Under Section 265(a)(2)	1545–BC23
2598	Guidance Regarding Application of Section 265(a)(2) and 246A in Transactions Involving Related Parties, Pass- Through Entities, or Other Intermediaries	1545–BC24
2599	Prohibited Allocation of Securities in an S Corporation	1545–BC34
2600	Guidance on PFIC Purging Elections	1545–BC37
2601	Qualified Severance Regulations	1545–BC50
2602	Suspension of Running of Period of Limitation During a Proceeding To Enforce or Quash a Designated or Related Summons	1545–BC55
2603	Qualified Zone Academy Bonds; Obligations of States and Political Subdivisions	1545–BC61
2604	Guidance Under Section 707 Regarding Disguised Sales	1545–BC63
2605	Section 1045 Application to Partnerships	1545–BC67
2606	Collection After Assessment	1545–BC72
2607	Exclusion of Employees of 501(c)(3) Organizations in 401(k) and 401(m) Plans	1545–BC87
2608	Solid Waste Disposal Facilities	1545–BD04
2609	Public Inspection of Written Determinations Under Section 6110 of the Internal Revenue Code (Temporary)	1545–BD09
2610	Dual Consolidated Loss Regulations	1545–BD10
2611	Escrow Accounts, Trusts, and Other Funds Used During Deferred Exchanges of Like-Kind Property	1545–BD19
2612	Guidance on Phased Retirement	1545–BD23
2613	Requirements for Reorganizations	1545–BD31
2614	Coordination of United States and Certain Possessions Income Taxes (Temporary)	1545–BD32

TREAS

Internal Revenue Service—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
2615	Underpayment for Qualified Amended Returns	1545-BD40
2616	Transfers of Restricted Stock (Temporary)	1545-BD45
2617	Treatment of Disregarded Entities Under Section 752	1545-BD48
2618	Update of 415 Regulations	1545-BD52
2619	Guidance Under Section 1502; Miscellaneous Operating Rules for Successor Persons; Applicability of Section 381	1545-BD54
2620	Manufacturer Incentive Payments in an Intercompany Transaction	1545-BD55
2621	Asset Transfers Following Putative Reorganizations	1545-BD56
2622	Aggregate Computation; Allocation of Research Credit	1545-BD60
2623	Mandatory e-Filing for Forms 1120	1545-BD65
2624	Use of Electronic Technologies for Providing Notices and Transmitting Elections and Consents	1545-BD68
2625	Section 704(b)(2) and Substantiality	1545-BD70
2626	Special Rules To Reduce Section 1446 Withholding	1545-BD80
2627	Flat Rate Supplemental Wage Withholding	1545-BD96
2628	Revision of Section 301.6103(j)-1 for Disclosure to the Bureau of Economic Analysis, Department of Commerce (Temporary)	1545-BE02
2629	Dye Injection	1545-BE04
2630	Circular 230—Covered Opinion Amendments	1545-BE13
2631	Withholding Exemptions	1545-BE20
2632	Section 6011 Regulations (Temporary)	1545-BE25
2633	Section 6111 Regulations (Temporary)	1545-BE27
2634	Section 6112 Regulations (Temporary)	1545-BE29
2635	Income Attributable to Domestic Production Activities	1545-BE33
2636	Guidance Under Subpart F Relating to Partnerships	1545-BE34
2637	Disregarded Entities and Collections	1545-BE43
2638	Special Depreciation Allowance-Extended Placed-In-Service Date (Temporary)	1545-BE56
2639	Regulations Under Section 263A Regarding Use of Simplified Service Cost Method and Simplified Production Method	1545-BE57
2640	Limitation on Transfer of Built-In Losses (Temporary)	1545-BE59
2641	Assumption of Liabilities	1545-BE67
2642	Dividends Paid Deduction for Stock Held in Employee Stock Ownership Plan	1545-BE74
2643	Deferred Compensation (Proposed)	1545-BE79
2644	REMIC Residuals—Foreign Holders (Temporary)	1545-BE81
2645	Railroad Track Maintenance Credit (Temporary)	1545-BE91
2646	Guidance Under Section 7874 for Determining Ownership by Former Shareholders or Partners of Domestic Entities	1545-BE93
2647	Capital Costs Incurred To Comply With EPA Sulfur Regulations (Temporary)	1545-BE97
2648	Designated Roth Accounts Under Section 402A	1545-BF04
2649	Election To Expense Certain Refineries (Temporary)	1545-BF06
2650	Nuclear Decommissioning Costs (Temporary)	1545-BF09
2651	Charitable Contributions of Certain Motor Vehicles	1545-BF10
2652	Clean Renewable Energy Bonds (Temporary)	1545-BF12
2653	Credit for Production From Advanced Nuclear Power Facilities (Temporary)	1545-BF20
2654	Revision of Regulation To Comply With the Commissioner's e-File Program (Temporary)	1545-BF26
2655	Charitable Contributions of Qualified Vehicles (Temporary)	1545-BF29
2656	Intercompany Transactions; Manufacturer Incentive Payments	1545-BF32
2657	Entertainment Expense Disallowance	1545-BF34
2658	Section 3121(a)(5)(D) Regulation (Salary Reduction Agreement) (Temporary)	1545-BF35
2659	Amendment of Statutory Mergers and Consolidations	1545-BF36
2660	Depreciation of MACRS Property That Is Acquired in a Like-Kind Exchange or as a Result of an Involuntary Conversion	1545-BF37

TREAS

Internal Revenue Service—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2661	Income Tax—Taxpayer's Obligation To File a Notice of Redetermination of Foreign Tax and Civil Penalties for Failure To File	1545-AC09
2662	FSC Transfer Pricing Rules, Distributions, Dividends Received, Deduction, and Other Special Rules for FSC	1545-AI16
2663	Foreign Corporations	1545-AK74
2664	Nonrecognition of Corporate Distributions and Reorganizations Under the Foreign Investment in Real Property Tax Act	1545-AK79
2665	Income of Foreign Governments and International Organizations	1545-AL93
2666	Earnings and Profits of Controlled Foreign Corporations	1545-AM90
2667	Caribbean Basin Investments	1545-AM91
2668	Consolidated Alternative Minimum Tax	1545-AN73
2669	Conforming Taxable Years of CFCs and FPHCs	1545-AO22
2670	Use of GAAP Earnings as E&P of Foreign Corporations	1545-AQ55
2671	Interest-Free Adjustments	1545-AQ61
2672	The Treatment of Accelerated Death Benefits	1545-AQ70
2673	Straddles—Miscellaneous Issues	1545-AT46
2674	Allocation of Accrued Benefits Between Employer and Employee Contributions	1545-AT82
2675	Foreign Corporations Regulations	1545-AT96
2676	Application of Grantor Trust Rules to Nonexempt Employees' Trusts	1545-AU29
2677	Electronic Transmission of Withholding Certificates	1545-AV27
2678	Transportation of Persons and Property by Air	1545-AW19
2679	Constructive Sales of Appreciated Financial Positions	1545-AW97
2680	Definition of Accounting Method	1545-AX21
2681	Modification to Section 367(a) Stock Transfer Regulations	1545-AX77
2682	Special Rules for S Corporations	1545-AY44
2683	Payments For Interest in Partnership	1545-AY90
2684	Timely Mailing Treatment	1545-BA99
2685	Amendment to Section 6724 Relating to Failure To File Correct Information Returns	1545-BB41
2686	Notarization Requirement for Statements of Purchase	1545-BC11
2687	Contingent at Closing Escrows	1545-BC16
2688	Substitute for Return (SFR) and Automated Substitute for Return (ASFR)	1545-BC45
2689	Definition of Loss for Purposes of the Straddle Rules	1545-BC83
2690	Transactions Involving the Transfer of No Net Equity Value	1545-BC88
2691	Disclosures to Subcontractors	1545-BC92
2692	Attained Age of the Insured	1545-BD00
2693	HIPAA Portability: Special Enrollment Procedures, Tolling, and Interaction With FMLA	1545-BD51
2694	Return for Subchapter T Cooperatives	1545-BD92
2695	Employer's Annual Federal Employment Tax Return—Form 944	1545-BD93
2696	Return for Subchapter T Cooperatives (Temporary)	1545-BD98
2697	Application of Section 6404(g) Suspension Provisions	1545-BE07
2698	Disclosure of Return Information to the Bureau of the Census	1545-BE08
2699	Information Returns by Donees Relating to Qualified Intellectual Property Contributions	1545-BE11
2700	Employer Comparable Contributions to Health Savings Accounts Under Section 4980G	1545-BE30
2701	Domestic Workers Regulation Update (Application of the Federal Insurance Contributions Act to Payments Made for Certain Services)	1545-BE32
2702	Limitation on Transfer of Built-In Losses	1545-BE58
2703	Simplification of Extension Process Under Section 6081	1545-BE62
2704	Converting an IRA Annuity to a Roth IRA	1545-BE65
2705	Abandonment of Stock and Other Securities	1545-BE80
2706	Foreign Currency Contract Defined	1545-BE82
2707	Treatment of Excess Loss Accounts	1545-BE87
2708	Application of Section 338 to Insurance Companies	1545-BF02
2709	Failure To Maintain List of Advisees With Respect to Reportable Transactions	1545-BF38
2710	Failure To Maintain List of Advisees With Respect to Reportable Transactions	1545-BF39
2711	Accuracy-Related Penalties	1545-BF41

TREAS

Internal Revenue Service—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2712	Escrow Funds and Other Similar Funds	1545-AR82
2713	Definition of Private Activity Bond—Refunding Regulations	1545-AU98
2714	Highway Vehicle—Definition	1545-AX10
2715	Normal Retirement Age for Pension Plans	1545-AY61
2716	Tax Treatment of Cafeteria Plans	1545-AY67
2717	Mergers Involving Disregarded Entities	1545-BA06
2718	Provisions Regarding Cross-Border Transactions	1545-BA65
2719	Reporting Requirements for Widely Held Fixed Investment Trusts	1545-BA83
2720	Collected Excise Taxes; Duties of Collector	1545-BB75
2721	Application of Nondiscrimination Cross-Testing Rules To Cash Balance Plans	1545-BB79
2722	Determination of Single-Sum Distributions From Cash Balance Plans	1545-BB93
2723	Determination of Basis of Securities Received in Exchange or With Respect to a Stock or Securities in Certain Transactions	1545-BC05
2724	Value of Life Insurance When Distributed From a Qualified Retirement Plan	1545-BC20
2725	Section 411(d)(6) Protected Benefits	1545-BC26
2726	Guidance on PFIC Purging Elections	1545-BC49
2727	Partnerships and Deemed Dispositions of Unrealized Receivables and Inventory Items	1545-BC65
2728	Guidance Under Section 1502; Application of Section 108 to Members of a Consolidated Group	1545-BC74
2729	Determination of Residency in U.S. Possessions	1545-BC86
2730	Sickness or Accident Disability Payments	1545-BC89
2731	Guidance Under Section 1502; Application of Section 108 to Members of a Consolidated Group; Computation of Taxable Income When Section 108 Applies to a Member of a Consolidated Group	1545-BC95
2732	Deemed IRAs in Governmental Plans/Qualified Nonbank Trustee Rules	1545-BD07
2733	Current Liability Interest Rate Under Section 412(b)(5)	1545-BD13
2734	Current Liability Interest Rate Under Section 412(b)(5) (Temporary)	1545-BD14
2735	Stock Held by Foreign Insurance Companies	1545-BD27
2736	Guidance on PFIC Purging Elections (Temporary)	1545-BD33
2737	LIFO Recapture Under Section 1363(d)	1545-BD34
2738	Clarification of Definitions	1545-BD37
2739	Application of Section 367 in Cross Border Section 304 Transactions; Certain Transfers of Stock Involving Foreign Corporations	1545-BD46
2740	Section 951 Pro Rata Rules	1545-BD49
2741	Continuity of Interest/Stock Fluctuation	1545-BD53
2742	Disabled Access Credit	1545-BD69
2743	Guidance Under Section 6501(c)(1) Regulations	1545-BD73
2744	Guidance Under Section 368 Regarding Mergers With and Into a Foreign Corporation	1545-BD76
2745	Classification of Certain Foreign Entities	1545-BD77
2746	Classification of Certain Foreign Entities (Temporary)	1545-BD78
2747	Section 1374 Effective Dates	1545-BD95
2748	Disclosure of Relative Values of Optional Forms of Benefit	1545-BD97
2749	Employer's Annual Federal Employment Tax Return—Form 944 (Temporary)	1545-BE00
2750	Designated Roth Contributions Under Cash or Deferred Arrangements Under Section 401(k)	1545-BE05
2751	Disclosure of Return Information to the Department of Agriculture	1545-BE15
2752	Exclusions From Gross Income of Foreign Corporations	1545-BE16
2753	Balanced System for Measuring Organizational and Employee Performance Within the Internal Revenue Service (Temporary)	1545-BE46
2754	Modifications to the De Minimis Deposit Rule Under Section 6302	1545-BE48
2755	Modification to the De Minimis Deposit Rule Under Section 6302 (Temporary)	1545-BE49
2756	Low-Income Housing Credit Allocation and Certification; Revisions	1545-BE50
2757	Application of the Federal Insurance Contributions Act, Federal Unemployment Tax Act, and Collection of Income Tax at Source to Statutory Stock Options	1545-BE60
2758	Simplification of Extension Process Under Section 6081 (Temporary)	1545-BE63
2759	Converting an IRA Annuity to a Roth IRA (Temporary)	1545-BE66
2760	Qualified Severance of a Trust for Generation-Skipping Transfer (GST) Tax Purposes II	1545-BE70
2761	Special Rule Regarding Certain Section 951 Pro Rata Share Allocations	1545-BE71
2762	Guidance Under Section 7874 for Determining Ownership by Former Shareholders or Partners of Domestic Entities (Temporary)	1545-BE94
2763	Cafeteria Plans (Temporary)	1545-BF01
2764	Guidance Under Subpart F Relating to Partnerships (Temporary)	1545-BF15

TREAS

Internal Revenue Service—Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
2765	Information Reporting Relating to Taxable Stock Transactions	1545-BF18
2766	Procedures for Administrative Review of a Determination That an Authorized Recipient has Failed to Safeguard Federal Tax Returns or Return Information (Temporary)	1545-BF22
2767	Allocation and Apportionment of Expenses; Alternative Method for Determining Tax Book Value of Assets	1545-BF23
2768	Agent of the Group Issues Under Section 7874	1545-BF30
2769	Agent of the Group Issues Under Section 7874 (Temporary)	1545-BF31

Office of Thrift Supervision—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
2770	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

Office of Thrift Supervision—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
2771	Risk-Based Capital Guidelines; Implementation of New Basel Capital Accord	1550-AB56
2772	12 CFR 506 Securities-Related Activities of Savings Associations	1550-AB92
2773	Identity Theft Detection, Prevention, and Mitigation Program for Financial Institutions and Creditors	1550-AB94
2774	Risk-Based Capital Guidelines; Capital Adequacy Guidelines; Maintenance: Domestic Capital Modifications	1550-AB98
2775	12 CFR 544 Federal Savings Association Bylaws; Integrity of Directors	1550-AC00
2776	Risk Based Capital—Market Risk Rule	1550-AC02

Office of Thrift Supervision—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
2777	Fair Credit Reporting Affiliate Marketing Regulations	1550-AB90
2778	Supplemental Standards of Ethical Conduct for Employees of the Department of Treasury	1550-AC03

Office of Thrift Supervision—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
2779	12 CFR 563e Community Reinvestment Act	1550-AB48

Office of Thrift Supervision—Completed Actions

Sequence Number	Title	Regulation Identifier Number
2780	Fair Credit Reporting Medical Information Regulations	1550-AB88
2781	Special Rules for Adjudicatory Proceedings for Certain Holding Companies	1550-AB96
2782	12 CFR 507 One-Year Post-Employment Restrictions for Senior Examiners	1550-AB99

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

Proposed Rule Stage

2261. TERRORISM RISK INSURANCE PROGRAM; RECOUPMENTS OF FEDERAL SHARE OF COMPENSATION FOR INSURED LOSSES

Priority: Other Significant

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

CFR Citation: 31 CFR 50

Legal Deadline: None

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

Timetable:

Action	Date	FR Cite
NPRM	07/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Howard Leikin, Deputy Director, Department of the Treasury, Office of Financial Institutions, Terrorism Risk Insurance Program, 1425 New York Avenue NW., Washington, DC 20220
Phone: 202 622-6770
Email: howard.leikin@do.treas.gov

David J. Brummond, Legal Counsel, Department of the Treasury, Terrorism Risk Insurance Program, Room 2112, 1425 New York Ave. N.W., Washington, DC 20220
Phone: 202 622-7255

Email: david.brummond@do.treas.gov

RIN: 1505-AB10

2262. 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 within the United States other than at the port of arrival of the merchandise or the location of examination of the merchandise.

Timetable:

Action	Date	FR Cite
NPRM	04/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AC23

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

RIN: 1505-AB20

2263. 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	04/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Daniel Cornette, Attorney, Valuation and Special

Programs Branch, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8731

RIN: 1505-AB49

2264. 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	07/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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

RIN: 1505-AB52

TREAS—DO

Proposed Rule Stage

2265. 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	07/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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

RIN: 1505-AB54

2266. NAFTA: POST-ENTRY CLAIMS AND MERCHANDISE PROCESSING FEE EXEMPTION

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: Currently, CBP regulations do not limit the time that an importer has to file a post-entry claim for tariff preference level (TPL) treatment under the North American Free Trade Agreement (NAFTA) Implementation Act. This amendment would limit the

filing of post-entry TPL claims to 1 year, the same amount of time allowed for post-entry claims for NAFTA "originating merchandise." This amendment also clarifies that for an importer to claim the exemption of the merchandise processing fee for goods that meet a NAFTA rule of origin even when the goods are unconditionally free, the importer is subject to the same declaration requirement that is established for claiming NAFTA duty preference. Lastly, 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	09/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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

RIN: 1505-AB58

2267. • FEES FOR CERTAIN SERVICES

Priority: Substantive, Nonsignificant

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

CFR Citation: 19 CFR 24

Legal Deadline: None

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

Timetable:

Action	Date	FR Cite
NPRM	04/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Jerry Petty, Director, Cost Management Division, Department of the Treasury, Office of Finance,

Customs and Border Protection, 1300 Pennsylvania Avenue NW, Washington, DC 20229
Phone: 202 344-1317

RIN: 1505-AB62

2268. • ADMINISTRATIVE RULINGS AND PROTESTS

Priority: Substantive, Nonsignificant

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

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

Legal Deadline: None

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

TREAS—DO

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	04/00/06	

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

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

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

RIN: 1505-AB65

2269. • TERRORISM RISK INSURANCE PROGRAM; TRIA EXTENSION ACT IMPLEMENTATION

Priority: Substantive, Nonsignificant

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

CFR Citation: 31 CFR Part 50**Legal Deadline:** None

Abstract: The Department of Treasury is issuing this proposed rule as part of its implementation of amendments made to title I of the Terrorism Risk Insurance Act of 2002 (TRIA or Act) by the Terrorism Risk Insurance Extension Act of 2005 (Extension Act). This proposed rule proposes to adopt by cross reference the text of Treasury's interim final rule (RIN 1505-AB66)

addressing changes to the definition of property and casualty insurance, requirements for satisfying the Act's mandatory availability provision and the operation of the new "Program Trigger" limitation for paying federal compensation.

Timetable:

Action	Date	FR Cite
NPRM	04/00/06	

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

Agency Contact: David J. Brummond, Legal Counsel, Department of the Treasury, Terrorism Risk Insurance Program, Room 2112, 1425 New York Ave. N.W., Washington, DC 20220
Phone: 202 622-7255
Email: david.brummond@do.treas.gov

Howard Leikin, Deputy Director, Department of the Treasury, Office of Financial Institutions, Terrorism Risk Insurance Program, 1425 New York Avenue NW., Washington, DC 20220
Phone: 202 622-6770
Email: howard.leikin@do.treas.gov

Related RIN: Duplicate of 1505-AB66**RIN:** 1505-AB67

2270. • 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	04/06/06	

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

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

Agency Contact: Alice Buchanan, Office of Field Operations, Department of the Treasury, 1301 Constitution Avenue NW., Washington, DC 20229
Phone: 202 344-2697

RIN: 1505-AB68

Department of the Treasury (TREAS)

Final Rule Stage

Departmental Offices (DO)

2271. 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 superceded by the interim final rule, 'Economic Sanctions Enforcement Procedures for

TREAS—DO

Final Rule Stage

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	01/00/07	

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

2272. 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	07/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AC32

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

Phone: 202 572-8810

RIN: 1505-AB21

2273. EXPANDED METHODS OF PAYMENT OF DUTIES, TAXES, INTEREST, AND FEES

Priority: Substantive, Nonsignificant

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

CFR Citation: 19 CFR 24

Legal Deadline: None

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

Timetable:

Action	Date	FR Cite
NPRM	03/17/99	64 FR 13141
NPRM Comment Period End	05/17/99	
Final Action	07/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AC40

Agency Contact: Linda Lloyd, Financial Officer, Financial Policy Division, Department of the Treasury, 1300 Pennsylvania Avenue NW., Washington, DC 20229

Phone: 202 344-1565

RIN: 1505-AB22

2274. USER AND NAVIGATION FEES; OTHER REIMBURSABLE CHARGES

Priority: Substantive, Nonsignificant

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

19 USC 1431; 19 USC 1433; 19 USC 1434; 19 USC 1505; 19 USC 1624; 31 USC 9701; 46 USC 2110 to 2112

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

Legal Deadline: None

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

Timetable:

Action	Date	FR Cite
NPRM	05/01/01	66 FR 21705
NPRM Comment Period End	07/02/01	
Final Action	09/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AC63

Agency Contact: Peter Flores, Department of the Treasury, Office of Field Operations, 1300 Pennsylvania Avenue, NW, Washington, DC 20229

Phone: 202 344-3127

RIN: 1505-AB24

2275. 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-

TREAS—DO

Final Rule Stage

Saharan African countries designated by the President and involve the extension of duty-free treatment under the Generalized System of Preferences (GSP) to nonimport-sensitive, nontextile articles normally excluded from GSP duty-free treatment, and the entry of specific textile and apparel articles free of duty and free of any quantitative limits.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/05/00	65 FR 59668
Interim Final Rule Effective	10/01/00	
Interim Final Rule Comment Period End	12/04/00	
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AC72

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

RIN: 1505-AB26

2276. 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	12/00/06	

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

2277. 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	09/00/06	

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

2278. 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	07/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AC87

Agency Contact: Alan Cohen, Attorney-Advisor, Penalties Branch, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8742

Luan Cotter, Operations Officer, Department of the Treasury, Office of Field Operations, 1300 Pennsylvania Avenue NW., Washington, DC 20229

TREAS—DO

Final Rule Stage

Phone: 202 344-2874

Renee Stevens, Science Officer,
Department of the Treasury, Office of
Laboratories and Scientific Services,
1300 Pennsylvania Avenue NW.,
Washington, DC 20229
Phone: 703 621-7714

Jeremy Baskin, Special Assistant, Office
of the Assistant Commissioner,
Department of the Treasury, Office of
Regulations and Rulings, 1300
Pennsylvania Avenue NW.,
Washington, DC 20229
Phone: 202 572-8753

RIN: 1505-AB31

2279. SINGLE ENTRY FOR UNASSEMBLED OR DISASSEMBLED ENTITIES IMPORTED ON MULTIPLE CONVEYANCES

Priority: Substantive, Nonsignificant

Legal Authority: 19 USC 66; 19 USC 1448; 19 USC 1484; 19 USC 1624

CFR Citation: 19 CFR 141; 19 CFR 142

Legal Deadline: Final, Statutory, May 9, 2001, Public Law 106-476.

Abstract: Amendment to allow an importer of record, under certain conditions, to submit a single entry to cover multiple portions of a single entity which, due to its size or nature, arrives in the United States on separate conveyances. Amendment implements statutory changes made to the merchandise entry laws by the Tariff Suspension and Trade Act of 2000.

Timetable:

Action	Date	FR Cite
NPRM	04/08/02	67 FR 16664
NPRM Comment Period End	06/07/02	
Final Action	07/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AC94

Agency Contact: Timothy Sushil, Operations Officer, Department of the Treasury, Customs and Border Protection, Office of Field Operations, 1300 Pennsylvania Avenue, NW., Washington, DC 20229
Phone: 202 344-2567

RIN: 1505-AB34

2280. IMPLEMENTATION OF THE ANDEAN TRADE PROMOTION AND DRUG ERADICATION 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 3203; 19 USC 3314

CFR Citation: 19 CFR 10; 19 CFR 163

Legal Deadline: None

Abstract: Amendment to implement the trade benefit provisions for Andean countries contained in title XXXI of the Trade Act of 2002. The trade benefits under title XXXI, also referred to as the Andean Trade Promotion and Drug Eradication Act (the ATPDEA), apply to Andean countries specifically designated by the President for ATPDEA purposes. The ATPDEA trade benefits involve the entry of specific apparel and other textile articles free of duty and free of any quantitative restrictions, limitations, or consultation levels, the extension of duty-free treatment to specified nontextile articles normally excluded from duty-free treatment under the Andean Trade Preference Act (ATPA) program if the President finds those articles to be not import-sensitive in the context of the ATPDEA, and the entry of certain imports of tuna free of duty and free of any quantitative restrictions.

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/25/03	68 FR 14478
Interim Final Rule Effective	03/25/03	
Interim Final Rule Comment Period End	05/27/03	
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AD19

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

Robert Abels, Operations Officer,
Department of the Treasury, Office of
Field Operations, 1300 Pennsylvania
Avenue NW., Washington, DC 20229

Phone: 202 344-1959

RIN: 1505-AB37

2281. 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	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AD20

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

TREAS—DO

Final Rule Stage

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

**2282. FEES FOR CUSTOMS
 PROCESSING AT EXPRESS COURIER
 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 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. Section
 2004(f) amends the user fee statute to
 authorize, for merchandise that is
 formally entered at these sites, the
 reimbursement of merchandise
 processing fees provided for in 19
 U.S.C. 58c(a)(9) in addition to the
 existing reimbursement of \$.66 per
 individual airway bill or bill of lading.
 The effect of the statutory amendments
 is to replace the annual lump sum
 payment procedure with a quarterly
 payment procedure based on a specific
 fee for each individual airway bill or
 bill of lading.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred
 from RIN 1515-AD21

Agency Contact: Michael L. Jackson,
 Operations Officer, 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

**2283. TRADE BENEFITS UNDER THE
 CARIBBEAN BASIN ECONOMIC
 RECOVERY ACT**

Priority: Substantive, Nonsignificant
Legal Authority: 19 USC 66; 19 USC
 1202; 19 USC 1321; 19 USC 1481; 19
 USC 1484; 19 USC 1498; 19 USC 1508;
 19 USC 1623; 19 USC 1624; 19 USC
 2701; 19 USC 3314
CFR Citation: 19 CFR 10
Legal Deadline: None
Abstract: Amendment to implement
 the trade benefits for Caribbean Basin
 countries contained in section 213(b) of
 the Caribbean Basin Economic
 Recovery Act (the CBERA).

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

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/21/03	68 FR 13827
Interim Final Rule Effective	03/21/03	
Interim Final Rule Comment Period End	05/20/03	
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Transferred
 from RIN 1515-AD22

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

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

RIN: 1505-AB40

**2284. UNITED STATES—CHILE FREE
 TRADE AGREEMENT**

Priority: Substantive, Nonsignificant
Legal Authority: 19 USC 3805 note; 19
 USC 1202; 19 USC 66; 19 USC 1624;
 ...
CFR Citation: 19 CFR 10; 19 CFR 12;
 19 CFR 24; 19 CFR 163; ...

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

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

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/07/05	70 FR 10868
Interim Final Rule Comment Period End	06/06/05	
Final Action	04/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

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

RIN: 1505-AB47

**2285. UNITED STATES—SINGAPORE
 FREE TRADE AGREEMENT**

Priority: Substantive, Nonsignificant
Legal Authority: 19 USC 3805 note; 19
 USC 1202; 19 USC 66; 19 USC 1624;
 ...

TREAS—DO

Final Rule Stage

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	07/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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

RIN: 1505–AB48

2286. RECORDATION OF COPYRIGHTS AND ENFORCEMENT PROCEDURES TO PREVENT IMPORTATION OF PIRATICAL ARTICLES

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 1124; 15 USC 1125; 17 USC 101; 17 USC 106; 17 USC 501; 19 USC 66; 19 USC 1499; 19 USC 1595a; 17 USC 1201(b); 18 USC 2319A; ...

CFR Citation: 19 CFR 133

Legal Deadline: None

Abstract: This amendment will allow CBP to be more responsive to claims of piracy. Amendment would allow sound recordings and motion pictures or similar audio-visual works to be recorded with CBP while pending registration with the U.S. Copyright Office. Amendment would also enhance the protection of all non-U.S. works by allowing recordation without requiring registration with the U.S. Copyright Office. Amendment would also set forth changes to CBP's enforcement procedures, including, among other things, enhanced disclosure provisions, protection for live musical performances and provisions to enforce the Digital Millennium Copyright Act.

Timetable:

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

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: 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

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

RIN: 1505–AB51

2287. CONDITIONAL RELEASE PERIOD AND CUSTOMS BOND OBLIGATIONS FOR FOOD, DRUGS, DEVICES, AND COSMETICS (SECTION 610 REVIEW)

Priority: Substantive, Nonsignificant

Legal Authority: 19 USC 66; 19 USC 1202; 19 USC 1448; 19 USC 1484; 19 USC 1499; 19 USC 1623; 19 USC 1624; 21 USC 381

CFR Citation: 19 CFR 141; 19 CFR 151

Legal Deadline: None

Abstract: Amendment to provide for a specific conditional release period for any food, drug, device, or cosmetic that has been released under bond and for which admissibility is to be determined under the provisions of the Food, Drug, and Cosmetic Act. Amendment also clarifies the amount of liquidated damages that may be assessed when there is a breach of the terms and conditions of the customs bond. Lastly, amendment authorizes any representative of the Food and Drug Administration to obtain a sample of any food, drug, device, or cosmetic, the importation of which is governed by section 801 of the Food, Drug, and Cosmetic Act, as amended.

Timetable:

Action	Date	FR Cite
NPRM	06/07/02	67 FR 39322

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

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1515-AD05; 1651-AA39.

Agency Contact: Jeremy Baskin, Special Assistant, Office of the Assistant Commisisoner, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572–8753

RIN: 1505–AB57

2288. COUNTRY OF ORIGIN OF TEXTILE AND APPAREL PRODUCTS

Priority: Substantive, Nonsignificant

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

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

Legal Deadline: None

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

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/05/05	70 FR 58009
Interim Final Rule Comment Period End	12/05/05	
Final Action	07/00/06	

TREAS—DO

Final Rule Stage

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

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

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

RIN: 1505-AB60

2289. • 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	04/00/06	

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

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

Cynthia Reese, Senior Attorney, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229

Phone: 202 572-8810

RIN: 1505-AB64

2290. • TERRORISM RISK INSURANCE PROGRAM; TRIA EXTENSION ACT IMPLEMENTATION

Priority: Substantive, Nonsignificant**Legal Authority:** 5 USC 301; 31 USC 321; Terrorism Risk Insurance Act of 2002, Title I, PL 107-297, 116 Stat 2322; Terrorism Risk Insurance Extension Act of 2005, PL 109-144, 119 Stat 2660**CFR Citation:** 31 CFR 50**Legal Deadline:** None

Abstract: This interim final rule implements amendments to the Terrorism Risk Insurance Act of 2002 (TRIA) by the Terrorism Risk Insurance Extension Act of 2005 (Extension Act). TRIA established a temporary Terrorism Risk Insurance Program (Program) that was scheduled to expire on December 31, 2005 under which the Federal Government shared the risk of insured losses from certified acts of terrorism with commercial property and casualty insurers. The Extension Act extends the Program through December 31, 2007 and makes other changes to TRIA. This interim final rule specifically addresses changes to the types of property and casualty insurance covered by the Act, the requirements to satisfy the Act's mandatory availability ("make available") provision and the operation of the new "Program Trigger" provision in section 103(e) of the Extension Act.

Timetable:

Action	Date	FR Cite
Interim Final Rule	04/00/06	

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

Agency Contact: David J. Brummond, Legal Counsel, Department of the Treasury, Terrorism Risk Insurance Program, Room 2112, 1425 New York Avenue NW., Washington, DC 20220
Phone: 202 622-7255
Email: david.brummond@do.treas.gov

Howard Leikin, Deputy Director, Department of the Treasury, Office of Financial Institutions, Terrorism Risk

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

Related RIN: Related to 1505-AB67**RIN:** 1505-AB66

2291. • ECONOMIC SANCTIONS ENFORCEMENT PROCEDURES FOR BANKING INSTITUTIONS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**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 1-44; PL 101-410 (28 USC 2461 note); EO 9193; EO 9989; EO 12854**CFR Citation:** 31 CFR 501**Legal Deadline:** None

Abstract: This interim final rule supercedes the proposed rule issued by the Office of Foreign Assets Control (OFAC) on January 29, 2003 (68 FR 4422) to the extent that the proposed rule applied to "banking institutions," as defined in the interim final rule. These administrative procedures are published as an appendix to OFAC's Reporting, Procedures and Penalties Regulations (31 CFR 501).

Timetable:

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

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

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

Related RIN: Related to 1505-AA95**RIN:** 1505-AB69

Department of the Treasury (TREAS)
Departmental Offices (DO)
Long-Term Actions
2292. 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

2293. 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

2294. 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	

Action	Date	FR Cite
NPRM Comment Period Extended Next Action Undetermined	05/01/01	66 FR 12440

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

2295. 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

2296. DONATED CARGO EXEMPTION FROM HARBOR MAINTENANCE FEE

Priority: Substantive, Nonsignificant

CFR Citation: 19 CFR 24

Timetable:

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

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Deborah Thompson
Phone: 317 614-4511

RIN: 1505-AB12

2297. 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

2298. NORTH AMERICAN FREE TRADE AGREEMENT (NAFTA)—IMPLEMENTATION OF DUTY-DEFERRAL PROGRAM PROVISIONS

Priority: Substantive, Nonsignificant

CFR Citation: 19 CFR 181; 19 CFR 113; 19 CFR 141; 19 CFR 144; 19 CFR 10

Timetable:

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

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Shawn Filion
Phone: 716 551-3053

RIN: 1505-AB17

Department of the Treasury (TREAS)
Departmental Offices (DO)
Completed Actions
2299. FINANCIAL ACTIVITIES OF FINANCIAL SUBSIDIARIES

Priority: Substantive, Nonsignificant

CFR Citation: 12 CFR 1501.1

Completed:

Reason	Date	FR Cite
Interim Final Rule	03/20/00	65 FR 14819
Interim Final Rule Effective	03/14/00	

Interim Final Rule
Comment Period
End 05/15/00

Regulatory Flexibility Analysis Required: No

TREAS—DO

Completed Actions

Government Levels Affected: None

Agency Contact: Martha Ellett

Phone: 202 622-2983

Fax: 202 622-1974

Email: martha.ellett@do.treas.gov

RIN: 1505-AA80

2300. SECRETARY'S DETERMINATION OF OTHER ACTIVITIES FINANCIAL IN NATURE

Priority: Substantive, Nonsignificant

CFR Citation: 12 CFR 1501.2

Completed:

Reason	Date	FR Cite
Interim Final Rule	01/02/01	66 FR 257
Interim Final Rule Effective	01/02/01	
Interim Final Rule Comment Period End	02/02/01	

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-AA85

2301. • IMPORT RESTRICTIONS IMPOSED ON CERTAIN ARCHAEOLOGICAL AND ETHNOLOGICAL MATERIALS FROM COLOMBIA

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 19 USC 66; 19 USC 1202; 19 USC 1624; 19 USC 2612

CFR Citation: 19 CFR 12

Legal Deadline: None

Abstract: Amendment of the CBP Regulations to reflect the imposition of import restrictions on certain archaeological material and certain ethnological material from Colombia. The restrictions are imposed pursuant to an agreement entered into between the United States and Colombia under the authority of the Convention on Cultural Property Implementation Act.

Timetable:

Action	Date	FR Cite
Final Action	03/17/06	71 FR 13757

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Michael Craig, Chief, Other Government Agency Branch, Department of the Treasury, Trade Compliance and Facilitation, Office of Field Operations, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1684

Joseph Howard, Attorney, Intellectual Property Rights Branch, Department of the Treasury, Office of Regulations and Rulings, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 572-8701

RIN: 1505-AB59

2302. • EXTENSION OF IMPORT RESTRICTIONS IMPOSED ON ARCHAEOLOGICAL MATERIAL ORIGINATING IN ITALY AND REPRESENTING THE PRE-CLASSICAL, CLASSICAL, AND IMPERIAL ROMAN PERIODS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 301; 19 USC 66; 19 USC 1202; 19 USC 1624; 19 USC 2612

CFR Citation: 19 CFR 12

Legal Deadline: None

Abstract: Amendment to indicate the extension of the import restrictions that were imposed by Treasury Decision 01-06 on certain archaeological material originating in Italy and representing the pre-Classical, Classical, and Imperial Roman periods of its cultural heritage, ranging in date from approximately the 9th century B.C. through approximately the 4th century A.D. The restrictions will remain in effect for an additional 5 years.

Timetable:

Action	Date	FR Cite
Final Action	01/19/06	71 FR 3000
Final Action Effective	01/19/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Michael Craig, Chief, Other Government Agency Branch, Department of the Treasury, Trade Compliance and Facilitation, Office of Field Operations, 1300 Pennsylvania Avenue NW., Washington, DC 20229
Phone: 202 344-1684

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

RIN: 1505-AB63

BILLING CODE 4810-02-S

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

Prerule Stage

2303. CUSTOMER IDENTIFICATION PROGRAMS FOR PAWN BROKERS

Priority: Substantive, Nonsignificant

Legal Authority: PL 107-56, sec 326

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: This regulation will require pawnbrokers to adopt and implement reasonable procedures to verify the identity of any person seeking to open

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

Timetable:

Action	Date	FR Cite
ANPRM	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758

TREAS—FINCEN

Prerule Stage

Email: cynthia.clark@fincen.gov

RIN: 1506-AA39

2304. ● PROVISION OF BANKING SERVICES TO MONEY SERVICES BUSINESSES**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 31 USC P L 107-56 Bank Secrecy Act**CFR Citation:** 31 CFR 103**Legal Deadline:** None**Abstract:** We are issuing this advance notice of proposed rulemaking ("Advance Notice") as a part of our ongoing effort to address, in the context of the Bank Secrecy Act, the issue of access to banking services by money

services businesses. Both the banking industry and the money service business industry have expressed concerns with regard to the impact of Bank Secrecy Act regulations on the ability of money service businesses to open and maintain accounts and obtain other financial services at banks and other depository institutions. Due to the concerns about the effect of regulatory requirements on the provision of banking services to money services businesses, we, through the Non-Bank Financial Institutions and the Examinations subcommittees of the Bank Secrecy Act Advisory Group, held a fact-finding meeting on March 8, 2005, to hear directly from banks, other depository institutions, and money services businesses concerning the challenges that they face on this issue

Timetable:

Action	Date	FR Cite
ANPRM	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**URL For Public Comments:** regcomments@fincen.gov**Agency Contact:** Cynthia Clark, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, PO Box 39, Vienna, VA 20120
Phone: 703 905-3758
Email: cynthia.clark@fincen.gov

RIN: 1506-AA85

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

Proposed Rule Stage

2305. 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	12/00/06	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None**URL For Public Comments:** regcomments@fincen.gov**Agency Contact:** Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes

Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758
Email: cynthia.clark@fincen.gov

RIN: 1506-AA38

2306. 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	12/00/06	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None**Agency Contact:** Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758
Email: cynthia.clark@fincen.gov

RIN: 1506-AA40

2307. 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

TREAS—FINCEN

Proposed Rule Stage

Action	Date	FR Cite
ANPRM Comment Period End	04/10/03	
NPRM	12/00/06	

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

regcomments@fincen.gov

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758
Email: cynthia.clark@fincen.gov
RIN: 1506-AA41

2308. 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	12/00/06	

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

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of

the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758
Email: cynthia.clark@fincen.gov

Related RIN: Split from 1506-AA28**RIN:** 1506-AA73**2309. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR BUSINESSES ENGAGED IN VEHICLE SALES, INCLUDING AUTOMOBILES, AIRPLANE, AND BOAT SALES****Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 5316(h)**CFR Citation:** 31 CFR 103.65; 31 CFR 103.66; 31 CFR 103.67**Legal Deadline:** Final, Statutory, April 24, 2002, PL 107-56, sec 352.

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

Timetable:

Action	Date	FR Cite
ANPRM	02/24/03	68 FR 8568
ANPRM Comment Period End	04/10/03	
NPRM	12/00/06	

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

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758

Fax: 703 905-3758
Email: cynthia.clark@fincen.gov

Related RIN: Split from 1506-AA28**RIN:** 1506-AA80**2310. • 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 P L107-56
Bank Secrecy Act

CFR Citation: 31 CFR part 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 casher's as reportable transactions in currency.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**URL For Public Comments:**

regcomments@fincen.gov

Agency Contact: Cynthia Clark, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, PO Box 39, Vienna, VA 20120
Phone: 703 905-3758
Email: cynthia.clark@fincen.gov

RIN: 1506-AA84

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

Final Rule Stage

2311. 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	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
 Phone: 703 905-3758
 Fax: 703 905-3758
 Email: cynthia.clark@fincen.gov

RIN: 1506-AA15

2312. AMENDMENT TO THE BANK SECRECY ACT REGULATIONS—EXEMPTIONS FROM THE REQUIREMENT TO REPORT TRANSACTIONS IN CURRENCY

Priority: Substantive, Nonsignificant

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

CFR Citation: 31 CFR 103

Legal Deadline: None

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

laundering policies of the Department of the Treasury.

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/28/00	65 FR 46356
Interim Final Rule Effective	07/31/00	
Interim Final Rule Comment Period End	09/26/00	
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For Public Comments:

regcomments@fincen.gov

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
 Phone: 703 905-3758
 Fax: 703 905-3758
 Email: cynthia.clark@fincen.gov

RIN: 1506-AA23

2313. AMENDMENT TO THE BANK SECRECY ACT REGULATIONS—REQUIREMENT THAT NONFINANCIAL TRADES OR BUSINESSES REPORT CERTAIN CURRENCY TRANSACTIONS

Priority: Substantive, Nonsignificant

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

CFR Citation: 31 CFR 103.30

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

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

Timetable:

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

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
 Phone: 703 905-3758
 Fax: 703 905-3758
 Email: cynthia.clark@fincen.gov

RIN: 1506-AA25

2314. CUSTOMER IDENTIFICATION PROGRAMS FOR BANKS, SAVINGS ASSOCIATIONS, AND CREDIT UNIONS

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 5318(l)

CFR Citation: 31 CFR 103.121

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

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

Timetable:

Action	Date	FR Cite
NPRM	07/23/02	67 FR 48290
NPRM Comment Period End	09/06/02	
NPRM	05/09/03	68 FR 25163
Final Rule	05/09/03	68 FR 25090
NPRM Comment Period End	06/23/03	
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
 Phone: 703 905-3758
 Fax: 703 905-3758
 Email: cynthia.clark@fincen.gov

RIN: 1506-AA31

2315. 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

TREAS—FINCEN

Final Rule Stage

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 Action	12/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758
Email: cynthia.clark@fincen.gov

RIN: 1506-AA37

2316. 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	12/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758
Email: cynthia.clark@fincen.gov

RIN: 1506-AA43

2317. 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	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758
Email: cynthia.clark@fincen.gov

RIN: 1506-AA61

2318. IMPOSITION OF SPECIAL MEASURES AGAINST THE COMMERCIAL BANK OF SYRIA AS A FINANCIAL INSTITUTION OF PRIMARY MONEY LAUNDERING CONCERN

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 5318A

CFR Citation: 31 CFR 103.188

Legal Deadline: None

Abstract: This document will prohibit certain U.S. financial institutions from

maintaining correspondent or payable-through accounts in the United States for, or on behalf of, a foreign bank determined to be of primary money laundering concern.

Timetable:

Action	Date	FR Cite
NPRM	05/18/04	69 FR 28098
NPRM Comment Period End	06/17/04	
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758
Email: cynthia.clark@fincen.gov

RIN: 1506-AA64

2319. 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	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For More Information:

TREAS—FINCEN

Final Rule Stage

www.fincen.gov

URL For Public Comments:
regcomments@fincen.gov

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758
Email: cynthia.clark@fincen.gov

RIN: 1506-AA65

2320. IMPOSITION OF SPECIAL MEASURE AGAINST INFOBANK AS A FINANCIAL INSTITUTION OF PRIMARY MONEY LAUNDERING CONCERN

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 5318A

CFR Citation: 31 CFR 103.190

Legal Deadline: None

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

Timetable:

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

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758
Email: cynthia.clark@fincen.gov

RIN: 1506-AA67

2321. 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	12/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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

Related RIN: Split from 1506-AA28

RIN: 1506-AA68

2322. 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	12/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183

Phone: 703 905-3758

Fax: 703 905-3758

Email: cynthia.clark@fincen.gov

Related RIN: Split from 1506-AA28

RIN: 1506-AA69

2323. 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	12/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758
Email: cynthia.clark@fincen.gov

Related RIN: Split from 1506-AA28

RIN: 1506-AA71

2324. 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

TREAS—FINCEN

Final Rule Stage

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	11/14/02	67 FR 68935
Correction		
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758
Email: cynthia.clark@fincen.gov

Related RIN: Split from 1506-AA28

RIN: 1506-AA72

2325. 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	05/29/02	
Comment Period End		
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758

Email: cynthia.clark@fincen.gov

Related RIN: Split from 1506-AA28

RIN: 1506-AA74

2326. 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	07/07/03	
Period End		
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758
Email: cynthia.clark@fincen.gov

Related RIN: Split from 1506-AA28

RIN: 1506-AA75

2327. 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	12/00/06	

Regulatory Flexibility Analysis
Required: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758
Email: cynthia.clark@fincen.gov

Related RIN: Split from 1506-AA28

RIN: 1506-AA76

2328. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR UNREGISTERED INVESTMENT COMPANIES

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 5316(h)

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

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

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

Timetable:

Action	Date	FR Cite
NPRM	09/26/02	67 FR 60617
NPRM Comment	11/25/02	
Period End		
Final Action	12/00/06	

Regulatory Flexibility Analysis
Required: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905-3758
Fax: 703 905-3758
Email: cynthia.clark@fincen.gov

Related RIN: Split from 1506-AA28, Previously reported as 1506-AA57

RIN: 1506-AA77

TREAS—FINCEN

Final Rule Stage

2329. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR DEALERS IN PRECIOUS METALS, STONES, OR JEWELS**Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 5316(h)**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 Comment Period End	05/07/05	70 FR 33702
Interim Final Rule Final Action	06/09/05 06/00/06	70 FR 33702

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905–3758
Fax: 703 905–3758
Email: cynthia.clark@fincen.gov**Related RIN:** Split from 1506–AA28**RIN:** 1506–AA78**2330. AMENDMENTS TO THE BANK SECRECY ACT REGULATIONS—ANTI-MONEY LAUNDERING PROGRAMS FOR PERSONS INVOLVED IN REAL ESTATE CLOSINGS AND SETTLEMENTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 5316(h)**CFR Citation:** 31 CFR 103.65; 31 CFR 103.66; 31 CFR 103.67**Legal Deadline:** Final, Statutory, April 24, 2002, PL 107–56, sec 352.**Abstract:** FinCEN will issue a series of regulations regarding anti-money laundering program requirements for persons involved in real estate closings and settlements, as defined in the Bank Secrecy Act.**Timetable:**

Action	Date	FR Cite
NPRM	04/10/03	68 FR 17569
NPRM Comment Period End	06/09/03	
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905–3758
Fax: 703 905–3758
Email: cynthia.clark@fincen.gov**Related RIN:** Split from 1506–AA28**RIN:** 1506–AA79**2331. • AMENDMENT TO THE BANK SECRECY ACT REGULATIONS—IMPOSITION OF SPECIAL MEASURE AGAINST BANCO DELTA ASIA SARL****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 31 U.S.C 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	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**URL For Public Comments:**

www.regcomments@fincen.gov

Agency Contact: Cynthia L Clark Ms, Deputy Chief Counsel, Department of the Treasury, Financial Crimes Enforcement Network, P.O. Box 39, Vienna, VA 22183
Phone: 703 905–3758
Fax: 703 905–3758
Email: cynthia.clark@fincen.gov**RIN:** 1506–AA83**Department of the Treasury (TREAS)
Financial Crimes Enforcement Network (FINCEN)****Long-Term Actions****2332. 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
**2333. AMENDMENT TO THE BANK
 SECRECY ACT REGULATIONS—
 DELEGATION OF AUTHORITY TO
 ASSESS CIVIL MONEY PENALTIES
 ON DEPOSITORY INSTITUTIONS**

Priority: Info./Admin./Other

CFR Citation: 31 CFR 103

Completed:

Reason	Date	FR Cite
Withdrawn	02/21/06	

**Regulatory Flexibility Analysis
 Required:** No

Government Levels Affected: Federal

Agency Contact: Cynthia L Clark
 Phone: 703 905-3758
 Fax: 703 905-3758
 Email: cynthia.clark@fincen.gov

RIN: 1506-AA08

**2334. DUE DILIGENCE
 REQUIREMENTS FOR
 CORRESPONDENT ACCOUNTS AND
 PRIVATE BANKING ACCOUNTS**

Priority: Substantive, Nonsignificant

CFR Citation: 31 CFR 103.175 to
 103.178

Completed:

Reason	Date	FR Cite
NPRM	01/04/06	71 FR 516
Final Rule	01/04/06	

**Regulatory Flexibility Analysis
 Required:** No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Cynthia L Clark
 Phone: 703 905-3758
 Fax: 703 905-3758
 Email: cynthia.clark@fincen.gov

RIN: 1506-AA29

**2335. FINANCIAL CRIMES
 ENFORCEMENT NETWORK;
 AMENDMENT TO THE BANK
 SECRECY ACT REGULATIONS
 REQUIREMENT THAT INSURANCE
 COMPANIES REPORT SUSPICIOUS
 TRANSACTIONS**

Priority: Substantive, Nonsignificant

CFR Citation: 31 CFR 103.16

Completed:

Reason	Date	FR Cite
Final Rule	11/03/05	70 FR 66761

**Regulatory Flexibility Analysis
 Required:** No

Government Levels Affected: None

Agency Contact: Cynthia L Clark
 Phone: 703 905-3758
 Fax: 703 905-3758
 Email: cynthia.clark@fincen.gov

RIN: 1506-AA36

**2336. AMENDMENTS TO THE BANK
 SECRECY ACT REGULATIONS—
 ANTI-MONEY LAUNDERING
 PROGRAMS FOR INSURANCE
 COMPANIES**

Priority: Substantive, Nonsignificant

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

Completed:

Reason	Date	FR Cite
Final Rule	11/03/05	70 FR 66754

**Regulatory Flexibility Analysis
 Required:** No

Government Levels Affected: None

Agency Contact: Cynthia L Clark
 Phone: 703 905-3758
 Fax: 703 905-3758
 Email: cynthia.clark@fincen.gov

Related RIN: Split from 1506-AA28

RIN: 1506-AA70

BILLING CODE 4810-35-S

Department of the Treasury (TREAS)
Financial Management Service (FMS)
Proposed Rule Stage
**2337. 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; and 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. The NPRM is on hold pending implementation of the Expanded Check Forgery Insurance Fund Legislation (CFIF) and the

Treasury Check Information System (TCIS).

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

**Regulatory Flexibility Analysis
 Required:** No

Government Levels Affected: Federal

Agency Contact: Ella White, Program Analyst, Department of the Treasury, Financial Management Service, 3700 East-West Highway, Hyattsville, MD 20782
 Phone: 202 874-8445
 Email: ella.white@fms.treas.gov

RIN: 1510-AA51

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

Final Rule Stage

2338. PAYMENTS UNDER JUDGMENT AND PRIVATE RELIEF ACTS
Priority: Substantive, Nonsignificant

Legal Authority: PL 104-53; PL 104-316; 28 USC 2414; 28 USC 2517; 31 USC 1304

CFR Citation: 31 CFR 256

Legal Deadline: None

Abstract: This regulation governs the procedures for securing payment for money judgments against the United States. The proposed revision will update these procedures. This revision will benefit claimants and others in understanding the judgment payment process. This regulation currently describes a process that involves the General Accounting Office (GAO) and the Treasury Department. The revision will remove the GAO from this description to reflect legislative amendments that effect this change. Also, the regulation currently identifies monetary thresholds that no longer exist. The change will reflect the removal of these monetary limitations. These revisions will make the regulation consistent with current procedures for securing payment of money judgments against the United States.

Timetable:

Action	Date	FR Cite
NPRM	01/08/96	61 FR 552
NPRM Comment Period End	02/07/96	
Direct Final Rule	06/00/06	

Regulatory Flexibility Analysis
Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Vivian Cooper, Director, Financial Accounting and Services Division, Department of the Treasury, Financial Management Service, 3700 East-West Highway, Hyattsville, MD 20782
 Phone: 202 874-8380
 Email: vivian.cooper@fms.treas.gov

RIN: 1510-AA52

2339. FEDERAL CLAIMS COLLECTION STANDARD—COLLECTION BY INSTALLMENTS
Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 3711; 31 USC 3717

CFR Citation: 31 CFR 901.9

Legal Deadline: None

Abstract: Section 901.9, paragraph (f) is being modified to state that when an administrative charge is being paid out of amounts collected from the debtor, a partial or installment payment on a debt should be applied to that charge first, then to penalties, other administrative charges, interest, and principal.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/00/06	

Regulatory Flexibility Analysis
Required: No

Small Entities Affected: No

Government Levels Affected: Federal, Local, State, Tribal

Agency Contact: Gerry Isenberg, Financial Program Specialist, Debt Management Service, Department of the Treasury, Financial Management Service, 401 14th Street SW., Washington, DC 20227
 Phone: 202 874-7131
 Fax: 202 874-7494
 Email: gerald.isenberg@fms.treas.gov

RIN: 1510-AA91

2340. FEDERAL GOVERNMENT PARTICIPATION IN THE ACH
Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 5525; 12 USC 391; 31 USC 321; 31 USC 3301; 31 USC 3302; 31 USC 3321; 31 USC 3332; 31 USC 3335; 31 USC 3720

CFR Citation: 31 CFR 210

Legal Deadline: None

Abstract: FMS reviews the private sector ACH operating rules on a yearly basis and adopts, changes, or declines each rule.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/00/06	

Regulatory Flexibility Analysis
Required: No

Government Levels Affected: Federal

Agency Contact: Kristine Conrath, Acting Director, Settlement Services Division, Department of the Treasury, Financial Management Service, 401 14th Street SW., Washington, DC 20227
 Phone: 202 874-7019
 Email: kristine.conrath@fms.treas.gov

RIN: 1510-AB00

2341. PAYMENT OF FEDERAL TAXES AND THE TREASURY TAX AND LOAN PROGRAM
Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 12 USC 90; 12 USC 265; 12 USC 266; 12 USC 321; 12 USC 323; 12 USC 332; 12 USC 391; 12 USC 1452(d); 12 USC 1464(k); 12 USC 1767; 12 USC 1789(a); 12 USC 2013; 12 USC 2122; 12 USC 3102; 12 USC 6302; 31 USC 3301 to 3304

CFR Citation: 31 CFR 203

Legal Deadline: None

Abstract: This rule includes general revisions that will provide needed updates to support operational changes to the system used for the collection of corporate withholding taxes and the investment of the Government's excess operating funds, and incorporate other needed updates.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/00/06	

Regulatory Flexibility Analysis
Required: No

Government Levels Affected: Federal

Agency Contact: Thompson Sawyer, Director, Investment Management Division, Department of the Treasury, Financial Management Service, 401 14th Street SW., Washington, DC 20227
 Phone: 202 874-7150
 Email: thompson.sawyer@fms.treas.gov

RIN: 1510-AB01

2342. OFFSET OF FEDERAL PAYMENTS (OTHER THAN TAX REFUND AND FEDERAL BENEFIT PAYMENTS) TO COLLECT PAST-DUE, LEGALLY ENFORCEABLE NONTAX DEBT—GRANT PAYMENTS AMENDMENT
Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 3716

CFR Citation: 31 CFR 285.5

Legal Deadline: None

Abstract: The Debt Collection Improvement Act of 1996, Public Law 1040134 (April 26, 1996) authorized the offset of Federal payments by disbursing officials of the United States to collect nontax debt owed the United States. 31 CFR 285.5 contains rules for conducting these offsets. This rule will

TREAS—FMS

Final Rule Stage

provide additional parameters relating to the offset of Federal grant payments.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal, Local, State, Tribal

Agency Contact: Gerry Isenberg, Financial Program Specialist, Debt Management Service, Department of the Treasury, Financial Management Service, 401 14th Street SW., Washington, DC 20227
Phone: 202 874-7131
Fax: 202 874-7494
Email: gerald.isenberg@fms.treas.gov

RIN: 1510-AB05

2343. • FEDERAL PROCESS AGENTS OF SURETY COMPANIES

Priority: Substantive, Nonsignificant

Legal Authority: 31 USC 3906

CFR Citation: 31 CFR 224

Legal Deadline: None

Abstract: Title 31 CFR part 224, which implements 31 USC 9306, governs the appointment of federal process agents

of surety companies. This revision to 31 CFR part 224 will make the regulation consistent with a 1999 amendment to 31 USC 9306. In addition, this revision will remove an outdated requirement and update contact information and references.

Timetable:

Action	Date	FR Cite
Direct Final Rule	06/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Rose M Miller, Surety Bond Branch Manager, Department of the Treasury, Financial Management Service, 3700 East-West Highway, Hyattsville, MD 20782
Phone: 202 874-6850
Fax: 202 874-9978
Email: rose.miller@fms.treas.gov

RIN: 1510-AB08

2344. • ADMINISTRATIVE OFFSET AND CLAIMS COLLECTION UNDER RECIPROCAL AGREEMENTS WITH STATES

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

Legal Authority: 31 USC 3716

CFR Citation: 31 CFR 285.6

Legal Deadline: None

Abstract: This rule implements 31 USC 3716(h), which provides for the administrative offset of Federal payments to collect delinquent debts owed to States, provided the State has entered into a reciprocal agreement with the Secretary of the Treasury. This rule will not address past-due support debts, which are collected pursuant to 31 CFR 285.1

Timetable:

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

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal, Local, State, Tribal

Agency Contact: Gerry Isenberg, Financial Program Specialist, Debt Management Service, Department of the Treasury, Financial Management Service, 401 14th Street SW., Washington, DC 20227
Phone: 202 874-7131
Fax: 202 874-7494
Email: gerald.isenberg@fms.treas.gov

RIN: 1510-AB09

**Department of the Treasury (TREAS)
Financial Management Service (FMS)****Completed Actions****2345. FOREIGN EXCHANGE OPERATIONS**

Priority: Substantive, Nonsignificant

CFR Citation: 31 CFR 281

Completed:

Reason	Date	FR Cite
Withdrawn	02/08/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Natalie H. Diana
Phone: 202 874-6680
Fax: 202 874-6627
Email: natalie.diana@fms.treas.gov

RIN: 1510-AB03

2346. FEDERAL GOVERNMENT PARTICIPATION IN THE AUTOMATED CLEARING HOUSE

Priority: Substantive, Nonsignificant

CFR Citation: 31 CFR 210

Completed:

Reason	Date	FR Cite
Interim Final Rule	11/07/05	70 FR 67364
Interim Final Rule Comment Period End	01/06/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Natalie H. Diana
Phone: 202 874-6680
Fax: 202 874-6627
Email: natalie.diana@fms.treas.gov

RIN: 1510-AB04

2347. WITHHOLDING OF DISTRICT OF COLUMBIA, STATE, CITY, AND COUNTY INCOME OR EMPLOYMENT TAXES BY FEDERAL AGENCIES

Priority: Info./Admin./Other

CFR Citation: 31 CFR 215

Completed:

Reason	Date	FR Cite
Final Action	01/13/06	71 FR 2149

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal, Local, State

Agency Contact: Marc Seldin
Phone: 202 874-6863
Fax: 202 874-6627
Email: marc.seldin@fms.treas.gov

RIN: 1510-AB06

BILLING CODE 4810-31-S

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

Prerule Stage

ALCOHOL**2348. 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	04/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** RaMonna Hupp, Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: ramona.hupp@ttb.gov**Related RIN:** Related to 1513-AA12**RIN:** 1513-AB05**2349. 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; 27 CFR 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	
Comment Period Extended	04/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Lisa M. Gesser, TTB Program Coordinator, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 128, Morganza, MD 20660
Phone: 301 290-1460
Fax: 301 290-1463
Email: lisa.gesser@ttb.gov**RIN:** 1513-AB16**2350. • USE OF VARIOUS WINEMAKING TERMS ON WINE LABELS AND IN ADVERTISEMENTS; REQUEST FOR PUBLIC COMMENT****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 4**Legal Deadline:** None**Abstract:** The Alcohol and Tobacco Tax and Trade Bureau is considering amending the regulations concerning various winemaking terms commonly used on labels and in advertisements of wine products to provide the consumer with information about the growing and/or bottling conditions of the product. We wish to gather information by inviting comments from industry members, consumers, and other interested parties as to whether and to what extent the existing regulations should be revised.**Timetable:**

Action	Date	FR Cite
ANPRM	07/00/06	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Lisa M. Gesser, TTB Program Coordinator, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 128, Morganza, MD 20660
Phone: 301 290-1460
Fax: 301 290-1463
Email: lisa.gesser@ttb.gov**RIN:** 1513-AB24**2351. • USE OF THE WORDS SCOTCH ALE OR SCOTTISH ALE OR ITS VARIANTS ON LABELS OR IN ADVERTISING OF MALT BEVERAGE PRODUCTS; REQUEST FOR PUBLIC COMMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 7.24**Legal Deadline:** None**Abstract:** TTB is considering whether the terms Scotch Ale and Scottish Ale by usage and common knowledge have lost their geographical significance to such an extent that they have become generic.**Timetable:**

Action	Date	FR Cite
Notice	06/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Ramona L. Hupp, Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, 1310 G Street NW., Suite 200E, Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: ramona.hupp@ttb.gov**RIN:** 1513-AB30

Department of the Treasury (TREAS)

Proposed Rule Stage

Alcohol and Tobacco Tax and Trade Bureau (TTB)

ALCOHOL

2352. DENATURED SPIRITS, ARTICLES, AND NONBEVERAGE PRODUCTS**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 27 CFR 19; 27 CFR 20; 27 CFR 27; 27 CFR 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	10/00/06	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Steven C. Simon, Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-9210
Fax: 202 927-8525
Email: steven.simon@ttb.gov**RIN:** 1513-AB03**2353. 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	06/00/06	

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 Trade Bureau, P.O. Box 128, Morganza, MD 10660
Phone: 301 290-1460
Fax: 301 290-1463
Email: lisa.gesser@ttb.gov**RIN:** 1513-AB07**2354. ALLERGEN INGREDIENT LABELING FOR ALCOHOL BEVERAGES****Priority:** Substantive, Nonsignificant**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	04/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jessica M. Bungard, Management Analyst, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: jessica.bungard@ttb.gov**Related RIN:** Related to 1513-AB07**RIN:** 1513-AB08**2355. ALTERNATING BREWERY PROPRIETORS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 5051; 26 USC 5401**CFR Citation:** 27 CFR 25**Legal Deadline:** None**Abstract:** TTB is establishing guidelines for the establishment of alternating proprietors at brewery premises. These guidelines will provide standards for the establishment of an alternating proprietorship at a brewery premises, and will provide guidelines for the operations of these premises by separate established brewers. They will give guidance on operations, taxpayment, recordkeeping, reporting, and segregation of products made by separate brewers.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Ramona L. Hupp, Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, 1310 G Street NW., Suite 200E, Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: ramona.hupp@ttb.gov**RIN:** 1513-AB09**2356. PETITION TO ESTABLISH THE OUTER COASTAL PLAIN AMERICAN VITICULTURAL AREA****Priority:** Routine and Frequent**Legal Authority:** 27 USC 205

TREAS—TTB

Proposed Rule Stage

CFR Citation: 27 CFR 9**Legal Deadline:** None

Abstract: TTB received a petition proposing to establish the Outer Coastal Plain viticultural area in southeast New Jersey. The 2,255,400-acre area includes all of Cape May, Atlantic, Ocean, and Cumberland Counties and portions of Salem, Gloucester, Camden, Burlington, and Monmouth Counties. Currently, the area has 1,227 vineyard acres.

Timetable:

Action	Date	FR Cite
NPRM	07/00/06	

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

Agency Contact: Jennifer Berry, TTB Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 18152, Roanoke, VA 24014

Phone: 540 344-9333

Fax: 540 344-5855

Email: jennifer.berry@ttb.gov

RIN: 1513-AB13**2357. • 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, PL 109-59.

Abstract: Implementation of the quarterly excise tax payment procedure for small alcohol excise taxpayers contained in section 11127 of Public Law 109-59, the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users, which amended section 5061 of the Internal Revenue Code of 1986.

Timetable:

Action	Date	FR Cite
Temporary rule with NPRM	02/02/06	71 FR 5598
Temporary rule effective date	01/01/06	
NPRM	02/02/06	71 FR 5629
NPRM Comment Period End	04/03/06	
Final Rule	08/00/06	

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

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

Phone: 202 927-8210

Fax: 202 927-8525

Email: marjorie.ruhf@ttb.gov

RIN: 1513-AB17**2358. • 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	06/00/06	

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

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

Phone: 202 927-8210

Fax: 202 927-8525

Email: nancy.sutton@ttb.gov

RIN: 1513-AB18**2359. • 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	08/00/06	

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

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

Phone: 202 927-8210

Fax: 202 927-8525

Email: nancy.sutton@ttb.gov

RIN: 1513-AB19**2360. • 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	08/00/06	

TREAS—TTB

Proposed Rule Stage

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: 202 927-8210
 Fax: 202 927-8525
 Email: nancy.sutton@ttb.gov

RIN: 1513-AB20**2361. • SAN FRANCISCO BAY EXPANSION****Priority:** Routine and Frequent**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 9**Legal Deadline:** None

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

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

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

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
 Phone: 202 927-8210
 Fax: 202 927-8525
 Email: nancy.sutton@ttb.gov

RIN: 1513-AB21**2362. • 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	08/00/06	

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

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
 Phone: 202 927-8210
 Fax: 202 927-8525
 Email: nancy.sutton@ttb.gov

RIN: 1513-AB22**2363. • 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	08/00/06	

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

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
 Phone: 202 927-8210
 Fax: 202 927-8525
 Email: nancy.sutton@ttb.gov

RIN: 1513-AB23**2364. • 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	09/00/06	

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

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
 Phone: 202 927-8210
 Fax: 202 927-8525
 Email: nancy.sutton@ttb.gov

RIN: 1513-AB26**2365. • 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

TREAS—TTB

Proposed Rule Stage

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	09/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: nancy.sutton@ttb.gov

RIN: 1513-AB27

Administrative/Procedures**2366. AVAILABILITY OF INFORMATION**

Priority: Info./Admin./Other

Legal Authority: 26 USC 6103; 5 USC 552; 5 USC 552(a); 26 USC 301; 26 USC 7805

CFR Citation: 27 CFR 70

Legal Deadline: None

Abstract: TTB is revising and consolidating in one new part of its regulations all regulatory provisions that deal with the availability of information. This new part will include

rules regarding the disclosure of information pursuant to the Freedom of Information Act and the Privacy Act of 1974 and in connection with litigation or other legal proceedings. TTB is also revising 27 CFR 70.701(d) to change the publication of the TTB Bulletin. Rather than publishing our bulletin quarterly in print form, we are changing it to be published as a monthly online bulletin. All content of the bulletin as currently prescribed by regulation will remain the same.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jessica Bungard, Management Analyst, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: jessica.bungard@ttb.gov

RIN: 1513-AA98

FIREARMS**2367. FIREARMS AND AMMUNITION EXCISE TAXES, CONSIGNMENT SALES OF IMPORTED ARTICLES**

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

Legal Authority: 26 USC 4181; 26 USC 4182; 26 USC 4216 to 4219; 26 USC 4221 to 4223; 26 USC 4225; 26 USC 6001; 26 USC 6011; 26 USC 6020; 26 USC 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	10/00/06	

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
Phone: 202 927-7460
Fax: 202 927-8525
Email: karl.joedicke@ttb.gov

RIN: 1513-AB12

eliminate obsolete or unnecessary rules and forms and streamline export processing, while providing adequate protection for the revenue.

Timetable:

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

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AA98

Agency Contact: Joanne Brady, TTB Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 45797, Philadelphia, PA 19149
Phone: 215 333-7050

2368. EXPORTATION OF LIQUORS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 27 CFR 28

Legal Deadline: None

Abstract: TTB proposes the plain language revision of 27 CFR part 28 to

TREAS—TTB

Proposed Rule Stage

Fax: 215 333-8871
Email: joanne.brady@ttb.treas.gov

RIN: 1513-AA00

2369. DETERMINATION OF TAX AND RECORDKEEPING ON LARGE CIGARS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 5701; 26 USC 5702

CFR Citation: 27 CFR 40; 27 CFR 275

Legal Deadline: None

Abstract: This notice incorporates most of the parts of Industry Circular 91-3, dated March 19, 1991, entitled "Large Cigar Taxes On and After January, 1991" that have not been placed in the regulations. Industry Circular 91-3 addressed questions about determining the amount of tax for large cigars based on their sale price. In addition, this notice proposes: 1) To give guidance on tax adjustments for large cigars provided at no cost in connection with a sale; and 2) recordkeeping requirements for persons in Puerto Rico, who bring large cigars upon prepayment or deferred payment of tax into the United States from Puerto Rico.

Timetable:

Action	Date	FR Cite
NPRM	11/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC22

Agency Contact: Amy J. Rogers, Management Analyst, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, 1310 G Street NW., Suite 200E, Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: amy.rogers@ttb.gov

RIN: 1513-AA16

2370. 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 (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	12/00/06	

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
Phone: 202 927-8210
Fax: 202 927-8525
Email: daniel.hiland@ttb.gov

RIN: 1513-AA23

2371. 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	09/00/06	

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

Phone: 540 344-9333

Fax: 540 344-5855

Email: jennifer.berry@ttb.gov

RIN: 1513-AA42

2372. 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	07/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC93

Agency Contact: Ramona L. Hupp, Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, 1310 G Street NW., Suite 200E, Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: ramona.hupp@ttb.gov

RIN: 1513-AA51

2373. • FORM TTB F 5110.51, FORMULA AND PROCESS FOR DOMESTIC AND IMPORTED ALCOHOL BEVERAGES

Priority: Substantive, Nonsignificant

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

TREAS—TTB

Proposed Rule Stage

CFR Citation: 27 CFR 5; 27 CFR 7; 27 CFR 19; 27 CFR 24; 27 CFR 25; 27 CFR 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 5110.51, 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 statement of process or 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	04/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: James R. Neely, Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, 1310 G Street, NW, Room 400W, Washington, DC 20220
Phone: 202 927-0120
Fax: 202 921-1840
Email: james.neely@ttb.gov

Amy J. Rogers, Management Analyst, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, 1310 G Street NW., Suite 200E, Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: amy.rogers@ttb.gov

RIN: 1513-AB28

2374. • PROPOSED MODIFICATION OF VINTAGE DATE REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 4.27

Legal Deadline: None

Abstract: TTB is considering a modification of the vintage date rules.

Timetable:

Action	Date	FR Cite
NPRM	04/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Marjorie D. Ruhf, Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: marjorie.ruhf@ttb.gov

RIN: 1513-AB29

Department of the Treasury (TREAS)

Final Rule Stage

Alcohol and Tobacco Tax and Trade Bureau (TTB)

ALCOHOL

2375. 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	09/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jennifer Berry, TTB Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 18152, Roanoke, VA 24014
Phone: 540 344-9333
Fax: 540-344-5855
Email: jennifer.berry@ttb.gov

RIN: 1513-AB00

2376. PETITION TO ESTABLISH SAN ANTONIO VALLEY AS A NEW AMERICAN VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: TTB has received a petition proposing "San Antonio Valley" as a new American viticultural area in California.

Timetable:

Action	Date	FR Cite
NPRM	05/19/05	70 FR 28865

Action

Date

FR Cite

NPRM Comment

07/18/05

Period End

Final Rule

05/00/06

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jennifer Berry, TTB Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 18152, Roanoke, VA 24014
Phone: 540 344-9333
Fax: 540 344-5855
Email: jennifer.berry@ttb.gov

RIN: 1513-AB02

2377. PROPOSED CHANGE TO VINTAGE DATE REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 4.27

Legal Deadline: None

TREAS—TTB

Final Rule Stage

Abstract: TTB received a petition to change the vintage date requirements in the wine regulations.

Timetable:

Action	Date	FR Cite
NPRM	07/01/05	70 FR 38058
NPRM Comment Period End	08/30/05	
Final Rule	04/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Marjorie D. Ruhf, Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: marjorie.ruhf@ttb.gov

RIN: 1513-AB11

2378. PETITION TO ESTABLISH THE RATTLESNAKE HILLS AMERICAN VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 U.S.C. 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: The proposed 68,500-acre Rattlesnake Hills viticultural area is

located in the south, central region of Washington State. Distinguishing features include topography, soils, and climate. There are currently 1,227 acres of vineyards in commercial production.

Timetable:

Action	Date	FR Cite
NPRM	06/01/05	70 FR 31396
NPRM Comment Period End	08/01/05	
Final Rule	08/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: nancy.sutton@ttb.gov

RIN: 1513-AB14

2379. PETITION TO ESTABLISH THE SADDLE ROCK-MALIBU AMERICAN VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 U.S.C. 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: The proposed 2,090-acre Saddle Rock-Malibu viticultural area is in Malibu County in southern California. The distinguishing features include high elevations, and its location and orientation within the Santa Monica Mountains that limit its marine layer exposure. As compared to some of the neighboring areas with more marine influence, the Saddle Rock-Malibu area receives more solar radiation and heat during the growing season.

Timetable:

Action	Date	FR Cite
NPRM	01/10/06	71 FR 1500
NPRM Comment Period End	03/13/06	
Final Rule	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: nancy.sutton@ttb.gov

RIN: 1513-AB15

Administrative/Procedures

2380. ADMINISTRATIVE CHANGES TO ALCOHOL, TOBACCO, AND FIREARMS REGULATIONS DUE TO THE HOMELAND SECURITY ACT OF 2002

Priority: Info./Admin./Other

Legal Authority: PL 107-296; ...

CFR Citation: 27 CFR 1; 27 CFR 4 to 6; 27 CFR 8; ...

Legal Deadline: None

Abstract: The Homeland Security Act of 2002 divided the Bureau of Alcohol,

Tobacco and Firearms, Department of the Treasury into two separate agencies: the Bureau of Alcohol, Tobacco, Firearms and Explosives in the Department of Justice, and the Alcohol and Tobacco Tax and Trade Bureau in the Department of the Treasury. Due to these changes, this final rule amends the Alcohol and Tobacco Tax and Trade Bureau's regulations to reflect the Bureau's new name and organizational structure.

Timetable:

Action	Date	FR Cite
Final Rule	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Lisa M. Gesser, TTB Program Coordinator, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 128, Morganza, MD 20660
Phone: 301 290-1460
Fax: 301 290-1463
Email: lisa.gesser@ttb.gov

RIN: 1513-AA80

TREAS—TTB

Final Rule Stage

FIREARMS

2381. • FIREARMS EXCISE TAX; EXEMPTION FOR SMALL MANUFACTURERS, PRODUCERS, AND IMPORTERS

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

Legal Authority: 26 USC 4181; 26 USC 4182; 26 USC 4216 to 4219; 26 USC 4221 to 4223; 26 USC 4225; 26 USC 6001; 26 USC 6011; 26 USC 6020; 26 USC 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	04/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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
Phone: 202 927-7460
Fax: 202 927-8525
Email: karl.joedicke@ttb.gov

RIN: 1513-AB25

2382. 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; 26 USC 5713

CFR Citation: 27 CFR 275

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	01/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC07

Agency Contact: Linda W. Chapman, TTB Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, 1310 G Street NW., Suite 200E, Washington, DC 20220
Phone: 202 927-8181
Fax: 202 927-8525
Email: linda.chapman@ttb.gov

RIN: 1513-AA10

2383. 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	09/00/06	

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

Phone: 540 344-9333

Fax: 540 344-5855

Email: jennifer.berry@ttb.gov

RIN: 1513-AA32

2384. PETITION TO ESTABLISH "EOLA HILLS" AS A NEW AMERICAN VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: TTB has received a petition proposing the establishment of "Eola Hills" as a new American viticultural area in Oregon.

Timetable:

Action	Date	FR Cite
NPRM	09/08/03	68 FR 52875
NPRM Comment Period End	11/07/03	
Comment Period Extended	11/07/03	68 FR 63042
Extended Comment Period End	01/06/04	
Final Rule	07/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

TREAS—TTB

Final Rule Stage

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC78

Agency Contact: Jennifer Berry, TTB Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 18152, Roanoke, VA 24014

Phone: 540 344-9333

Fax: 540 344-5855

Email: jennifer.berry@ttb.gov

RIN: 1513-AA41

2385. ORGANIC CLAIMS IN LABELING AND ADVERTISING OF ALCOHOL BEVERAGES

Priority: Info./Admin./Other

Legal Authority: 27 USC 205

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

Legal Deadline: None

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

Timetable:

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

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

Phone: 202 927-8210

Fax: 202 927-8525

Email: marjorie.ruhf@ttb.gov

RIN: 1513-AA46

2386. PETITION TO EXPAND THE LIVERMORE VALLEY VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: TTB received a petition proposing to expand the boundaries of approved American viticultural area Livermore Valley located in the State of California. The proposed expanded boundaries encompass approximately 259,000 acres, of which 4,355 acres are devoted to vineyards. The expansion would add approximately 163,000 acres, 120 acres of vineyards, and four wineries to the area. The notice of proposed rulemaking includes expansions of the Central Coast and San Francisco Bay American viticultural areas. All three will be published together.

Timetable:

Action	Date	FR Cite
NPRM	05/19/05	70 FR 28873
NPRM Comment Period End	07/18/05	
Final Rule	10/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC99

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

Phone: 202 927-8210

Fax: 202 927-8525

Email: nancy.sutton@ttb.gov

RIN: 1513-AA54

2387. SAN FRANCISCO BAY AND CENTRAL COAST VITICULTURAL AREAS—BOUNDARY REALIGNMENT/EXPANSION

Priority: Routine and Frequent

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: TTB received a petition proposing an expansion/realignment of the boundaries of approved American viticultural areas San Francisco Bay

and Central Coast, located in the State of California. In total, the proposed expanded boundaries encompass approximately 20,000 acres. The notice of proposed rulemaking includes expansion of the Livermore Valley American viticultural area. All three will be published together.

Timetable:

Action	Date	FR Cite
NPRM	05/19/05	70 FR 28870
NPRM Comment Period End	07/18/05	
Final Rule	10/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AD00

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

Phone: 202 927-8210

Fax: 202 927-8525

Email: nancy.sutton@ttb.gov

RIN: 1513-AA55

2388. PETITION TO ESTABLISH "CHEHALEM MOUNTAINS" AS A NEW AMERICAN VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 9

Legal Deadline: None

Abstract: TTB has received a petition proposing the establishment of the "Chehalem Mountains" viticultural area located in Yamhill, Washington, and Clackamas Counties, Oregon. A draft final rule is being prepared. The geographical name conflict is awaiting resolution prior to any further action.

Timetable:

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

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AD02

TREAS—TTB

Final Rule Stage

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: 202 927-8210
Fax: 202 927-8525
Email: nancy.sutton@ttb.gov
RIN: 1513-AA57

2389. LABELING AND ADVERTISING OF MALT BEVERAGES

Priority: Substantive, Nonsignificant

Legal Authority: 27 USC 205

CFR Citation: 27 CFR 7

Legal Deadline: None

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

Timetable:

Action	Date	FR Cite
NPRM	06/27/02	67 FR 43496
NPRM Comment Period End	08/26/02	
NPRM Comment Period Extended	08/27/02	67 FR 54388
Comment Period Extended End	09/25/02	
Final Rule	04/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: Transferred from RIN 1512-AC10

URL For Public Comments:

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

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
Phone: 202 927-8210
Fax: 202 927-8525
Email: ramona.hupp@ttb.gov
RIN: 1513-AA60

2390. 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. A significant distinguishing factor of the viticultural area, based on its 920-foot and 1,800-foot elevations, is the sunny and warm growing season that contrasts to the surrounding foggy and cooler lower elevations.

Timetable:

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

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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: 202 927-8210
Fax: 202 927-8525
Email: nancy.sutton@ttb.gov
RIN: 1513-AA64

2391. PETITION TO ESTABLISH THE "SHAWNEE HILLS" VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 USC 205(e)

CFR Citation: 27 CFR 9

Legal Deadline: None

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

Timetable:

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

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Rita D. Butler, Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, 1310 G Street NW., Room 200E, Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: rita.butler@ttb.gov
RIN: 1513-AA70

2392. PROPOSED AMENDED BOUNDARIES FOR THE SANTA LUCIA HIGHLANDS AND THE ARROYO SECO VITICULTURAL AREA

Priority: Routine and Frequent

Legal Authority: 27 USC 205(e)

CFR Citation: 27 CFR 9.139; 27 CFR 9.59

Legal Deadline: None

Abstract: TTB requests comments concerning the proposed changes to the boundaries of the Santa Lucia Highlands and Arroyo Seco viticultural areas located in Monterey County, California. The proposed boundary change extends portions of the Santa Luca Highlands viticultural area and curtails the Arroyo Seco viticultural area.

Timetable:

Action	Date	FR Cite
NPRM	01/24/05	70 FR 3333
NPRM Comment Period End	03/25/05	
Other/Comment Period Extended	03/08/05	70 FR 11178
Other/Comment Period End	05/25/05	
Final Rule	08/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: nancy.sutton@ttb.gov
RIN: 1513-AA72

TREAS—TTB

Final Rule Stage

2393. PROPOSED ESTABLISHMENT OF ALTA MESA VITICULTURAL AREA**Priority:** Routine and Frequent**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 9**Legal Deadline:** None

Abstract: The Lodi American Viticultural Areas Steering Committee proposes the establishment of the 55,400-acre "Alta Mesa" viticultural area in the north central portion of the established Lodi viticultural area. The most distinguishing features of the area include "Alta Mesa," a table-top landform, and San Joaquin soil series that dominates 90 percent of the land. The Steering Committee is petitioning for seven new viticultural areas within the original Lodi viticultural area boundaries.

Timetable:

Action	Date	FR Cite
NPRM	08/15/05	70 FR 47740
NPRM Comment Period End	10/14/05	
Final Rule	08/00/06	

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

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: nancy.sutton@ttb.gov

RIN: 1513-AA82**2394. PROPOSED ESTABLISHMENT OF THE COSUMNES RIVER VITICULTURAL AREA****Priority:** Routine and Frequent**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 9**Legal Deadline:** None

Abstract: The Lodi American Viticultural Areas Steering Committee proposes to establish the 54,700-acre "Cosumnes River" viticultural area in the northwest portion of the established Lodi viticultural area. The most distinguishing features of the area include the cool and windy climate, alluvial soils, and low elevation terrain. The Steering Committee is petitioning

for seven new viticultural areas within the original Lodi viticultural area boundaries.

Timetable:

Action	Date	FR Cite
NPRM	08/15/05	70 FR 47770
NPRM Comment Period End	10/14/05	70 FR 47740
Final Rule	08/00/06	

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

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: nancy.sutton@ttb.gov

RIN: 1513-AA83**2395. PROPOSED ESTABLISHMENT OF SLOUGHHOUSE VITICULTURAL AREA****Priority:** Routine and Frequent**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 9**Legal Deadline:** None

Abstract: The Lodi American Viticultural Areas Steering Committee proposes to establish the 78,800-acre "Sloughhouse" viticultural area within the northeast portion of the established Lodi viticultural area. The distinctive viticultural environment of the proposed Sloughhouse viticultural area includes warm temperatures, significant rain and fog, high elevations, and old soils. The Steering Committee is petitioning for seven new viticultural areas within the original Lodi viticultural area boundaries.

Timetable:

Action	Date	FR Cite
NPRM	08/15/05	70 FR 47740
NPRM Comment Period End	10/14/05	
Final Rule	08/00/06	

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

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the

Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: nancy.sutton@ttb.gov

RIN: 1513-AA84**2396. PROPOSED ESTABLISHMENT OF MOKELUMNE RIVER VITICULTURAL AREA****Priority:** Routine and Frequent**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 9**Legal Deadline:** None

Abstract: The Lodi American Viticultural Areas Steering Committee proposes the establishment of the 85,700-acre "Mokelumne River" viticultural area in the southwest portion of the established Lodi viticultural area. The most distinguishing features of the area include the alluvial fan with its topography and geology in contrast to the surrounding areas, and the cool, breezy climate. The Steering Committee is petitioning for seven new viticultural areas within the original Lodi viticultural area boundaries.

Timetable:

Action	Date	FR Cite
NPRM	08/15/05	70 FR 47740
NPRM Comment Period End	10/14/05	
Final Rule	08/00/06	

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

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: nancy.sutton@ttb.gov

RIN: 1513-AA85**2397. PROPOSED ESTABLISHMENT OF JAHANT VITICULTURAL AREA****Priority:** Routine and Frequent**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 9**Legal Deadline:** None

TREAS—TTB

Final Rule Stage

Abstract: The Lodi American Viticultural Areas Steering Committee proposes the establishment of the 28,000-acre “Jahant” viticultural area, located in the central-west portion of the established Lodi viticultural area. The most distinguishing features of the area are the pink Jahant loam soil with its unique grape-growing qualities, the terrain with its river terraces and old floodplain deposits, and the cool, dry, and windy climate. The Steering Committee is petitioning for seven new viticultural areas within the original Lodi viticultural area boundaries.

Timetable:

Action	Date	FR Cite
NPRM	08/15/05	70 FR 47740
NPRM Comment Period End	10/14/05	
Final Rule	08/00/06	

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

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: nancy.sutton@ttb.gov

RIN: 1513-AA86**2398. PROPOSED ESTABLISHMENT OF BORDEN RANCH VITICULTURAL AREA****Priority:** Routine and Frequent**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 9**Legal Deadline:** None

Abstract: The Lodi American Viticultural Areas Steering Committee proposes the establishment of the 70,000-acre “Borden Ranch” viticultural area in the east central portion of the Lodi viticultural area. The most distinctive features include old alluvial fans, river terraces and plains, high elevations, and a windswept climate. The Steering Committee is petitioning for seven new viticultural areas within the original Lodi viticultural area boundaries.

Timetable:

Action	Date	FR Cite
NPRM	08/15/05	70 FR 47740

Action	Date	FR Cite
NPRM Comment Period End	10/14/05	
Final Rule	08/00/06	

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

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: nancy.sutton@ttb.gov

RIN: 1513-AA87**2399. PROPOSED ESTABLISHMENT OF CLEMENTS HILLS VITICULTURAL AREA****Priority:** Routine and Frequent**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 9**Legal Deadline:** None

Abstract: The Lodi American Viticultural Areas Steering Committee proposes the establishment of the 84,500-acre “Clements Hills” viticultural area in the southeast portion of the established Lodi viticultural area. It is a topographic transition area between the low and flat San Joaquin Valley floor to the west and the progressively more mountainous Sierra Foothills to the east. The most distinguishing features of the Clements Hills area are the high elevation river terraces and rounded hilltops. The Steering Committee is petitioning for seven new viticultural areas within the original Lodi viticultural area boundaries.

Timetable:

Action	Date	FR Cite
NPRM	08/15/05	70 FR 47740
NPRM Comment Period End	10/14/05	
Final Rule	08/00/06	

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

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and

Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: nancy.sutton@ttb.gov

RIN: 1513-AA88**2400. PROPOSED ESTABLISHMENT OF TRACY HILLS VITICULTURAL AREA****Priority:** Routine and Frequent**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 9**Legal Deadline:** None

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

Timetable:

Action	Date	FR Cite
NPRM	12/07/05	70 FR 72733
NPRM Comment Period End	02/06/06	
Final Rule	12/00/06	

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

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Room 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: nancy.sutton@ttb.gov

RIN: 1513-AA89**2401. PROPOSED ESTABLISHMENT OF COVELO VITICULTURAL AREA****Priority:** Routine and Frequent**Legal Authority:** 27 USC 205**CFR Citation:** 27 CFR 9**Legal Deadline:** None

Abstract: Ralph Carter of Sonoma, California is petitioning to establish Covelo as an American viticultural

TREAS—TTB

Final Rule Stage

area. Covelo area is 164 miles north of San Francisco and immediately south of the Round Valley Indian Reservation in northern California. The proposed area has 38,000 acres with two acres of planted grape vines, but more area that the petitioner believes has good viticultural potential. The distinctive features include the bowl-shape of the Covelo valley area that contrasts to the narrow valleys, with north-south orientations, commonly found in Mendocino County. Also, it has a short grape-growing season when compared to other Mendocino County viticultural areas.

Timetable:

Action	Date	FR Cite
NPRM	02/02/05	70 FR 5393
NPRM Comment Period End	04/04/05	
Final Rule	05/00/06	

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

Agency Contact: Nancy Sutton, AVA Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210
Fax: 202 927-8525
Email: nancy.sutton@ttb.gov

RIN: 1513-AA90**2402. 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	06/00/06	

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

Agency Contact: Lisa M. Gesser, TTB Program Coordinator, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 128, Morganza, MD 20660
Phone: 301 290-1460
Fax: 301 290-1463
Email: lisa.gesser@ttb.gov

RIN: 1513-AA92**2403. 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; 26 USC 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	09/00/06	

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

Agency Contact: Jennifer Berry, TTB Specialist, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, P.O. Box 18152, Roanoke, VA 24014

Phone: 540 344-9333

Fax: 540 344-5855

Email: jennifer.berry@ttb.gov

RIN: 1513-AA96**2404. 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	06/00/06	

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

Agency Contact: Steven C. Simon, Program Manager, Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, Suite 200E, 1310 G Street NW., Washington, DC 20220
Phone: 202 927-8210

Fax: 202 927-8525

Email: steven.simon@ttb.gov

RIN: 1513-AB04

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

Long-Term Actions

ALCOHOL

2405. PROHIBITION OF ALCOHOL BEVERAGE CONTAINERS AND STANDARD OF FILL FOR DISTILLED SPIRITS AND WINE

Priority: Substantive, Nonsignificant

CFR Citation: 27 CFR 4; 27 CFR 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	04/00/07	
Revised NPRM—Deceptive Packaging	04/00/07	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Lisa M. Gesser

Phone: 301 290-1460

Fax: 301 290-1463

Email: lisa.gesser@ttb.gov

RIN: 1513-AA07

TOBACCO PRODUCTS

2406. REMOVAL OF TOBACCO PRODUCTS AND CIGARETTE PAPERS AND TUBES, WITHOUT PAYMENT OF TAX, FOR USE BY THE UNITED STATES IN LAW ENFORCEMENT ACTIVITIES

Priority: Substantive, Nonsignificant

CFR Citation: 27 CFR 45.31

Timetable:

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

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Linda W. Chapman

Phone: 202 927-8210

Fax: 202 927-8525

Email: linda.chapman@ttb.gov

RIN: 1513-AA99

2407. IMPLEMENTATION OF WINE CREDIT PROVISIONS OF PUBLIC LAW 104-188

Priority: Substantive, Nonsignificant

CFR Citation: 27 CFR 24.278; 27 CFR 24.279

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 Action	To Be Determined	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Marjorie D. Ruhf

Phone: 202 927-8210

Fax: 202 927-8525

Email: marjorie.ruhf@ttb.gov

RIN: 1513-AA05

2408. 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

Agency Contact: Marjorie D. Ruhf

Phone: 202 927-8210

Fax: 202 927-8525

Email: marjorie.ruhf@ttb.gov

RIN: 1513-AA06

2409. 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

Agency Contact: Marjorie D. Ruhf

Phone: 202 927-8210

Fax: 202 927-8525

Email: marjorie.ruhf@ttb.gov

RIN: 1513-AA08

2410. TAX-PAID DISTILLED SPIRITS USED IN MANUFACTURING PRODUCTS UNFIT FOR BEVERAGE USE

Priority: Substantive, Nonsignificant

CFR Citation: 27 CFR 17

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Linda W. Chapman

Phone: 202 927-8181

Fax: 202 927-8525

Email: linda.chapman@ttb.gov

RIN: 1513-AA37

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

Completed Actions

**2411. WAHLUKE SLOPE
 VITICULTURAL AREA**

Priority: Routine and Frequent

CFR Citation: 27 CFR 9

Completed:

Reason	Date	FR Cite
Final Rule	12/07/05	70 FR 72707
Final Rule Effective	01/06/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Nancy Sutton

Phone: 415 271-1254

Fax: 707-778-6349

Email: nancy.sutton@ttb.gov

RIN: 1513-AB01

**2412. PROHIBITED MARKS ON
 PACKAGES OF TOBACCO
 PRODUCTS AND CIGARETTE PAPERS
 AND TUBES IMPORTED OR
 BROUGHT INTO THE UNITED STATES**

Priority: Substantive, Nonsignificant

CFR Citation: 27 CFR 275

Completed:

Reason	Date	FR Cite
Withdrawn	02/10/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Linda W. Chapman

Phone: 202 927-8181

Fax: 202 927-8525

Email: linda.chapman@ttb.gov

RIN: 1513-AA14

**2413. REGULATORY CHANGES FROM
 CUSTOMS SERVICE FINAL RULE**

Priority: Substantive, Nonsignificant

CFR Citation: 27 CFR 44

Completed:

Reason	Date	FR Cite
Withdrawn	02/10/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Linda W. Chapman

Phone: 202 927-8181

Fax: 202 927-8525

Email: linda.chapman@ttb.gov

RIN: 1513-AA26

**2414. SHIPMENTS OF TOBACCO
 PRODUCTS OR CIGARETTE PAPERS
 OR TUBES WITHOUT PAYMENT OF
 TAX**

Priority: Substantive, Nonsignificant

CFR Citation: 27 CFR 40; 27 CFR 275

Completed:

Reason	Date	FR Cite
Withdrawn	02/10/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Linda W. Chapman

Phone: 202 927-8181

Fax: 202 927-8525

Email: linda.chapman@ttb.gov

RIN: 1513-AA27

**2415. PROPOSED RED HILL
 DOUGLAS COUNTY, OREGON
 AMERICAN VITICULTURAL AREA**

Priority: Routine and Frequent

CFR Citation: 27 CFR 9

Completed:

Reason	Date	FR Cite
Final Rule	10/14/05	70 FR 59996
Final Rule Effective	11/14/05	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Nancy Sutton

Phone: 202 927-8210

Fax: 202 927-8525

Email: nancy.sutton@ttb.gov

RIN: 1513-AA39

**2416. MARKS, LABELS, NOTICES,
 AND BONDS FOR, AND REMOVAL OF,
 TOBACCO PRODUCTS, AND
 CIGARETTE PAPERS AND TUBES**

Priority: Substantive, Nonsignificant

CFR Citation: 27 CFR 40; 27 CFR 275

Completed:

Reason	Date	FR Cite
Withdrawn	02/10/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Linda W. Chapman

Phone: 202 927-8181

Fax: 202 927-8525

Email: linda.chapman@ttb.gov

RIN: 1513-AA49

**2417. IN-TRANSIT STOPS OF
 TOBACCO PRODUCTS, AND
 CIGARETTE PAPERS AND TUBES
 WITHOUT PAYMENT OF TAX**

Priority: Substantive, Nonsignificant

CFR Citation: 27 CFR 40; 27 CFR 44

Completed:

Reason	Date	FR Cite
Withdrawn	02/10/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Linda W. Chapman

Phone: 202 927-8181

Fax: 202 927-8525

Email: linda.chapman@ttb.gov

RIN: 1513-AA52

**2418. PETITION NO. 2 TO EXPAND
 THE RUSSIAN RIVER VALLEY
 VITICULTURAL AREA**

Priority: Routine and Frequent

CFR Citation: 27 CFR 9

Completed:

Reason	Date	FR Cite
Final Rule	09/08/05	70 FR 53297
Final Rule Effective	10/11/05	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Nancy Sutton

Phone: 202 927-8210

Fax: 202 927-8525

Email: nancy.sutton@ttb.gov

Related RIN: Related to 1513-AA68

RIN: 1513-AA67

**2419. PETITION TO ESTABLISH
 "TEXOMA" AS A VITICULTURAL
 AREA**

Priority: Routine and Frequent

CFR Citation: 27 CFR 9

TREAS—TTB

Completed Actions

Completed:

Reason	Date	FR Cite
Final Rule	12/07/05	70 FR 72713
Final Rule Effective	01/06/06	

Regulatory Flexibility Analysis
Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jennifer Berry

Phone: 540 344-9333

Fax: 540 344-5855

Email: jennifer.berry@ttb.gov

RIN: 1513-AA77

2420. RAMONA VALLEY
VITICULTURAL AREA

Priority: Routine and Frequent

CFR Citation: 27 CFR 9

Completed:

Reason	Date	FR Cite
Final Rule	12/07/05	70 FR 72717
Final Rule Effective	01/06/06	

Regulatory Flexibility Analysis
Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Nancy Sutton

Phone: 202 927-8210

Fax: 202 927-8525

Email: nancy.sutton@ttb.gov

RIN: 1513-AA94

2421. DOS RIOS VITICULTURAL AREA

Priority: Routine and Frequent

CFR Citation: 27 CFR 9

Completed:

Reason	Date	FR Cite
Final Rule	10/14/05	70 FR 59993
Final Rule Effective	11/14/05	

Regulatory Flexibility Analysis
Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Nancy Sutton

Phone: 202 927-8210

Fax: 202 927-8525

Email: nancy.sutton@ttb.gov

RIN: 1513-AA95

2422. NIAGARA ESCARPMENT
VITICULTURAL AREA

Priority: Routine and Frequent

CFR Citation: 27 CFR 9

Completed:

Reason	Date	FR Cite
Final Rule	09/08/05	70 FR 53300
Final Rule Effective	10/11/05	

Regulatory Flexibility Analysis
Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jennifer Berry

Phone: 540 344-9333

Fax: 540 344-5855

Email: jennifer.berry@ttb.gov

RIN: 1513-AA97

BILLING CODE 4810-33-S

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

Prerule Stage

2423. 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, has jointly issued an advance notice of proposed rulemaking, 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 that 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	

Regulatory Flexibility Analysis
Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Patrick T. Tierney, Senior Attorney, Department of the Treasury, Comptroller of the Currency, Legislative and Regulatory Activities Division, 250 E Street SW., Washington, DC 20219

Phone: 202 874-5090

Fax: 202 874-4889

Email: patrick.tierney@occ.treas.gov

RIN: 1557-AC89

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

Proposed Rule Stage

2424. 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

TREAS—OCC

Proposed Rule Stage

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 1905-1906; 28 USC 2461 note; 29 USC 1204; 31 USC 330; 31 USC 5321; 31 USC 9701; 42 USC 3601; 42 USC 4012a; 42 USC 4104a; 42 USC 4104b; 42 USC 4106; 42 USC 4128; 44 USC 3506; 44 USC 3510

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

Legal Deadline: None

Abstract: This rulemaking would revise the OCC's rules in order to reduce regulatory burden and make technical, clarifying, and conforming changes. The revisions would update part 1 to codify recent OCC precedents and clarify current requirements, make technical changes to parts 4 and 5 to reflect the OCC's recent organizational restructuring; simplify, clarify, and make conforming and technical corrections to the OCC's corporate application procedures and standards in part 5; conform parts 5, 23, 31 and 32 to the Federal Reserve Board's Regulation W; revise part 7 to clarify and expand the scope of a national bank's authority to act as a guarantor or surety; to update and clarify national bank authority to engage in electronic activities; conform part 9 to regulations adopted by the Securities and Exchange Commission; streamline certain requirements under part 16; update and make technical corrections to part 37; and amend various parts of title 12 to remove OCC authority over District of Columbia-chartered banks pursuant to the 2004 District of Columbia Omnibus Authorization Act.

Timetable:

Action	Date	FR Cite
NPRM	08/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

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

Phone: 202 874-5090
Fax: 202 874-4889
Email: heidi.thomas@occ.treas.gov

RIN: 1557-AC79

2425. IDENTITY THEFT DETECTION, PREVENTION, AND MITIGATION PROGRAM FOR FINANCIAL INSTITUTIONS AND CREDITORS

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

Unfunded Mandates: Undetermined

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

CFR Citation: 12 CFR 41

Legal Deadline: None

Abstract: OCC, the Board of Governors of the Federal Reserve System, the Federal Deposit Insurance Corporation, the Office of Thrift Supervision (the Federal Banking Agencies), the National Credit Union Administration, and the Federal Trade Commission are issuing a joint proposal to establish guidelines and regulations to implement section 114 of the FACT Act of 2003. Section 114 requires the Federal Banking Agencies to jointly issue guidelines for financial institutions and creditors identifying patterns, practices, and specific forms of activity that indicate the possible existence of identity theft. In addition, the Federal Banking Agencies must issue regulations requiring each financial institution and creditor to establish reasonable policies and procedures to implement the guidelines. The regulations must contain a provision requiring a card issuer to notify the cardholder if the card issuer receives a notice of change of address for an existing account, and a short time later receives a request for an additional or replacement card.

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

the consumer report pertains. In addition, the regulation must require a user that establishes a continuing relationship with a consumer to furnish to the consumer reporting agency that provided the notice of discrepancy the correct address of the consumer as part of the information that the user regularly furnishes for the period in which the relationship is established.

Timetable:

Action	Date	FR Cite
NPRM	05/00/06	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Agency Contact: Deborah Katz, Senior Counsel, Department of the Treasury, Comptroller of the Currency, Legislative and Regulatory Activities Division, 250 E Street SW., Washington, DC 20219
Phone: 202 874-5090
Fax: 202 874-4889
Email: deborah.katz@occ.treas.gov

RIN: 1557-AC87

2426. IMPLEMENTATION OF A REVISED BASEL CAPITAL ACCORD (BASEL II)

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

Legal Authority: 12 USC 93a; 12 USC 3907

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 framework for the Basel Capital Accord (Basel II). OCC is conducting this rulemaking jointly with the other Federal Banking Agencies.

Timetable:

Action	Date	FR Cite
ANPRM	08/04/03	68 FR 45900
NPRM	05/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

TREAS—OCC

Proposed Rule Stage

Agency Contact: Ron Shimabukuro, Special Counsel, Department of the Treasury, Comptroller of the Currency, Legislative and Regulatory Activities Division, 250 E Street SW., Washington, DC 20219
Phone: 202 874-5090
Fax: 202 874-4889
Email: ron.shimabukuro@occ.treas.gov

Related RIN: Split from 1557-AB14

RIN: 1557-AC91

2427. RISK-BASED CAPITAL GUIDELINES; CAPITAL ADEQUACY GUIDELINES; CAPITAL MAINTENANCE; DOMESTIC CAPITAL MODIFICATIONS

Priority: Other Significant

Legal Authority: 12 USC 93a; 12 USC 3907

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 the amendment of the current risk-based capital rules for those banks that will not qualify to use 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	06/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Laura Goldman, Counsel, Department of the Treasury, Comptroller of the Currency, Legislative and Regulatory Activities Division, 250 E Street SW., Washington, DC 20219
Phone: 202 874-5090
Fax: 202 874-4889
Email: laura.goldman@occ.treas.gov

RIN: 1557-AC95

2428. • RISK-BASED CAPITAL STANDARDS: MARKET RISK

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

Legal Authority: 12 U.S.C. 1 et seq; 12 U.S.C. 93a; 12 U.S.C. 161; 12 U.S.C. 1818; 12 U.S.C. 3907; 12 U.S.C. 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 rule with the other Federal Banking Agencies to make the current market risk capital requirements generally more risk sensitive with respect to the capital treatment of 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	05/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ron Shimabukuro, Special Counsel, Department of the Treasury, Comptroller of the Currency, Legislative and Regulatory Activities Division, 250 E Street SW., Washington, DC 20219
Phone: 202 874-5090
Fax: 202 874-4889
Email: ron.shimabukuro@occ.treas.gov

RIN: 1557-AC99

Department of the Treasury (TREAS)

Comptroller of the Currency (OCC)

Final Rule Stage

2429. FAIR CREDIT REPORTING; AFFILIATE MARKETING REGULATIONS

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

Legal Authority: 12 USC 1 et seq; 12 USC 24 (seventh); 12 USC 93a; 12 USC 481; 12 USC 484; 12 USC 1818; 15 USC 1681a; 15 USC 1681b; 15 USC 1681s; 15 USC 1681w; 15 USC 6801; 15 USC 6805; PL 108-159

CFR Citation: 12 CFR 41

Legal Deadline: Other, Statutory, September 4, 2004, See section 214 of the FACT Act, PL 108-159.

Abstract: OCC plans to issue a rulemaking that would implement the affiliate-sharing provisions of section 214 of the Fair and Accurate Credit Transactions Act (FACT Act). The regulation would implement the consumer notice and opt-out provisions of the FACT Act regarding the sharing of consumer information among affiliates for marketing purposes.

Timetable:

Action	Date	FR Cite
NPRM	07/15/04	69 FR 42502
Final Action	06/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Patrick T. Tierney, Senior Attorney, Department of the Treasury, Comptroller of the Currency, Legislative and Regulatory Activities Division, 250 E Street SW., Washington, DC 20219
Phone: 202 874-5090
Fax: 202 874-4889
Email: patrick.tierney@occ.treas.gov

RIN: 1557-AC88

TREAS—OCC

Final Rule Stage

2430. ASSESSMENT OF FEES

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

Legal Authority: 12 USC 93a; 12 USC 481; 12 USC 482; 12 USC 1867; 12 USC 3102; 12 USC 3108; 15 USC 78c; 15 USC 78l

CFR Citation: 12 CFR 8

Legal Deadline: None

Abstract: OCC is planning to issue a final rule to revise the current process of assessment invoicing in part 8. Under the rule, OCC, rather than each national bank, will calculate the semiannual assessment fee. The fee will

be due by March 31 and September 30 of each year, 2 months later than under the current system. OCC will notify each national bank of the amount of its assessment and will automatically deduct that amount from each bank's designated bank account on the payment due date. The rule makes no changes to the method of calculating the assessments.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/17/05	70 FR 69641
Interim Final Rule Comment Period End	12/19/05	
Final Action	05/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jean Campbell, Senior Attorney, Department of the Treasury, Comptroller of the Currency, Legislative and Regulatory Activities Division, 250 E Street SW., Washington, DC 20219
Phone: 202 874-5090

Fax: 202 874-4889

Email: jean.campbell@occ.treas.gov

RIN: 1557-AC96

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

Long-Term Actions

2431. RECORDKEEPING REQUIREMENTS FOR BANK EXCEPTIONS FROM SECURITIES BROKER OR DEALER REGISTRATION

Priority: Substantive, Nonsignificant

CFR Citation: Not Yet Determined

Timetable:

Action	Date	FR Cite
NPRM	To Be Determined	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Stuart E. Feldstein
Phone: 202 874-5090
Fax: 202 874-4889
Email: stuart.feldstein@occ.treas.gov

RIN: 1557-AB93

2432. INTERAGENCY PROPOSAL TO CONSIDER ALTERNATIVE FORMS OF PRIVACY NOTICES UNDER THE GRAMM-LEACH-BLILEY ACT

Priority: Substantive, Nonsignificant

CFR Citation: 12 CFR 40

Timetable:

Action	Date	FR Cite
ANPRM	12/30/03	68 FR 75164
ANPRM Comment Period End	03/29/04	
NPRM	To Be Determined	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Heidi M. Thomas
Phone: 202 874-5090

Fax: 202 874-4889

Email: heidi.thomas@occ.treas.gov

RIN: 1557-AC80

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

Completed Actions

2433. FAIR CREDIT REPORTING: USE OF MEDICAL INFORMATION

Priority: Other Significant

CFR Citation: 12 CFR 41

Completed:

Reason	Date	FR Cite
Final Action	11/22/05	70 FR 70664
Correction	12/22/05	70 FR 75931

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Patrick T. Tierney
Phone: 202 874-5090
Fax: 202 874-4889

Email: patrick.tierney@occ.treas.gov
RIN: 1557-AC85

2434. SECURITIES BORROWING TRANSACTIONS

Priority: Substantive, Nonsignificant

CFR Citation: 12 CFR 3

Completed:

Reason	Date	FR Cite
Final Action	02/22/06	71 FR 8932
Final Action Effective	02/22/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ron Shimabukuro
Phone: 202 874-5090
Fax: 202 874-4889

Email: ron.shimabukuro@occ.treas.gov

Related RIN: Split from 1557-AB14

RIN: 1557-AC90

2435. ONE-YEAR POST-EMPLOYMENT RESTRICTIONS FOR SENIOR EXAMINERS

Priority: Substantive, Nonsignificant

CFR Citation: 12 CFR 4; 12 CFR 19

TREAS—OCC

Completed Actions

Completed:

Reason	Date	FR Cite
Final Action	11/17/05	70 FR 69633
Final Action Effective	12/17/05	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Mitchell Plave

Phone: 202 874-5090

Fax: 202 874-4889

Email: mitchell.plave@occ.treas.gov

RIN: 1557-AC94

2436. DISTRICT OF COLUMBIA—CHARTERED BANKS

Priority: Substantive, Nonsignificant

CFR Citation: 12 CFR 1-3; 12 CFR 5; 12 CFR 8; 12 CFR 10-11; 12 CFR 16;

12 CFR 19; 12 CFR 21 to 22; 12 CFR 26 to 28; 12 CFR 40

Completed:

Reason	Date	FR Cite
Merged With	11/01/05	
1557-AC79		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Heidi M. Thomas

Phone: 202 874-5090

Fax: 202 874-4889

Email: heidi.thomas@occ.treas.gov

RIN: 1557-AC97

2437. SECURITIES OFFERING DISCLOSURE RULES; NONPUBLIC OFFERINGS

Priority: Substantive, Nonsignificant

CFR Citation: 12 CFR 16

Completed:

Reason	Date	FR Cite
Merged With	11/01/05	
1557-AC79		

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jean Campbell

Phone: 202 874-5090

Fax: 202 874-4889

Email: jean.campbell@occ.treas.gov

RIN: 1557-AC98

BILLING CODE 4830-01-S

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

Proposed Rule Stage

2438. 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	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-209044-89 (INTL-338-89)

Drafting attorney: Richard L. Chewning (202) 622-3850

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

CC:INTL

Agency Contact: Richard L. Chewning, Senior Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3850

RIN: 1545-AM11

2439. 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	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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

Drafting attorney: Milton Cahn (202) 622-3860

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

CC:INTL

Agency Contact: Milton M. Cahn, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3860

RIN: 1545-AM97

2440. FOREIGN INSURANCE COMPANY—DOMESTIC ELECTION

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 953

CFR Citation: 26 CFR 1

Legal Deadline: None

TREAS—IRS

Proposed Rule Stage

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	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-208980-89 (INTL-765-89)

Drafting attorney: Valerie A. Mark-Lippe (202) 622-3840

Reviewing attorney: Phyllis Marcus (202) 622-3840

CC:INTL

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

RIN: 1545-AO25

2441. 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 Period End	06/04/98	
Hearing	07/14/98	
Second NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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

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

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

Treasury attorney: Patricia Brown (202) 622-1781

CC:INTL

Agency Contact: Theodore D. Setzer, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3870

RIN: 1545-AP01

2442. INFORMATION REPORTING AND RECORD MAINTENANCE

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 7801; 26 USC 6038C

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will implement the directives of section 6038C. This will be accomplished by requiring foreign corporations engaged in a U.S. business to provide specific information regarding related party transactions.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-208265-90 (INTL-102-90)

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

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

Treasury attorney: Andrew Froberg (202) 622-1779

CC:INTL

Agency Contact: Gregory A. Spring, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3870

RIN: 1545-AP10

2443. 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 Period End	04/19/88	
Partially Closed by TD 8548	06/27/94	59 FR 32911
NPRM	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Local, State

Federalism: Undetermined

Additional Information: REG-209558-92

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

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

Treasury attorney: W. Thomas Reeder (202) 622-1341

CC: TEGE

Agency Contact: Christopher A. Crouch, Attorney Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, CC: TEGE; EB: QP1, Washington, DC 20224

Phone: 202 622-6090

Fax: 202 927-1851

Email: christopher.a.crouch@irs.counsel.treas.gov

RIN: 1545-AQ74

2444. INTEGRATED FINANCIAL TRANSACTION

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 864

CFR Citation: 26 CFR 1

TREAS—IRS

Proposed Rule Stage

Legal Deadline: None

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

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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

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

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

Treasury attorney: Patricia Brown (202) 622-1781

CC:INTL

Agency Contact: Theodore D. Setzer, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3870

RIN: 1545-AR20

2445. APPLICATION OF ATTRIBUTION RULES TO FOREIGN TRUSTS

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

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

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Federalism: Undetermined

Additional Information: REG-252774-96

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

Reviewing attorney: Elizabeth Karzon (202) 622-3880

CC:INTL

Agency Contact: M. Grace Fleeman, Senior Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3880

RIN: 1545-AU91

2446. 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	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-105513-97

Drafting attorney: George Baker (202) 622-4930

Treasury attorney: Eric San Juan (202) 622-0224

CC: ITA

Agency Contact: George B. Baker, Branch Chief, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4930

RIN: 1545-AV55

2447. RULES FOR SOURCING CERTAIN TRANSPORTATION INCOME, SPACE, OR OCEAN ACTIVITY INCOME, AND RELATED FOREIGN BASE COMPANY SHIPPING INCOME

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

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

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-115557-98

Drafting attorney: Patricia A. Bray and David L. Lundy (202) 622-3880

Reviewing attorney: Elizabeth U. Karzon (202) 622-3880

Treasury attorney: Gretchen Sierra (202) 622-1755

CC:INTL

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

RIN: 1545-AX02

2448. GUIDANCE ON COST RECOVERY IN THE ENTERTAINMENT INDUSTRY

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

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

Timetable:

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

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

TREAS—IRS

Proposed Rule Stage

Government Levels Affected: None

Additional Information: REG-103823-99

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

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

Treasury attorney: George Manousos
(202) 622-0865

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

RIN: 1545-AX12

2449. 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	06/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-113129-98

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

Reviewing attorney: Donald Squires (202) 622-4570

Treasury attorney: Michael Desmond (202) 622-1981

CC:PA:DPL

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

2450. AWARDING OF COSTS AND CERTAIN FEES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 7430

CFR Citation: 26 CFR 1

Legal Deadline: None

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

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-111833-99

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

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

Treasury attorney: Michael Desmond (202) 622-1981

CC:PA:APJ

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

RIN: 1545-AX46

2451. HIGHLY COMPENSATED EMPLOYEE

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 414

CFR Citation: 26 CFR 1

Legal Deadline: None

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

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-111277-99

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

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

CC: TEGE

Agency Contact: Christopher A. Crouch, Attorney Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, CC: TEGE: EB: QP1, Washington, DC 20224

Phone: 202 622-6090

Fax: 202 927-1851

Email: christopher.a.crouch@

irscounsel.treas.gov

RIN: 1545-AX48

2452. 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	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-100427-00

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

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

TREAS—IRS

Proposed Rule Stage

Treasury attorney: David Ernack (202) 622-1754

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-AX78

2453. CLARIFICATION OF FOREIGN-BASED 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 clarifies when a controlled foreign corporation cannot exclude sales income from foreign-based company sales income under the manufacturing exception by reason of activities of a contract manufacturer. Likewise, the branch rule under IRC section 954(d)(2) does not apply to a contract manufacturer.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-106356-00

Drafting attorney: Valerie A. Mark-Lippe (202) 622-3840

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

CC:INTL

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

RIN: 1545-AX91

2454. TAXABLE YEARS OF CONTROLLED FOREIGN CORPORATIONS (CFCS) AND FOREIGN PERSONAL HOLDING COMPANIES (FPHCS)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 898

CFR Citation: 26 CFR 1

Legal Deadline: None

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

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-108523-00

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

Reviewing attorney: Phyllis Marcus (202) 622-3840

CC:INTL

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

RIN: 1545-AY30

2455. DOLLAR-VALUE LIFO

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 472; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

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

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-107580-00

Drafting attorney: Scott H. Rabinowitz (202) 622-4970

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

Treasury attorney: Sharon Kay (202) 622-0865

CC:ITA

Agency Contact: Scott H. Rabinowitz, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4970

RIN: 1545-AY39

2456. SPECIAL RULES RELATING TO TRANSFERS OF INTANGIBLES TO FOREIGN CORPORATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 367

CFR Citation: 26 CFR 1

Legal Deadline: None

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

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Federalism: Undetermined

Additional Information: REG-106877-00

Drafting attorney: Tracy D. Perry (202) 622-3860

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

Treasury attorney: David Ernack (202) 622-1754

CC:INTL

Agency Contact: Tracy D. Perry, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3860

RIN: 1545-AY41

TREAS—IRS

Proposed Rule Stage

2457. PREVIOUSLY TAXED EARNINGS AND PROFITS UNDER SUBPART F**Priority:** Substantive, Nonsignificant**Unfunded Mandates:** Undetermined**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	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-121509-00

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

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

CC:INTL

Agency Contact: Jeffrey L. Vinnik, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3840**RIN:** 1545-AY54**2458. 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	12/00/06	

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

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

Reviewing attorney: Debra Carlisle (202) 622-7550

CC: COR

Agency Contact: Douglas C. Bates, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7550**RIN:** 1545-AY74**2459. 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	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-120297-01

Drafting attorney: Sarah Tate (202) 622-4570

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

Treasury attorney: Michael Desmond (202) 622-1981

CC: PA: DPL

Agency Contact: Sarah Tate, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4570**RIN:** 1545-AY89**2460. TRANSACTIONS INVOLVING OBLIGATIONS OF CONSOLIDATED GROUP MEMBERS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 1502**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** The proposed regulations are in regard to intercompany obligations.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-107592-00

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

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

CC: COR

Agency Contact: Frances L. Kelly, Attorney-Advisor, Department of the Treasury, 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-AW30**RIN:** 1545-BA11**2461. DEDUCTIBILITY OF EMPLOYER CONTRIBUTIONS FOR DEFERRED COMPENSATION****Priority:** Substantive, Nonsignificant**Unfunded Mandates:** Undetermined**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** These regulations will update and clarify the general rules for deductibility of employer contributions to qualified retirement plans and other deferred compensation arrangements.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/06	

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

TREAS—IRS

Proposed Rule Stage

Government Levels Affected: None
Additional Information: REG-139449-01
 Drafting attorney: Linda S.F. Marshall (202) 622-6090
 Reviewing attorney: Mark Schwimmer (202) 622-6090
 Treasury attorney: Thomas Reeder (202) 622-1341
 CC:TEGE
Agency Contact: Linda S.F. Marshall, Senior Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
 Phone: 202 622-6090
RIN: 1545-BA13

2462. 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	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-153037-01

Drafting attorney: Elizabeth D. Rawlins (202) 622-3600

Reviewing attorney: Peter J. Devlin (202) 622-3600

Treasury attorney: Michael Desmond (202) 622-1981

CC: PA: CBS

Agency Contact: Elizabeth D. Rawlins, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
 Phone: 202 622-3600

RIN: 1545-BA31

2463. 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	06/00/06	

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

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

Treasury attorney: John Harrington (202) 622-0589

CC:INTL

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

RIN: 1545-BA64

2464. 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	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-131999-02

Drafting attorney: James A. Quinn (202) 622-3070

CC: PSI

Agency Contact: James A. Quinn, Senior Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
 Phone: 202 622-3070

RIN: 1545-BA84

2465. 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	05/00/06	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Additional Information: REG-135866-02

Drafting attorney: Michael I. Gilman (202) 622-3850

TREAS—IRS

Proposed Rule Stage

Reviewing attorney: Richard L. Chewning (202) 622-3850

Treasury attorney: Gretchen Sierra (202) 622-1755

CC:INTL

Agency Contact: Michael I. Gilman, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20024
Phone: 202 622-3850

RIN: 1545-BA93

2466. GUIDANCE TO FACILITATE ELECTRONIC TAX ADMINISTRATION

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

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
Hearing	04/04/06	

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

Agency Contact: Dillon Taylor, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5127, Washington, DC 20224

Phone: 202 622-4940

Fax: 202 622-1585

Email:

dillon.j.taylor@irs.counsel.treas.gov

RIN: 1545-BA96

2467. COMMUNICATIONS EXCISE TAX; TAXABLE COMMUNICATION SERVICES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 4251; 26 USC 7805

CFR Citation: 26 CFR 49

Legal Deadline: None

Abstract: This regulation provides a definition of taxable communications services under section 4251.

Timetable:

Action	Date	FR Cite
ANPRM	07/02/04	69 FR 40345
NPRM	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-137076-02

Drafting attorney: Taylor Cortright (202) 622-3130

Reviewing attorneys: Frank Boland (202) 622-3130 and Lewis Fernandez (202) 622-3000

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

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

Phone: 202 622-3130

RIN: 1545-BB04

2468. 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	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-144597-02

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

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

CC:INTL

Agency Contact: Teresa B. Hughes, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-3850

RIN: 1545-BB27

2469. 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
NPRM	05/00/06	

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

RIN: 1545-BB28

TREAS—IRS

Proposed Rule Stage

2470. 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	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-151145-02

Drafting attorney: Jack Malgeri (202) 622-3040

Reviewing attorney: Paul Handleman (202) 622-3040

Treasury attorney: 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-BB37**2471. SUBSTITUTE DIVIDEND PAYMENTS IN SECURITIES LENDING AND SIMILAR TRANSACTIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 7701; 26 USC 863**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** This regulation relates to taxation of cross-border and foreign-to-foreign substitute dividend payments in securities lending and similar transactions.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Additional Information:** REG-130751-01

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

Reviewing attorney: David Bowen (202) 622-3800

CC:INTL

Agency Contact: Theodore D. Setzer, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3870**RIN:** 1545-BB56**2472. LOSS ON SUBSIDIARY STOCK****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 337(d); 26 USC 7805; 26 USC 1502**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** The regulations will provide guidance to corporations that are members of an affiliated group filing a consolidated income tax return and that own stock of a subsidiary. The regulations will provide rules relating to the loss allowed on a disposition of subsidiary and stock, to the reduction of the subsidiary's attributes.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-157711-02

Drafting attorney: Martin T. Huck (202) 622-7216

Reviewing attorney: Theresa Abell (202) 622-4117

CC: COR

Agency Contact: Martin T. Huck, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7216**RIN:** 1545-BB61**2473. 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	04/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-163113-02

Drafting attorney: John MacEachen (202) 622-7830

Reviewing attorney: George Masnik (202) 622-3090

Treasury attorney: Catherine Hughes (202) 622-9407

CC: PSI

Agency Contact: John MacEachen, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7830**RIN:** 1545-BB71**2474. 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 regulations under 26 U.S.C. 860G(b) will govern the recognition of income associated with REMIC residual interests that is allocated to foreign person, including a foreign partner in a U.S. partnership.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/06	

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

Drafting attorney: Arturo Estrada (202) 622-3900

TREAS—IRS

Proposed Rule Stage

Treasury attorneys: Andrew Froberg
(202) 622-1779

Michael Novey (202) 622-1339

CC: FI

Agency Contact: Arturo Estrada,
Attorney-Advisor, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-3900

RIN: 1545-BB84

2475. DEPENDENT CARE CREDIT

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 21; 26 USC
7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The notice of proposed
rulemaking will amend existing but
partially obsolete regulations under 26
U.S.C. 21 relating to dependent care
credits.

Timetable:

Action	Date	FR Cite
NPRM	10/00/06	

**Regulatory Flexibility Analysis
Required:** No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-139059-02

Drafting attorney: Sara P. Shepherd
(202) 622-4960

Reviewing attorney: William A. Jackson
(202) 622-4960

CC:ITA

Agency Contact: Sara P. Shepherd,
Attorney-Advisor, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW, Room
4231, Washington, DC 20224
Phone: 202 622-4960

RIN: 1545-BB86

2476. GENERAL ALLOCATION AND ACCOUNTING REGULATIONS

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation provides
rules for the allocation of and

accounting for bond proceeds for
purposes of determining whether bonds
are private activity bonds under section
141 of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
NPRM	06/00/06	

**Regulatory Flexibility Analysis
Required:** Undetermined

Government Levels Affected: State

Federalism: Undetermined

Additional Information: REG-140379-02

Drafting attorney: Johanna Som de Cerff
(202) 622-3980

CC: TEGE

Agency Contact: Johanna Som de
Cerff, Senior Technican Reviewer,
Department of the Treasury, Internal
Revenue Service, 1111 Constitution
Avenue NW, Washington, DC 20224
Phone: 202 622-3980

RIN: 1545-BC07

2477. UTILITY ALLOWANCE REGULATION UPDATE

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 42; 26 USC
7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will modify
and update utility allowance
regulations under section 1.42-10,
which provides for an alternative
method for computing utility
allowances under section 1.42-
10(b)(4)(ii). Also, the regulation will
provide for annual updates of utility
allowances.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

**Regulatory Flexibility Analysis
Required:** No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-128274-03

Drafting attorney: David Selig (202)
622-3040

Reviewing attorney: Paul Handleman
(202) 622-3040

Treasury attorney: Sharon Kay (202)
622-0865

CC: PSI

Agency Contact: David Selig,
Attorney-Advisor, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-3040

RIN: 1545-BC22

2478. ADDITIONAL GUIDANCE REGARDING MARK-TO-MARKET ACCOUNTING FOR TRADERS IN SECURITIES AND/OR COMMODITIES, INCLUDING FOREIGN CURRENCY INSTRUMENTS

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

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7805; 26 USC
988(a)(1)(B)

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation provides
additional rules relating to the trader
mark-to-market election: 1) The
coordination of income character rules
of the mark-to-market regime with the
capital election under section
988(a)(1)(B); 2) the definition of
commodities for purposes of section
475; and 3) the application of the mark-
to-market rules for traders that trade
both securities and commodities in a
single business.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

**Regulatory Flexibility Analysis
Required:** No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-135660-03

Drafting attorney: Camille B. Evans
(202) 622-3800

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

Treasury attorney: Andrew Froberg
(202) 622-1779

CC:INTL

Agency Contact: Camille B. Evans,
Attorney-Advisor, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-3800

RIN: 1545-BC48

TREAS—IRS

Proposed Rule Stage

2479. 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 1.861-8T(b)(3).

Timetable:

Action	Date	FR Cite
NPRM	06/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-138603-03

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

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

Treasury attorney: David Ernick (202) 622-1754

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–BC52

2480. 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	12/00/06	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Additional Information: REG-139900-03

Drafting attorney: Javier G. Salinas (202) 435-5262

Reviewing attorney: Ricardo A. Cadenas (202) 435-5262

Treasury attorney: Gretchen Sierra (202) 622-1755

CC: INTL

Agency Contact: Javier G. Salinas, Attorney–Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 435–5262

Related RIN: Related to 1545–BD32

RIN: 1545–BC54

2481. 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	06/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Federalism: Undetermined

Additional Information: REG-143316-03

Drafting attorney: DeAnn K. Malone (202) 622-3112

Reviewing attorney: Melissa Liquerman (202) 622-7830

Treasury attorney: Cathy Hughes (202) 622-9407

CC:PSI

Agency Contact: DeAnn K. Malone, Attorney–Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622–3112

RIN: 1545–BC56

2482. BELOW-MARKET LOANS

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

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7805; 26 USC 7872(h)

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The proposed regulations relate to the Federal income tax consequences of certain below-market loans.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

TREAS—IRS

Proposed Rule Stage

Additional Information: REG-209226-84
Drafting attorney: David B. Silber (202) 622-3930

Reviewing attorney: William Blanchard (202) 622-3950

Treasury attorney: Viva Hammer (202) 622-0869

CC:FI

Agency Contact: David B. Silber, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3930

RIN: 1545-BC78

2483. REGULATIONS GOVERNING THE PERFORMANCE OF ACTUARIAL SERVICES UNDER THE EMPLOYEE RETIREMENT INCOME SECURITY ACT OF 1974

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 29 USC 1241; 26 USC 7805

CFR Citation: 20 CFR 901

Legal Deadline: None

Abstract: Regulations governing the performance of actuarial service under the Employee Retirement Income Security Act of 1974 (ERISA). The regulations will cover the qualifications required for enrollment, continuing education requirements for enrolled actuaries, professional standards for the performance of actuarial services under ERISA, the grounds for disciplinary action against an enrolled actuary, and the procedures to be followed in taking disciplinary actions.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-159704-03

Drafting attorney: Michael J. Roach (202) 622-6090

CC:TEGE

Agency Contact: Michael J. Roach, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-6090

RIN: 1545-BC82

2484. REVISION OF SECTION 301.6103(J)-1 FOR DISCLOSURE TO THE BUREAU OF ECONOMIC ANALYSIS, DEPARTMENT OF COMMERCE

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 6103; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation concerns the disclosure of corporate tax information to the Bureau of Economic Analysis, Department of Commerce.

Timetable:

Action	Date	FR Cite
NPRM	06/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-148864-03

Drafting attorney: Melinda K. Fisher (202) 622-4580

CC: PA: DPL

Agency Contact: Melinda K. Fisher, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20024

Phone: 202 622-4580

RIN: 1545-BC93

2485. 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	06/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-123365-03

Drafting attorney: Russell P. Subin (202) 622-7790

Reviewing attorney: Richard Coss (202) 622-7790

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

2486. 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	12/00/06	

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

TREAS—IRS

Proposed Rule Stage

2487. 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	06/00/06	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Additional Information:** REG-149856-03

Drafting attorney: Victoria J. Driscoll (202) 622-4920

Reviewing attorney: Stephen J. Toomey (202) 622-4920

Treasury attorney: Eric San Juan (202) 622-0224

CC: ITA

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**2488. DEFINITION OF QUALIFIED FOREIGN CORPORATION****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805(a); 26 USC 1**CFR Citation:** Not Yet Determined**Legal Deadline:** None**Abstract:** Notice 2003-79, section 5, published on December 15, 2003, states that the IRS intends to issue regulations, for years after 2003, that provide procedures for a foreign corporation to certify that it is a qualified foreign corporation for purposes of IRC section 1(h)(11)(C). (Temporary rules provided in Notice 2003-79 were subsequently extended by Notice 2004-71, published on November 8, 2004, and by Notice 2006-3, published January 17, 2006.) The regulations will also provide procedures for certifying that a security

that is not a common or ordinary share is equity rather than debt; that a foreign company is entitled to benefits under a comprehensive income tax treaty where a security is not readily tradable on a recognized U.S. stock exchange; and that the foreign corporation is not a PFIC in the taxable year in which a dividend is paid, or in the preceding taxable year. The regulations are also expected to address the meaning of the requirement in the legislative history that to qualify under a treaty for purposes of 1(h)(11) "substantially all of...[the foreign corporation's] income in the taxable year in which the dividend is paid" must qualify for treaty benefits.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-107420-04

Drafting attorney: David L. Lundy (202) 622-3880

Reviewing attorney: Elizabeth U. Karzon (202) 622-3880

Treasury attorney: Andrew D. Froberg (202) 622-1779

CC:INTL

Agency Contact: David L. Lundy, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3880**RIN:** 1545-BD15**2489. 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	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-106679-04

Drafting attorney: Kathleen Sleeth (202) 622-3920

Reviewing attorney: Dale Collinson (202) 622-3920

Treasury attorney: Michael Novey (202) 622-1339

CC:FI

Agency Contact: Kathleen Sleeth, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3920**RIN:** 1545-BD18**2490. 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	06/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Undetermined**Additional Information:** REG-114084-03

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

TREAS—IRS

Proposed Rule Stage

Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-3040

RIN: 1545-BD20

2491. 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	11/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-147136-03

Drafting attorney: William Kostak (202) 622-4910

Reviewing attorney: James C. Gibbons (202) 622-7085

Treasury attorney: John Parcell (202) 622-2578

CC: PA: APJ

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

RIN: 1545-BD21

2492. 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	11/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-160005-03

Drafting attorney: Brendan P. O'Hara (202) 622-4920

Reviewing attorney: Steven Toomey (202) 622-4920

Treasury attorney: Matthew Lay (202) 622-1788

CC: ITA

Agency Contact: Brendan P. O'Hara, Attorney Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4920

RIN: 1545-BD28

2493. 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	12/00/06	

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
Phone: 202 622-6030

Phone: 202 622-6030

Fax: 202 622-7865

Email:

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

Related RIN: Related to 1545-BD45

RIN: 1545-BD44

2494. 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	12/00/06	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Federalism: Undetermined

Additional Information: REG-136069-04

Drafting attorney: Barbara Campbell (202) 622-3050

Reviewing attorney: Dianna Miosi (202) 622-3050

CC:PSI

Agency Contact: Barbara Campbell, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050

RIN: 1545-BD61

2495. 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

TREAS—IRS

Proposed Rule Stage

certain gifts in a declaratory judgment action.

Timetable:

Action	Date	FR Cite
NPRM	05/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Federalism: Undetermined

Additional Information: REG-143716-04

Drafting attorney: Juli Ro Kim (202) 622-3090

Reviewing attorney: George Masnik (202) 622-3090

Treasury attorney: Cathy Hughes (202) 622-9407

CC: PSI

Agency Contact: Juli Ro Kim, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3090

RIN: 1545-BD67

2496. REGULATIONS UNDER SECTION 706 REGARDING DETERMINATION OF DISTRIBUTIVE SHARE WHEN A PARTNER'S INTEREST CHANGES

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 706; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will provide rules regarding the determination of a partner's distributive share when the partner's interest changes.

Timetable:

Action	Date	FR Cite
NPRM	05/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-144689-04

Drafting attorney: Laura C. Fields (202) 622-3050

Reviewing attorney: David Haglund (202) 622-3050

Treasury attorney: Matthew Lay (202) 622-1788

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

2497. SHAREHOLDER'S BASIS IN STOCK OF AN S CORPORATION

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7805; 26 USC 1367

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will provide rules relating to the determination of a shareholder's basis in stock of an S corporation.

Timetable:

Action	Date	FR Cite
NPRM	06/00/06	

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: Matthew Lay (202) 622-1788

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

2498. GUIDANCE UNDER SECTION 707(C) REGARDING GUARANTEED PAYMENTS

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 707; 26 USC 7805

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: This regulation will modify the regulations under section 707(c) to address certain situations involving guaranteed payments to partners.

Timetable:

Action	Date	FR Cite
NPRM	06/00/06	

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 Haglund (202) 622-3050

Treasury attorney: Matthew Lay (202) 622-1788

CC: PSI

Agency Contact: Jason T. Smyczek, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050

RIN: 1545-BD74

2499. 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 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).

TREAS—IRS

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	10/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-151884-03 and REG-151887-03

Drafting attorney: Cheryl L. Oseekey (202) 622-4970

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

Treasury attorney: Sharon Kay (202) 622-0865

CC: ITA

Agency Contact: Cheryl L. Oseekey, General Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4970

RIN: 1545-BD81**2500. 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	12/00/06	

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 and George Manousos (202) 622-1335

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

Phone: 202 622-4950

RIN: 1545-BD82**2501. 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 a disposition of the assets of such other corporation.

Timetable:

Action	Date	FR Cite
NPRM	07/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-143544-04

Drafting attorney: Mark Weiss (202) 622-7790

Reviewing attorney: Ken Cohen (202) 622-7790

CC: COR

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

RIN: 1545-BD84**2502. DEFINITION OF THE "DUE DATE" FOR PURPOSES OF CALCULATING OVERPAYMENT INTEREST UNDER SECTION 301.6611(H)****Priority:** Substantive, Nonsignificant**Unfunded Mandates:** Undetermined**Legal Authority:** 26 USC 6611; 26 USC 7805**CFR Citation:** 26 CFR 301**Legal Deadline:** None

Abstract: These regulations will amend 26 CFR section 301.6611-1(h) to clarify the allowance for overpayment interest in cases in which an overpayment is credited against an underpayment.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-148576-04

Drafting attorney: Tatiana Belenkaya (202) 622-4910

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

CC: PA: APJ

Agency Contact: Tatiana L. Belenkaya, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4910

Phone: 202 622-4910

RIN: 1545-BD86**2503. 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	09/00/06	

Regulatory Flexibility Analysis**Required:** Undetermined

TREAS—IRS

Proposed Rule Stage

Government Levels Affected:

Undetermined

Federalism: Undetermined**Additional Information:** REG-153838-04

Drafting attorney: Deborah Karet (202) 622-3130

Reviewing attorney: Frank Boland (202) 622-3130 and Lewis Fernandez (202) 622-3000

Treasury attorney: John Parcell (202) 622-2578

CC: PSI

Agency Contact: Deborah Karet, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3130

RIN: 1545-BE03

2504. ELIMINATION OF COUNTRY-BY-COUNTRY REPORTING TO SHAREHOLDERS OF FOREIGN TAXES PAID BY REGULATED INVESTMENT COMPANIES

Priority: Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 6031**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation will generally eliminate country-by-country reporting to shareholders of foreign source income and foreign taxes paid by a regulated investment company (RIC). A RIC will continue to report this information directly to the IRS. The regulations will affect certain RICs that pay foreign taxes and their shareholders.

Timetable:

Action	Date	FR Cite
NPRM	06/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-105248-04

Drafting attorney: Susan T. Baker (202) 622-3930

Treasury attorneys: John Harrington (202) 622-0589

Michael Novey (202) 622-1339

CC: FI

Agency Contact: Susan T. Baker, Assistant to the Branch Chief, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3930

RIN: 1545-BE09

2505. INTRA-GROUP GROSS RECEIPTS UNDER SECTION 41

Priority: Substantive, Nonsignificant**Legal Authority:** 26 USC 41; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The proposed regulations will address the treatment of intra-group transactions in the determination of a controlled group's gross receipts for purposes of the section 41 research credit.

Timetable:

Action	Date	FR Cite
NPRM	06/00/06	

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

Drafting attorney: Brenda M. Stewart (202) 622-3120

Reviewing attorney: Leslie H. Finlow (202) 622-3120

Treasury attorney: Sharon Kay (202) 622-0865

CC: PSI

Agency Contact: Brenda M. Stewart, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3120

RIN: 1545-BE14

2506. CAPITALIZATION OF AMOUNTS PAID TO REPAIR OR IMPROVE TANGIBLE PROPERTY

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation will clarify the extent to which taxpayers must capitalize expenditures to repair, improve, or rehabilitate tangible property.

Timetable:

Action	Date	FR Cite
NPRM	04/00/06	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Additional Information:** REG-168745-03

Drafting attorney: Kimberly L. Koch (202) 622-7739

Reviewing attorney: Robert M. Casey (202) 622-4950

Treasury attorney: Sharon Kay (202) 622-0865

CC:ITA

Agency Contact: Kimberly L. Koch, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7739
Fax: 202 622-7241

RIN: 1545-BE18

2507. 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	06/00/06	

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

Drafting attorney: Amy J. Pfalzgraf (202) 622-4950

Treasury attorney: John Cross (202) 622-2578

CC: ITA

Agency Contact: Amy J. Pfalzgraf, Attorney-Advisor, Department of the

TREAS—IRS

Proposed Rule Stage

Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-4950

Related RIN: Related to 1545-BE39

RIN: 1545-BE23

2508. SECTION 6011 REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 6011; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations are an update to the taxpayer disclosure regulations for reportable transactions under section 1.6011-4.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-103038-05

Drafting attorney: Tara P. Volungis
(202) 622-3080

Reviewing attorney: Christine Ellison
(202) 622-3080

Treasury attorney: Michael Desmond
(202) 622-1981

CC: PSI

Agency Contact: Tara P. Volungis, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3080

Related RIN: Related to 1545-BE25

RIN: 1545-BE24

2509. SECTION 6111 REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 6111; 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: These regulations are for section 6111, as revised under the American Jobs Creation Act of 2004, which will provide the rules for material advisors regarding disclosure of reportable transactions.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-103039-05

Drafting attorney: Tara P. Volungis
(202) 622-3080

Reviewing attorney: Christine Ellison
(202) 622-3080

Treasury attorney: Michael Desmond
(202) 622-1981

CC: PSI

Agency Contact: Tara P. Volungis, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3080

Related RIN: Related to 1545-BE27

RIN: 1545-BE26

2510. 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	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-103043-05

Drafting attorney: Tara P. Volungis
(202) 622-3080

Reviewing attorney: Christine Ellison
(202) 622-3080

Treasury attorney: Michael Desmond
(202) 622-1981

CC: PSI

Agency Contact: Tara P. Volungis, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-3080

Related RIN: Related to 1545-BE29

RIN: 1545-BE28

2511. 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	09/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

Federalism: Undetermined

Additional Information: REG-103380-05

Drafting attorney: Celia Gabrysh (202) 622-3130

Reviewing attorneys: Barbara Franklin (202) 622-3130 and Lewis Fernandez (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

2512. 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

TREAS—IRS

Proposed Rule Stage

owners of property administrative and judicial remedies to discharge tax liens from their property.

Timetable:

Action	Date	FR Cite
NPRM	04/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-159444-04

Drafting attorney: Debra A. Kohn (202) 622-3620

Reviewing attorney: Lawrence Schattner (202) 622-3620

Treasury attorney: Michael Desmond (202) 622-1981

CC: PA: CBS

Agency Contact: Debra A. Kohn, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-3620

Email:

debra.akohn@irs.counsel.treas.gov

RIN: 1545-BE35

2513. FARMER AND FISHERMAN INCOME AVERAGING UNDER THE AMERICAN JOBS CREATION ACT OF 2004 (AJCA) (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 1301; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The project will amend the farm income averaging regulations under section 1.1301-1 to include the concept of fishing business.

Timetable:

Action	Date	FR Cite
Temporary Regulation	06/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-161695-04

Drafting attorney: Amy J. Pfalzgraf (202) 622-4950

Treasury attorney: John Parcell (202) 622-2578

CC: ITA

Agency Contact: Amy J. Pfalzgraf, Attorney-Advisor, Department of the

Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4950

Related RIN: Related to 1545-BE23

RIN: 1545-BE39

2514. DEFINITION OF DEPENDENT AND OTHER RELATED PROVISIONS

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

Unfunded Mandates: Undetermined

Legal Authority: 26 USC 7805; 26 USC 152

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: This project will update regulations under sections 2, 151, 152, and other sections of the Internal Revenue Code that refer to the definition of "dependent" in section 152, as amended by the Working Families Tax Relief Act of 2004.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-106682-05

Drafting attorney: Victoria J. Driscoll (202) 622-4920

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

Treasury attorney: Eric San Juan (202) 622-0224

CC: ITA

Agency Contact: Victoria J. Driscoll, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-4920

Fax: 202 622-6853

RIN: 1545-BE40

2515. 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	10/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Additional Information: REG-114444-05

Drafting attorney: Karen Keller (202) 283-7919

Reviewing attorney: Neil B. Worden (202) 283-7911

Treasury attorney: Michael Desmond (202) 622-1981

CC:GLS:CL

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

Phone: 202 622-7919

Related RIN: Related to 1545-BE46

RIN: 1545-BE45

2516. 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

TREAS—IRS

Proposed Rule Stage

Abstract: This regulation will provide guidance regarding accounting methods and penalties under section 6038.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-109512-05

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

Reviewing attorney: Phyllis Marcus (202) 622-3840

Treasury attorney: John Harrington (202) 622-0589

CC:INTL

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

RIN: 1545-BE47

2517. SPECIAL DEPRECIATION ALLOWANCE—EXTENDED PLACED-IN-SERVICE DATE

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Provides rules relating to property that is eligible for extended placed-in-service date for purposes of the first year depreciation allowance.

Timetable:

Action	Date	FR Cite
NPRM	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-120914-05

Drafting attorney: Patrick S. Kirwan (202) 622-3110

Reviewing attorney: Kathleen Reed (202) 622-3110

Treasury reviewer: George Manousos (202) 622-1335

CC:PSI

Agency Contact: Patrick S. Kirwan, 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-BE56

RIN: 1545-BE55

2518. RESEARCH EXPENDITURES RESULTING IN INVENTORY PROPERTY

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 174; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulations will address the treatment, under section 174, of amounts paid or incurred for the direct labor and materials used to construct property to be sold to third parties.

Timetable:

Action	Date	FR Cite
NPRM	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Additional Information: REG-124148-05

Drafting attorney: Nicole R. Cimino (202) 622-3120

Reviewing attorney: Leslie Finlow (202) 622-3120

Treasury attorney: Sharon Kay (202) 622-0865

CC:PSI

Agency Contact: Nicole R. Cimino, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3120

RIN: 1545-BE64

2519. 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	07/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-127586-05

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

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

Treasury attorney: Harlan Weller (202) 622-1001

CC: TEGE

Agency Contact: Christopher A. Crouch, Attorney Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, CC: TEGE; EB: QP1, Washington, DC 20224

Phone: 202 622-6090

Fax: 202 927-1851

Email: christopher.a.crouch@irs.counsel.treas.gov

RIN: 1545-BE69

2520. INFORMATION REPORTING ON REAL ESTATE TRANSACTIONS

Priority: Info./Admin./Other

Legal Authority: 26 USC 6011; 26 USC 6045

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation amends 26 CFR section 1.6045-4 of the Income Tax Regulations by providing that a sale or exchange of an interest in timber for an outright or a lump sum amount is subject to information reporting under 26 U.S.C. section 6045(e).

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-155669-04

Drafting attorney: Tatiana Belenkaya (202) 622-4910

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

CC:PA:APJ

Agency Contact: Tatiana L. Belenkaya, Attorney, Department of the Treasury,

TREAS—IRS

Proposed Rule Stage

Internal Revenue Service, 1111
Constitution Avenue NW, Washington,
DC 20224
Phone: 202 622-4910

RIN: 1545-BE73

2521. 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	06/00/06	

Regulatory Flexibility Analysis Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-164965-04

Drafting attorney: Grace K. Matuszeski (202) 622-7900

Treasury attorney: George Manousos (202) 622-1335

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

2522. FOREIGN CURRENCY CONTRACT DEFINED (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 1256(g)(2); 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulations relates to the definition of a foreign currency contract for purposes of section 1256(g)(2) of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-120934-05

Drafting attorney: Stephen J. Coleman (202) 622-6289

CC:FI

Agency Contact: Stephen J. Coleman, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6289

Related RIN: Related to 1545-BE82

RIN: 1545-BE83

2523. 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	06/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-133036-05

Drafting attorney: Ross E. Poulsen (202) 622-7770

CC: COR

Agency Contact: Ross E. Poulsen, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7770

RIN: 1545-BE85

2524. TARGETED POPULATIONS UNDER SECTION 45D(E)(2)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 450; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulation provides guidance under section 45D regarding how an entity meets the requirements to be a qualified active low-income community business for purposes of the new markets tax credit when its activities involve targeted populations.

Timetable:

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Additional Information: REG-142339-05

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

Reviewing attorney: Susan Reaman (202) 622-3040

Treasury attorney: Sharon Kay (202) 622-0865

CC:PSI

Agency Contact: Lauren R. Taylor, General Attorney (Tax), Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5111, Washington, DC 20224
Phone: 202 622-3040
Fax: 202 622-4753

RIN: 1545-BE89

2525. 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

TREAS—IRS

Proposed Rule Stage

maintenance credit under section 45G of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
NPRM	04/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Additional Information: REG-142270-05

Drafting attorney: Charles J. Magee (202) 622-3110

Reviewing attorney: Kathleen Reed (202) 622-3110

Treasury attorney: Sharon Kay (202) 622-0865

CC: PSI

Agency Contact: Charles Magee, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5114, Washington, DC 20224
Phone: 202 622-3110
Fax: 202 622-4779

Related RIN: Related to 1545-BE91

RIN: 1545-BE90

2526. 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, including family shareholder rules under Act section 231; also updates or replaces obsolete references in regulations.

Timetable:

Action	Date	FR Cite
NPRM	06/00/06	

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

CC:PSI: 2

Agency Contact: Bradford R. Poston, Senior Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3060

RIN: 1545-BE95

2527. 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	06/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

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

2528. 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	04/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected:

Undetermined

Federalism: Undetermined

Additional Information: REG-144468-05

Drafting attorneys: Barbara J. Campbell and Sean I. Kahng (202) 622-3050

CC:PSI

Agency Contact: Sean I. Kahng, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050

Barbara Campbell, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050

RIN: 1545-BE98

2529. 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	06/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

TREAS—IRS

Proposed Rule Stage

Additional Information: REG-143397-05
Drafting attorney: Laura C. Fields (202) 622-3050

Reviewing attorney: Beverly Katz (202) 622-3050

Treasury attorney: Matthew Lay (202) 622-1788

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

Heather L. Faught, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3060

RIN: 1545-BE99

2530. CAFETERIA PLANS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 125

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Proposed regulations on cafeteria plans (employee welfare benefit plans allowing employees to choose between taxable benefits and nontaxable benefits (e.g., employer-provided accident and health plans, group term life insurance or dependent care assistance programs).

Timetable:

Action	Date	FR Cite
NPRM	06/00/06	

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

Reving 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

2531. • 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	06/00/06	

Regulatory Flexibility Analysis Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: REG-146895-05

Drafting attorney: Charles Magee (202) 622-3110

Reviewing attorney: Kathleen Reed (202) 622-3110

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: Charles Magee, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5114, Washington, DC 20224
Phone: 202 622-3110
Fax: 202 622-4779

Related RIN: Related to 1545-BF06

RIN: 1545-BF05

2532. • 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	12/00/06	

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 Lewis Fernandez (202) 622-3000

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

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

Phone: 202 622-3130

RIN: 1545-BF07

2533. • 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	06/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-147290-05

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

Reviewing attorney: Peter C. Friedman (202) 622-3110

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: Bernard P. Harvey III, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-3110

Related RIN: Related to 1545-BF09

RIN: 1545-BF08

TREAS—IRS

Proposed Rule Stage

2534. • CLEAN RENEWABLE ENERGY BONDS**Priority:** Substantive, Nonsignificant**Legal Authority:** PL 109–58 sec 1303(d); 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: Newly added section 54 of the Code allows certain specified entities to issue Clean Renewable Energy Bonds. Taxpayers who purchase these bonds are entitled to a credit against income tax in lieu of receiving interest payments from the Clean Renewable Energy Bond issuers. These regulations explain the requirements for issuing the bonds and for claiming the tax credit.

Timetable:

Action	Date	FR Cite
NPRM	04/00/06	

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

Agency Contact: Aviva M. Roth, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 4013, Washington, DC 20224
Phone: 202 622-3980

Email:

aviva.m.roth@irscounsel.treas.gov

Related RIN: Related to 1545-BF12**RIN:** 1545-BF11**2535. • 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	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-116372-03

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

Reviewing attorney: Michael Gompertz (202) 622-3620

Treasury attorney: Michael Desmond (202) 622-1981

CC: PA: CBS

Agency Contact: Laurence K. Williams, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3600

RIN: 1545-BF13**2536. • 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	06/00/06	

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

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

CC: ITA

Agency Contact: Marnette M Myers, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Ave NW, Washington, DC 20224

Phone: 202 622-4920

RIN: 1545-BF14**2537. • 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: A proposed regulation under Treasury Regulation section 1.1561-3(b) will delete the current requirements of that regulation that each component member of a controlled group of corporations (as defined in I.R.C. section 1563(a) files: (1) With its service center an original signed statement consenting to an unequal allocation of the income tax bracket amount among all the members of the group and (2) with its return each year a copy of such consent. These requirements are not compatible with the Commissioner's e-file program (which cannot accept signatures, other than electronic signatures for forms, and which can only with great difficulty and cost accept copies of taxpayer-prepared documents). The project proposes to amend Treasury Regulation section 1.1561-3(b) to require that such component members file a form (to be developed concurrently with this project) providing the information which will allow the IRS to determine if the allocation is correct. The new form also addresses concerns slated in a recent TIGTA Report that component members were not properly allocating the tax bracket amount and that the IRS did not have the information to determine whether or not the allocation was correct.

TREAS—IRS

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	06/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-134317-05

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

Reviewing attorney: Steve Hankin (202) 622-7930

CC: COR

Agency Contact: Grid R. Glycer, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7930

RIN: 1545-BF16**2538. • 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	06/00/06	

Regulatory Flexibility Analysis Required: Undetermined**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** REG-155087-05

Drafting attorney: Susan Athy (202) 622-3130

Reviewing attorney: Frank Boland (202) 622-3130 and Lewis Fernandez (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**2539. • 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	06/00/06	

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

CC:PSI

Agency Contact: Patrick S. Kirwan, 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-BF20**RIN:** 1545-BF19**2540. • PROCEDURES FOR ADMINISTRATIVE REVIEW OF A DETERMINATION THAT AN AUTHORIZED RECIPIENT HAS FAILED TO SAFEGUARD FEDERAL TAX RETURNS OR RETURN INFORMATION****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 301**Legal Deadline:** None

Abstract: Treasury regulation section 301.6103(p)(7)-1 is withdrawn. The NPRM and cross-referenced temporary regulation provide the notice, appeal, and disclosure termination procedures applicable to authorized recipients of Federal tax returns and return information who fail to provide proper safeguarding of the information.

Timetable:

Action	Date	FR Cite
NPRM	02/24/06	71 FR 9487
NPRM Comment Period End	05/25/06	
Final Action	02/00/09	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-157271-05

Drafting attorney: Melinda K. Fisher (202) 622-4580

Reviewing attorney: Margo L. Stevens (202) 622-4560

CC:PA:DL

Agency Contact: Melinda K. Fisher, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20024
Phone: 202 622-4580

Related RIN: Previously reported as 1545-BF22**RIN:** 1545-BF21**2541. • 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.

TREAS—IRS

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-158677-05

Drafting attorney: Laura C. Fields (202) 622-3050

Reviewing attorney: Dianna Miosi (202) 622-3050

Treasury attorney: Michael Novey (202) 622-1339

CC: PSI

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-BF24**2542. • REVISION OF REGULATIONS TO COMPLY WITH COMMISSIONER'S E-FILE PROGRAM****Priority:** Info./Admin./Other**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 301**Legal Deadline:** None**Abstract:** The project will revise a number of regulations that present impediments to e-filing.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-161919-05

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

Reviewing attorneys: Theresa Abell (202) 622-7700

Marc Countryman (202) 622-7530

Steve Hankin (202) 622-7930

CC: COR

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

Phone: 202 622-7930

Related RIN: Related to 1545-BF26**RIN:** 1545-BF25**2543. • DEBT SATISFIED BY A PARTNERSHIP INTEREST****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 108; 26 USC 704; 26 USC 752; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** Proposed regulations to address partnership issues relating to the satisfaction of a debt with a partnership interest.**Timetable:**

Action	Date	FR Cite
NPRM	09/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Undetermined**Additional Information:** REG-164370-05

Drafting attorney: Eric Lee (202) 622-3070

Reviewing attorney: Mary Beth Collins (202) 622-3070

Treasury attorney: Matthew Lay (202) 622-1788

CC: PSI

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

RIN: 1545-BF27**2544. • 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 I.R.C. section 7811.**Timetable:**

Action	Date	FR Cite
NPRM	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-152166-05

Drafting attorney: Robin M. Tuczak (202) 622-3529

CC:NTA

Agency Contact: Robin Tuczak, Technical Advisor to the Special Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-3529

Email:

robin.m.tuczak@irs.counsel.treas.gov

RIN: 1545-BF33**2545. • ACCURACY-RELATED PENALTIES****Priority:** Substantive, Nonsignificant**Legal Authority:** USC 6662A; USC 6662; USC 6664; 26 USC 7805**CFR Citation:** 26 CFR 1.6662A; 26 CFR 1.6662; 26 CFR 1.6664**Legal Deadline:** None**Abstract:** Proposed regulations regarding the new provisions and amendments made to code sections 6662, 6662A, and 6664 by the American Jobs Creation Act of 2004 and the Gulf Opportunity Zone Act of 2005.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-160870-04

Drafting attorney: Laura R. Urich (202) 622-4940

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

Fax: 202 622-1585

Email:

laura.r.urich@irs.counsel.treas.gov

RIN: 1545-BF40

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

Final Rule Stage

2546. INCOME TAX—DEFINITION OF QUALIFIED POSSESSION SOURCE INVESTMENT INCOME FOR PURPOSES OF PUERTO RICO AND POSSESSION TAX CREDIT

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 936

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will provide rules with respect to what constitutes qualified possession source investment income for purposes of the Puerto Rico and possession tax credit.

Timetable:

Action	Date	FR Cite
NPRM	01/21/86	51 FR 2726
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

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

Drafting attorney: Thomas A. Vidano (202) 435-5265

Reviewing attorney: John M. Breen (202) 435-5265

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

RIN: 1545-AC10

2547. 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	06/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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

Drafting attorney: Quyen Huynh (202) 622-3880

Reviewing attorney: Elizabeth U. Karzon (202) 622-3880

CC:INTL

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

RIN: 1545-AJ93

2548. 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
Final Action	04/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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

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

Reviewing attorney: Jeffrey Dorfman (202) 622-3870

Treasury attorney: Andrew Froberg (202) 622-1779

CC:INTL

Agency Contact: Theodore D. Setzer, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3870

RIN: 1545-AM12

2549. 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	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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

Drafting attorney: Theodore Setzer (202) 622-3870

Reviewing attorney: Jeffrey L. Dorfman (202) 622-3870

CC:INTL

Agency Contact: Theodore D. Setzer, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3870

RIN: 1545-AO24

2550. 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).

TREAS—IRS

Final Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	01/21/93	58 FR 5316
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-208245-90 (INTL-115-90)

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

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

CC:INTL

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

RIN: 1545-AP33**2551. 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	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-209724-94 (FI-42-94)

Drafting attorney: Stephen J. Coleman (202) 622-6289

Reviewing attorney: Elizabeth Handler (202) 622-3157

Treasury attorneys: Michael Novey (202) 622-1339

Viva Hammer (202) 622-0869

CC:FIP

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.

Agency Contact: Stephen J. Coleman, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6289

RIN: 1545-AS85**2552. 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	01/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-246018-96

Drafting attorney: Linda Boyd (202) 622-3970

Reviewing attorney: Don Drees (202) 622-3970

CC:FI

Agency Contact: Linda Boyd, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3970

RIN: 1545-AU49**2553. 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: The regulations reflect the amendment of I.R.C. section 6159, section 202 of the Taxpayer Bill of Rights 2, which provides that upon request by a taxpayer the Secretary shall provide an independent review of the termination of an installment agreement. The regulations also reflect the amendment to section 6159(c), which guarantees the availability of installment agreements to taxpayers in certain circumstances.

Timetable:

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

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

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

Reviewing attorney: Lawrence Schattner (202) 622-3620

CC:PA:CBS

Agency Contact: G. William Beard, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3620

RIN: 1545-AU97**2554. 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	09/00/06	

Regulatory Flexibility Analysis**Required:** No

TREAS—IRS

Final Rule Stage

Small Entities Affected: No**Government Levels Affected:** None**Additional Information:** REG-104924-98Drafting attorney: Stephen J. Coleman
(202) 622-6289Reviewing attorney: Elizabeth Handler
(202) 622-3920

CC:FI

Agency Contact: Stephen J. Coleman,
Attorney-Advisor, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-6289**RIN:** 1545-AW06**2555. 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 Period End	09/10/98	
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-106031-98Drafting attorney: Theodore D. Setzer
(202) 622-3870Reviewing attorney: Paul S. Epstein
(202) 622-3870

CC:INTL

Agency Contact: Theodore D. Setzer,
Attorney-Advisor, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-3870**RIN:** 1545-AW13**2556. 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	12/18/98	63 FR 70354
NPRM Comment Period End	03/22/99	
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-105964-98Drafting attorney: Frances L. Kelly (202)
622-7072Reviewing attorney: Michael J. Wilder
(202) 622-3393

Treasury attorney: None

CC: COR

Agency Contact: Frances L. Kelly,
Attorney-Advisor, Department of the
Treasury, 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**2557. SOURCE OF INCOME FROM
CERTAIN SPACE AND OCEAN
ACTIVITIES AND FOR
COMMUNICATIONS INCOME****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC
863**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** The regulations provide source rules for income from certain space and ocean activities under section 863(d) and communications income under section 863(a), (d), and (e).**Timetable:**

Action	Date	FR Cite
NPRM	01/17/01	66 FR 3903
Hearing	05/23/01	66 FR 12916
Second NPRM	09/19/05	70 FR 54859
Hearing	12/15/05	70 FR 54859
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-106030-98Drafting attorney: Edward R. Barret
(202) 622-3880Reviewing attorney: Anne Shelburne
(202) 435-5265Treasury attorney: Gretchen Sierra (202)
622-1755

CC:INTL

Agency Contact: 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-AW50**2558. REPORTING OF PAYMENTS TO
ATTORNEYS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 6045**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** The regulation provides information reporting requirements for payments of gross proceeds made in the course of a trade or business to attorneys in connection with legal services.**Timetable:**

Action	Date	FR Cite
NPRM	05/21/99	64 FR 27730
Second NPRM	05/17/02	67 FR 35064
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-126024-01Drafting attorney: Nancy L. Rose (202)
622-4910Reviewing attorney: James C. Gibbons
(202) 622-4910Treasury attorney: Eric San Juan (202)
622-0224

TREAS—IRS

Final Rule Stage

CC:PA:APJ

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

RIN: 1545-AW72

2559. STOCK TRANSFER RULES—CARRYOVER OF EARNINGS AND TAXES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 367

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation provides guidance with respect to how earnings and profits and foreign income tax accounts carry over under section 381 and are allocated under section 312 in certain transactions described in section 367(b) of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
NPRM	11/15/00	65 FR 69138
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-116050-99

Drafting attorney: Jeffrey L. Parry (202) 622-3850

Reviewing attorney: Anne Devereaux (202) 622-3850

Treasury attorney: Andrew Froberg (202) 622-0851

CC:INTL

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

RIN: 1545-AX65

2560. 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	12/00/06	

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

2561. CAPITALIZATION OF INTEREST AND CARRYING CHARGES PROPERLY ALLOCABLE TO STRADDLES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 263; 26 USC 1092

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations will clarify the types of payments that may be "interest" or "carrying charges" subject to 26 U.S.C. 263(g), clarify the operation of the capitalization rules of 26 U.S.C. 263(g), and also clarify what constitutes "positions" and "losses" subject to 26 U.S.C. 1092.

Timetable:

Action	Date	FR Cite
NPRM	01/18/01	66 FR 4746
NPRM Comment Period End	05/01/01	
Final Action	12/00/06	

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

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-AX92

2562. AUTHORIZED PLACEMENT AGENCY

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 152

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation amends the definition of "authorized placement agency" (for purposes of determining whether a child placed for legal adoption in a taxpayer's home is a dependent of the taxpayer) to include biological parents and other persons authorized by State law to place children for legal adoption.

Timetable:

Action	Date	FR Cite
NPRM	11/30/00	65 FR 71277
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-107279-00

Drafting attorney: Shareen Pflanz (202) 622-4920

Reviewing attorney: Stephen J. Toomey (202) 622-4920

Treasury attorney: Eric San Juan (202) 622-0224

CC: ITA

Agency Contact: Shareen S. Pflanz, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

TREAS—IRS

Final Rule Stage

Phone: 202 622-4920

RIN: 1545-AY18

2563. 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	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** REG-107722-00

Drafting attorney: Joseph Dewald (202) 622-4910

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

Treasury attorney: George Manousos (202) 622-1335

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

2564. HIPAA GENERAL NONDISCRIMINATION**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 9833**CFR Citation:** 26 CFR 54**Legal Deadline:** None**Abstract:** These regulations provide guidance regarding the requirements imposed on group health plans not to discriminate in rules for eligibility under the plan on the basis of any health factor, and not to require any individual to pay a higher premium or contribution for coverage under the plan than any similarly situated individual based on any health factor.**Timetable:**

Action	Date	FR Cite
NPRM	01/08/01	66 FR 1435
Final Action	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-114082-00

Drafting attorney: Russell Weinheimer (202) 622-6080

Reviewing attorney: Alan Tawshunsky (202) 622-6000

Treasury attorney: Kevin Knopf (202) 622-2329

CC:TEGE

Agency Contact: Russell Weinheimer, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6080

RIN: 1545-AY32

2565. HIPAA NONDISCRIMINATION EXCEPTION FOR CHURCH PLANS**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 7853**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** These regulations provide guidance on the exception for certain grandfathered church plans from the general rule requiring group health plans not to discriminate in rules for eligibility on the basis of any health factor.**Timetable:**

Action	Date	FR Cite
NPRM	01/10/01	66 FR 1437
Final Action	04/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-114083-00

Drafting attorney: Russell Weinheimer (202) 622-6080

Reviewing attorney: Alan Tawshunsky (202) 622-6000

Treasury attorney: Kevin Knopf (202) 622-2329

CC:TEGE

Agency Contact: Russell Weinheimer, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6080

RIN: 1545-AY33

2566. HIPAA NONDISCRIMINATION EXCEPTION FOR BONA FIDE WELLNESS PROGRAMS**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 9833**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** These regulations provide guidance regarding the exception for certain wellness programs to the general rule imposed on group health plans not to require a higher premium or contribution from an individual than from a similarly situated individual based on any health factor.**Timetable:**

Action	Date	FR Cite
NPRM	01/08/01	66 FR 1421
Final Action	04/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-114084-00

Drafting attorney: Russell Weinheimer (202) 622-6080

Reviewing attorney: Alan Tawshunsky (202) 622-6080

Treasury attorney: Kevin Knopf (202) 622-2329

CC:TEGE

Agency Contact: Russell Weinheimer, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6080

RIN: 1545-AY34

2567. ALLOCATION OF INCOME AND DEDUCTIONS FROM INTANGIBLES**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 482**CFR Citation:** 26 CFR 1

TREAS—IRS

Final Rule Stage

Legal Deadline: None

Abstract: These final regulations will address certain transactions between controlled parties that involve intangibles. The regulations will provide rules for allocation of income and deductions with respect to intangibles pursuant to IRC section 482.

Timetable:

Action	Date	FR Cite
NPRM	09/10/03	68 FR 53447
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-115037-00

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

RIN: 1545-AY38

2568. ELECTION—ASSET ACQUISITIONS OF INSURANCE COMPANIES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 197; 26 USC 338; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulations prescribe the manner in which the various provisions of subchapter L, chapter 1, subtitle A of the Internal Revenue Code apply to asset acquisitions deemed to occur by reason of a section 338 election as well as to actual acquisitions of insurance company assets subject to section 1060.

Timetable:

Action	Date	FR Cite
NPRM	03/08/02	67 FR 10640
Public Hearing	09/18/02	
Final Action	05/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-118861-00

Drafting attorney: Mark Weiss (202) 622-7790

Reviewing attorney: Victor Penico (202) 622-7750

Treasury attorney: Mark Countryman (202) 622-9859

CC: COR

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

RIN: 1545-AY49

2569. 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	07/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-104385-01

Drafting attorney: David Selig (202) 622-3040

Reviewing attorney: Peter Friedman (202) 622-3110

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: David Selig, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3040

RIN: 1545-AY75

2570. TRANSITIONAL RELIEF FOR QUALIFIED INTERMEDIARIES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 1441

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: The regulation will promulgate Notices 2001-4, 2001-11 and 2001-43 into the section 1441 regulation. Generally, the Notices provide transitional relief with respect to the new withholding regime for qualified intermediaries.

Timetable:

Action	Date	FR Cite
NPRM	03/30/05	70 FR 16189
Final Action	04/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-125443-01

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

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

Treasury attorney: Andy Froberg (202) 622-1779

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-AY92

2571. 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

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Final Rule Stage

Action	Date	FR Cite
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Public Hearing	03/21/02	
Final Action	12/00/06	

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

Reviewing attorney: Al Bishop (202) 622-7930

Treasury attorney: None

CC: COR

Agency Contact: Thomas I. Russell, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7550

RIN: 1545-BA09**2572. REDUCTIONS OF ACCRUALS AND ALLOCATIONS BECAUSE OF INCREASED AGE****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 411**CFR Citation:** 26 CFR 1**Legal Deadline:** Final, Statutory, February 1, 1988.

Abstract: These regulations will prescribe rules regarding the requirement that accruals and allocations under qualified retirement plans cannot be reduced because of the attainment of any age.

Timetable:

Action	Date	FR Cite
NPRM	12/11/02	67 FR 76123
Hearing	04/09/03	
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Businesses, Organizations**Government Levels Affected:** None**Additional Information:** REG-209500-86

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

Reviewing attorney: Marjorie Hoffman (202) 622-6090

Treasury attorney: Harlan Weller (202) 622-1001

CC:TEGE

Agency Contact: Linda S.F. Marshall, Senior Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6090

Related RIN: Related to 1545-BB79**RIN:** 1545-BA10**2573. AMENDMENT TO THE DEFINITION OF REFUNDING****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation will amend the definition of a refunding issue applicable to tax-exempt bonds issued by State and local governments.

Timetable:

Action	Date	FR Cite
NPRM	04/10/02	67 FR 17310
Final Action	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Local, State**Additional Information:** REG-165706-01

Drafting attorney: Vicky Tsilas (202) 622-3980

CC: TEGE

Agency Contact: Vassiliki Tsilas, Assistant Branch Chief, TEGE: TEB, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3980

RIN: 1545-BA46**2574. NONCOMPENSATORY PARTNERSHIP OPTIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 704; 26 USC 721; 26 USC 761; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation will describe the tax treatment of noncompensatory partnership options.

Timetable:

Action	Date	FR Cite
NPRM	01/22/03	68 FR 2930
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-103580-02

Drafting attorney: Joy Spies and Jason Smyczek (202) 622-3050

Reviewing attorney: Audrey W. Ellis (202) 622-3050

Treasury attorney: Matthew Lay (202) 622-7188

CC: PSI

Agency Contact: Jason T. Smyczek, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050

Joy Spies, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050

RIN: 1545-BA53**2575. CIRCULAR 230—PHASE 2 NONSHELTER REVISIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 31 USC 330**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: These regulations propose amendments to the rules governing practice before the Internal Revenue Service.

Timetable:

Action	Date	FR Cite
ANPRM	12/19/02	67 FR 77724
Final Action	04/00/06	

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

Drafting attorney: Matthew Cooper (202) 622-4940

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

Treasury attorney: Michael Desmond (202) 622-1981

TREAS—IRS

Final Rule Stage

CC:PA:APJ

Agency Contact: Matthew S. Cooper, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5135, Washington, DC 20224
Phone: 202 622-8445
Fax: 202 622-1585
Email: matthew.s.cooper@irs.counsel.treas.gov
RIN: 1545-BA72

2576. REDEMPTIONS TREATED AS DIVIDENDS**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation under section 302 of the Internal Revenue Code (Code), permits basis of redeemed stock to be recovered by the redeemed shareholder. Regulations under section 304 of the Code reflect changes made by the Internal Revenue Service Restructuring and Reform Act of 1998, Taxpayer Relief Act of 1997, Tax Reform Act of 1986, Deficit Reduction Act of 1984, and the Tax Equity and Fiscal Responsibility Act of 1982 to the statute. Regulations under section 304 also reference proposed regulations under section 302 as they relate to the treatment of basis of redeemed stock in redemptions treated as dividends.

Timetable:

Action	Date	FR Cite
NPRM	10/18/02	67 FR 64331
Final Action	05/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-150313-01

Drafting attorney: Theresa M. Kolish (202) 622-7530

Reviewing attorney: Lewis K. Brickates (202) 622-7530

CC: COR

Agency Contact: Theresa M. Kolish, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5408, Washington, DC 20224
Phone: 202 622-7530
Fax: 202 622-7556

Email: theresa.m.kolish@irs.counsel.treas.gov
RIN: 1545-BA80

2577. 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	12/00/06	

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

Treasury attorney: Andrew Froberg (202) 622-1779

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**2578. ALLOCATION OF FOREIGN TAX CREDITS AMONG PARTNERS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 704(b); 26 USC 703(b)(3); 26 USC 702(a)(b); 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The regulation will provide guidance on how foreign tax expenditures must be allocated to partners under section 704(b).

Timetable:

Action	Date	FR Cite
NPRM	04/21/04	69 FR 21454
Final Action	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-139792-02

Drafting attorney: Timothy J. Leska (202) 622-3050

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

Treasury attorney: Matthew Lay (202) 622-1788

CC: PSI

Agency Contact: Timothy J. Leska, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050

Related RIN: Related to 1545-BD11**RIN:** 1545-BB11**2579. INVESTIGATIVE DISCLOSURES****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 6103(k)(6); 26 USC 7805**CFR Citation:** 26 CFR 301**Legal Deadline:** None

Abstract: This regulation will amend existing regulations on disclosure of return information by Internal Revenue Officers and employees for investigative purposes.

Timetable:

Action	Date	FR Cite
NPRM	07/10/03	68 FR 41089
Final Action	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** Federal**Additional Information:** REG-140808-02

Drafting attorney: Helene R. Newsome (202) 622-4570

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

Treasury attorney: Michael Desmond (202) 622-1981

CC: PA: DPL

TREAS—IRS

Final Rule Stage

Agency Contact: Helene R. Newsome, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4570

Related RIN: Related to 1545-BB17

RIN: 1545-BB16

2580. TOLL TELEPHONE SERVICE—DEFINITION

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 49

Legal Deadline: None

Abstract: This regulation provides amendments to regulations relating to the definition of toll telephone service.

Timetable:

Action	Date	FR Cite
NPRM	04/01/03	68 FR 15690
Hearing	09/10/03	68 FR 35828
Final Action	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-141097-02
Drafting attorney: Taylor Cortright (202) 622-3130

Reviewing attorneys: Frank Boland (202) 622-3130 and Lewis Fernandez (202) 622-3000

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: Taylor Cortright, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3130

RIN: 1545-BB18

2581. MIXED USE OUTPUT FACILITIES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

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

Timetable:

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

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Local, State

Federalism: Undetermined

Additional Information: REG-142599-02

Drafting attorney: Johanna Som de Cerff (202) 622-3980

Treasury attorney: Stephen J. Watson (202) 622-1322

CC: TEGE

Agency Contact: Johanna Som de Cerff, Senior Technican Reviewer, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3980

RIN: 1545-BB23

2582. SECTION 482: METHODS TO DETERMINE TAXABLE INCOME IN CONNECTION WITH A COST SHARING ARRANGEMENT

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 482

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations will provide additional guidance on cost sharing arrangements under section 482.

Timetable:

Action	Date	FR Cite
NPRM	08/29/05	70 FR 51116
Hearing	12/16/05	70 FR 51116
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Federalism: Undetermined

Additional Information: REG-144615-02

Drafting attorney: Kenneth P. Christman (202) 435-5265

Reviewing attorney: John M. Breen (202) 435-5266

Treasury attorney: David Ernack (202) 622-1754

CC:INTL

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

RIN: 1545-BB26

2583. 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
Final Action	06/00/06	

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

RIN: 1545-BB31

2584. LIMITATION ON USE OF NONACCRUAL EXPERIENCE METHOD OF ACCOUNTING

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 403; 26 USC 7805

CFR Citation: 26 CFR 1

TREAS—IRS

Final Rule Stage

Legal Deadline: None

Abstract: Under section 448(d)(5), as amended by the Job Creation and Worker Assistance Act of 2002, the nonaccrual experience method of accounting is available only for amounts to be received for the performance of qualified services (i.e., services in the fields of health, law, engineering, architecture, accounting, actuarial science, performing arts, or consulting) or for services provided by certain small businesses (i.e., those with gross receipts of \$5 million or less). The law provides that such taxpayers are not required to accrue, based on their experience, any portion of year-end receivables that will not be collected. This regulation will provide guidance under section 448(d)(5) regarding the nonaccrual experience method of accounting.

Timetable:

Action	Date	FR Cite
NPRM	11/21/03	68 FR 65645
Final Action	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-141402-02

Drafting attorney: Terrance McWhorter (202) 622-4970

Reviewing attorney: Jeffery Mitchell (202) 622-4970

Treasury attorney: George Manousos (202) 622-1335

CC: ITA

We issued interim guidance in the form of a Notice 2003-12; 2003-6 published in the IRB 422 on January 22, 2003, with a request for comments.

Agency Contact: Terrance McWhorter, General Tax Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4970

RIN: 1545-BB43

2585. SPECIAL DEPRECIATION ALLOWANCE

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation provides guidance under sections 168 and 1400L(b) regarding special depreciation allowance.

Timetable:

Action	Date	FR Cite
NPRM	09/08/03	68 FR 53008
Final Action	08/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-157164-02

Drafting attorney: Douglas Kim (202) 622-3110

Reviewing attorney: Kathleen Reed (202) 622-3110

Treasury attorney: George Manousos (202) 622-1335

CC:PSI

Agency Contact: Douglas Kim, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3110

Related RIN: Related to 1545-BC19

RIN: 1545-BB57

2586. CONTRIBUTIONS TO PURCHASE CERTAIN RETIREMENT ANNUITIES OR CUSTODIAL ACCOUNTS UNDER SECTION 403(B)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 403(b); 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation would revise and update the current section 403(b) regulations to reflect the numerous statutory revisions to this section of the Internal Revenue Code since these regulations were first promulgated in 1964. Section 403(b) concerns the income tax exclusion for contributions to purchase certain retirement annuities or custodial accounts made for their employees by certain tax-exempt employers or State-sponsored educational institutions.

Timetable:

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

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Governmental Jurisdictions

Government Levels Affected: Local, State, Tribal

Additional Information: REG-155608-02

Drafting attorney: John A. Tolleris (202) 622-6060

Reviewing attorney: Cheryl Press (202) 622-6060

Treasury attorney: William Bortz (202) 622-1352

CC:TEGE

Agency Contact: John A. Tolleris, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-6060

Related RIN: Related to 1545-BF35

RIN: 1545-BB64

2587. 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	05/04/04	
Final Action	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-166012-02

Drafting attorney: Kathleen Sleeth (202) 622-3920

Reviewing attorney: Elizabeth Handler (202) 622-3920

Treasury attorney: Viva Hammer (202) 622-0869

CC:FI

Agency Contact: Kathleen Sleeth, Attorney-Advisor, Department of the

TREAS—IRS

Final Rule Stage

Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-3920

RIN: 1545-BB82

2588. 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	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-145535-02

Drafting attorney: Ross E. Poulsen (202) 622-7770

Reviewing attorney: Stephen Fattman (202) 622-7700

CC: COR

Agency Contact: Ross E. Poulsen, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7770

RIN: 1545-BB85

2589. 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	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-100420-03

Drafting attorney: Marsha A. Sabin (202) 622-3950 or John W. Rogers (202) 622-3950

Reviewing attorney: Robert Williams (202) 622-3960

Treasury attorneys: Michael Novey (202) 622-1339 and Viva Hammer (202) 622-0869

CC: FI

Agency Contact: Marsha A. Sabin, Attorney-Advisor, Department of the

Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-3950

RIN: 1545-BB90

2590. PARTNERSHIP EQUITY FOR SERVICES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 721; 26 USC 83; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation will describe the tax treatment of partnership equity issued in connection with the performance of services.

Timetable:

Action	Date	FR Cite
NPRM	05/24/05	70 FR 29675
Public Hearing	10/05/05	70 FR 29676
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Additional Information: REG-105346-03

Drafting attorneys: Joy Spies and Jason T. Smyczek (202) 622-3050

Reviewing attorney: Audrey W. Ellis (202) 622-3050

Treasury attorney: Matthew Lay (202) 622-1788

CC: PSI

Agency Contact: Jason T. Smyczek, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050

Joy Spies, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050

RIN: 1545-BB92

2591. ACCRUAL FOR CERTAIN REMIC REGULAR INTERESTS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

TREAS—IRS

Final Rule Stage

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	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-108637-03

Drafting attorney: Patrick White (202) 622-3930

Reviewing attorney: Dale Collinson (202) 622-3900

CC:FI

Agency Contact: Patrick E. White, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3920

RIN: 1545-BB94

2592. MISCELLANEOUS CHANGES TO COLLECTION DUE PROCESS PROCEDURES RELATING TO NOTICE AND OPPORTUNITY FOR HEARING UPON FILING OF NOTICE OF LIEN

Priority: Other Significant

Legal Authority: 26 USC 6320; 26 USC 6330; 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: IRS is revising the regulations that apply to Collection Due Process (CDP) and equivalent hearings under section 6320 involving Federal tax liens.

Timetable:

Action	Date	FR Cite
NPRM	09/16/05	70 FR 54681
Final Action	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-150088-02

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

Reviewing attorney: Gary D. Gray (202) 622-3600

CC: PA: CBS

Agency Contact: Laurence K. Williams, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3600

Related RIN: Related to 1545-BB97

RIN: 1545-BB96

2593. MISCELLANEOUS CHANGES TO COLLECTION DUE PROCESS PROCEDURES RELATING TO HEARINGS BEFORE LEVY

Priority: Other Significant

Legal Authority: 26 USC 6330; 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: IRS is revising the regulations that apply to Collection Due Process (CDP) and equivalent hearings under section 6330 involving Federal tax levies.

Timetable:

Action	Date	FR Cite
NPRM	09/16/05	70 FR 54687
Final Action	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-150091-02

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

Reviewing attorney: Gary D. Gray (202) 622-3610

CC: PA: CBS

Agency Contact: Laurence K. Williams, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3600

Related RIN: Related to 1545-BB96

RIN: 1545-BB97

2594. 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	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-120616-03

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

Reviewing attorneys: Frank Boland (202) 622-3130 and Lewis Fernandez (202) 622-3000

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: Celia A. Gabrysh, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3130

RIN: 1545-BC08

2595. GUIDANCE NECESSARY TO FACILITATE BUSINESS ELECTRONIC FILING

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1; 26 CFR 602

Legal Deadline: None

Abstract: The regulatory amendments are designed to facilitate electronic filing of certain income tax returns and other forms.

Timetable:

Action	Date	FR Cite
NPRM	12/19/03	68 FR 70747
Final Action	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Additional Information: REG-116664-01

Drafting attorney: Nathan B. Rosen (202) 622-4910

Reviewing attorney: Pamela Fuller (202) 622-4910

Treasury attorney: Michael Desmond (202) 622-1981

TREAS—IRS

Final Rule Stage

CC:PA:APJ

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

RIN: 1545-BC15

2596. CHANGES IN COMPUTING DEPRECIATION**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation provides guidance under section 446(e) regarding changes in computing depreciation or amortization.

Timetable:

Action	Date	FR Cite
NPRM	01/02/04	69 FR 42
Final Action	09/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-126459-03

Drafting attorney: Douglas Kim (202) 622-3110

Reviewing attorney: Kathleen Reed (202) 622-3110

Treasury attorney: George Manousos (202) 622-1335

CC:PSI

Agency Contact: Douglas Kim, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3110

Related RIN: Related to 1545-BC17

RIN: 1545-BC18

2597. SPECIAL CONSOLIDATED RETURN RULES FOR INTEREST EXPENSE DISALLOWED UNDER SECTION 265(A)(2)**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 1502; 26 USC 7701; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The regulation will address the treatment of interest income with respect to an intercompany loan when the source of funds is borrowing from a nonmember and there is a disallowance of interest expense under section 265(a)(2).

Timetable:

Action	Date	FR Cite
NPRM	05/07/04	69 FR 25535
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-128590-03

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

Reviewing attorney: Michael Wilder (202) 622-3393

CC: COR

Agency Contact: Frances L. Kelly, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7072
Email: frances.l.kelly@irs.counsel.treas.gov

RIN: 1545-BC23

2598. 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	10/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-128572-03

Drafting attorney: David Silber (202) 622-3930

Reviewing attorney: Dale S. Collinson (202) 622-3900

Treasury attorneys: Michael Novey (202) 622-1339 and Viva Hammer (202) 622-0869

CC: FI

Agency Contact: David B. Silber, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3930

RIN: 1545-BC24

2599. PROHIBITED ALLOCATION OF SECURITIES IN AN S CORPORATION**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 409(p)(7)(A)**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The regulation will provide guidance for employee stock ownership plans holding stock of a subchapter S corporation concerning the prohibition against allocations to disqualified persons under section 409(p).

Timetable:

Action	Date	FR Cite
NPRM	07/21/03	68 FR 43058
NPRM Comment Period End	10/20/03	

TREAS—IRS

Final Rule Stage

Action	Date	FR Cite
Second NPRM	12/17/04	69 FR 75492
Second NPRM Comment Period End	03/17/05	
Hearing	04/20/05	
Final Action	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-129709-03

Drafting attorney: John T. Ricotta (202) 622-6060

Reviewing attorney: Marjorie Hoffman (202) 622-6060

CC: TEGE

Agency Contact: John T. Ricotta, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6060

Related RIN: Related to 1545-BC33**RIN:** 1545-BC34**2600. 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
Public Hearing	03/22/06	
Final Action	12/00/06	

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

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

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

Treasury attorney: David Ernack (202) 622-1754

CC:INTL

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

Related RIN: Related to 1545-BD33**RIN:** 1545-BC37**2601. QUALIFIED SEVERANCE REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 2642(a)(3)(C); 26 USC 7805**CFR Citation:** 26 CFR 26**Legal Deadline:** None

Abstract: This regulation relates to generation-skipping transfer tax consequences of a qualified severance of a trust.

Timetable:

Action	Date	FR Cite
NPRM	08/24/04	69 FR 51967
Final Action	12/00/06	

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

Drafting attorney: Mayer R. Samuels (202) 622-7265

Reviewing attorney: George Masnik (202) 622-3618

Treasury attorney: Catherine Hughes (202) 622-9407

CC: PSI

Agency Contact: Mayer R. Samuels, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3090

RIN: 1545-BC50**2602. SUSPENSION OF RUNNING OF PERIOD OF LIMITATION DURING A PROCEEDING TO ENFORCE OR QUASH A DESIGNATED OR RELATED SUMMONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 25 USC 6503; 26 USC 7805**CFR Citation:** 26 CFR 1; 26 CFR 301**Legal Deadline:** None

Abstract: These regulations relate to the use of designated and related summonses and the effect on the period of limitations on assessment when a case is brought with respect to a designated or related summons.

Timetable:

Action	Date	FR Cite
NPRM	07/31/03	68 FR 44905
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-208199-91

Drafting attorney: Elizabeth D. Rawlins (202) 622-3600

Reviewing attorney: Peter J. Devlin (202) 622-3600

Treasury attorney: Michael Desmond (202) 622-1981

CC: PA: CBS

Agency Contact: Elizabeth D. Rawlins, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3600

RIN: 1545-BC55**2603. QUALIFIED ZONE ACADEMY BONDS; OBLIGATIONS OF STATES AND POLITICAL SUBDIVISIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The regulations will provide for permissible use of proceeds, coordinate and make consistent provisions regarding determination of credit rate and maturity date. It will provide for remedial action in case of change in use of bond proceeds.

TREAS—IRS

Final Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	03/26/04	69 FR 15747
Public Hearing	07/21/04	
Final Action	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Governmental Jurisdictions**Government Levels Affected:** Local, State**Additional Information:** REG-121475-03

Drafting attorney: Zoran Stojanovic (202) 622-3721

Reviewing attorney: Timothy L. Jones (202) 622-3701

CC: TEGE

Agency Contact: Zoran Stojanovic, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3721

RIN: 1545-BC61**2604. 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	12/00/06	

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

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

Reviewing attorney: Christine Ellison (202) 622-3070

Treasury attorney: Matthew Lay (202) 622-1788

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-BC63**2605. 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	08/12/04	69 FR 49957
Final Action	06/00/06	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** Undetermined**Additional Information:** REG-150562-03

Drafting attorneys: Charlotte Chyr (202) 622-3070 and Jian Grant (202) 622-3050

Reviewing attorneys: James Quinn (202) 622-3070 and Mary Beth Collins (202) 622-3070

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

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

Jian Grant, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050

RIN: 1545-BC67**2606. COLLECTION AFTER ASSESSMENT****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 26 USC 7805; 26 USC 6502**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: The Internal Revenue Service Restructuring and Reform Act of 1998 (RRA '98) section 3461 amended section 6502 of the Code to limit the ability of the Service to enter into agreements extending the collection statute. RRA '98 also included an off-Code "sunset" provision governing the continued effect of collection statute extension agreements executed prior to January 1, 2000, the effective date of this section. The current regulations under section 6502 have not been updated to reflect these changes to the section. The current regulations provide that extension agreements may be executed anytime prior to the expiration of the original statutory collection period.

The revised regulations will incorporate the changes imposed by RRA '98. Also, the revised regulations will discuss the continued validity of extension agreements executed prior to January 1, 2000.

Timetable:

Action	Date	FR Cite
NPRM	03/04/05	70 FR 10572
Final Action	04/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-148701-03

Drafting attorney: Debra Kohn (202) 622-3620

Reviewing attorney: Lawrence Schattner (202) 622-3620

Treasury attorney: Michael Desmond (202) 622-1981

CC:PA:CBS

Agency Contact: Debra A. Kohn, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224

Phone: 202 622-3620

Email:

debra.akohn@irs.counsel.treas.gov

RIN: 1545-BC72**2607. EXCLUSION OF EMPLOYEES OF 501(C)(3) ORGANIZATIONS IN 401(K) AND 401(M) PLANS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805

TREAS—IRS

Final Rule Stage

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

Abstract: This action amends the Income Tax Regulations (26 CFR part 1) under section 410(b) of the Internal Revenue Code of 1986 (Code). The amendments would allow a section 401(k) plan or a section 401(m) plan that is provided under the same general arrangement as the section 401(k) plan to treat employees of an organization described in section 501(c)(3), which is exempt from tax under section 501(a), who are eligible to make salary reduction contributions to a tax-sheltered annuity pursuant to section 403(b) (a section 403(b) annuity) as excludable employees for the purpose of testing whether such plans meet the minimum coverage requirements specified in section 410(b). Congress ordered a modification of the current rule in the Economic Growth and Tax Relief Reconciliation Act of 2001 (Pub. L. 107-16, 115 Stat. 38).

Timetable:

Action	Date	FR Cite
NPRM	03/16/04	69 FR 12291
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Additional Information:** REG-149752-03

Drafting attorney: Lisa Mojiri-Azad (202) 622-6060

Treasury attorney: W. Thomas Reeder (202) 622-1341

CC:TEGE

Agency Contact: Lisa Mojiri-Azad, Assistant Branch Chief, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6060

RIN: 1545-BC87**2608. SOLID WASTE DISPOSAL FACILITIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 142; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation will modify the definition of solid waste disposal facility for purposes of section 142(a)(6) of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
NPRM	05/10/04	69 FR 25856
Final Action	06/00/06	

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

Drafting attorney: Aviva M. Roth (202) 622-3980

Reviewing attorney: Timothy Jones (202) 622-3980

CC:TEGE

Agency Contact: Aviva M. Roth, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 4013, Washington, DC 20224
Phone: 202 622-3980

Email: aviva.m.roth@irs.counsel.treas.gov

RIN: 1545-BD04**2609. PUBLIC INSPECTION OF WRITTEN DETERMINATIONS UNDER SECTION 6110 OF THE INTERNAL REVENUE CODE (TEMPORARY)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 301**Legal Deadline:** None

Abstract: This temporary regulation replaces and updates the existing regulation to include procedures for the public availability of Chief Counsel advice. It also reflects changes to the organizational structure of the Internal Revenue Service and Office of Chief Counsel, changes to the Code, and technological advances related to the electronic availability of Internal Revenue Service documents to the public.

Timetable:

Action	Date	FR Cite
Temporary Regulation	06/00/06	

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

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

Reviewing attorney: Donald Squires (202) 622-4570

Treasury attorney: Michael Desmond (202) 622-1981

CC:PA:DPL

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

Related RIN: Related to 1545-AX40**RIN:** 1545-BD09**2610. DUAL CONSOLIDATED LOSS REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 1503**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation provides additional guidance with respect to dual consolidated losses under section 1503(d).

Timetable:

Action	Date	FR Cite
NPRM	05/24/05	70 FR 29868
Final Action	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** REG-102144-04

Drafting attorney: Christopher L. Trump (202) 622-3840

Reviewing attorney: John Merrick (202) 622-3800

Treasury attorney: David Sotos (202) 622-0851

CC:INTL

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

RIN: 1545-BD10

TREAS—IRS

Final Rule Stage

2611. 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 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	12/00/06	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** REG-113365-04

Drafting attorney: A. Katharine J. Kiss (202) 622-4930

Reviewing attorney: Jeffrey G. Mitchell (202) 622-4930

Treasury attorney: Viva Hammer (202) 622-0869

CC:ITA

Agency Contact: A. Katharine Kiss, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4930

Related RIN: Split from 1545-AR82**RIN:** 1545-BD19**2612. GUIDANCE ON PHASED RETIREMENT****Priority:** Substantive, Nonsignificant**Unfunded Mandates:** Undetermined**Legal Authority:** Not Yet Determined**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
Final Action	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-114726-04

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

Reviewing attorney: Janet Laufer (202) 622-6090

Treasury attorney: Bill Bortz (202) 622-1352

CC:TEGE

Agency Contact: Cathy A. Vohs, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6090

RIN: 1545-BD23**2613. REQUIREMENTS FOR REORGANIZATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 368**CFR Citation:** 26 CFR 1**Legal Deadline:** None

Abstract: This regulation will provide guidance regarding reorganizations under section 368(a)(1)(F) of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
NPRM	08/12/04	69 FR 49836
Final Action	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-106889-04

Drafting attorney: Robert B. Gray (202) 622-7550

Reviewing attorney: Debra L. Carlisle (202) 622-7550

CC: COR

Agency Contact: Robert B. Gray, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7550

Fax: 202 622-4111

Email: robert.b.gray@irs.counsel.treas.gov

RIN: 1545-BD31**2614. 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
Temporary Regulation	12/00/06	

TREAS—IRS

Final Rule Stage

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-139900-03Drafting attorney: Javier G. Salinas
(202) 435-5262Reviewing attorney: Ricardo A. Cadenas
(202) 435-5262Treasury attorney: Gretchen Sierra (202)
622-1755

CC:INTL

Agency Contact: Javier G. Salinas,
Attorney-Advisor, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 435-5262**Related RIN:** Related to 1545-BC54**RIN:** 1545-BD32**2615. UNDERPAYMENT FOR
QUALIFIED AMENDED RETURNS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** These regulations will revise
the definition of "qualified amended
return" in accordance with Notice
2004-38.**Timetable:**

Action	Date	FR Cite
NPRM	03/02/05	70 FR 10062
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Federalism:** Undetermined**Additional Information:** REG-122847-04Drafting attorney: Laura Urich (202)
622-7022Reviewing attorney: Ashton P. Trice
(202) 622-4940Treasury attorney: Michael 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

Fax: 202 622-1585

Email:

laura.r.urich@irs.counsel.treas.gov

RIN: 1545-BD40**2616. TRANSFERS OF RESTRICTED
STOCK (TEMPORARY)****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 83; 26 USC
7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** The temporary regulations
addressing the application of section 83
to the transfer of substantially
nonvested stock to a related person.**Timetable:**

Action	Date	FR Cite
Temporary Regulations	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-127147-04Drafting attorney: Stephen B. Tackney
(202) 622-6030Treasury 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
Phone: 202 622-6030

Fax: 202 622-7865

Email:

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

Related RIN: Related to 1545-BD44**RIN:** 1545-BD45**2617. TREATMENT OF DISREGARDED
ENTITIES UNDER SECTION 752****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 752; 26 USC
7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** Provide rules under section
752 for taking into account the net
value of a disregarded entity owned by
a partner or related person for purposes
of allocating partnership liabilities.**Timetable:**

Action	Date	FR Cite
NPRM	08/12/04	69 FR 49832
Final Action	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-128767-04Drafting attorney: Charlotte Chyr (202)
622-3080Reviewing attorney: Jeanne Sullivan
(202) 622-3050Treasury attorney: Matthew Lay (202)
622-1788

CC:PSI

Agency Contact: Charlotte Chyr,
Attorney-Advisor, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-3070**RIN:** 1545-BD48**2618. UPDATE OF 415 REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** These regulations amend the
regulations under section 415 of the
Internal Revenue Code relating to
limitations on benefits and
contributions under qualified plans.
Section 415 provides a complex series
of limits on benefits under defined
benefit plans and contributions and
other additions under defined
contribution plans. Comprehensive
regulations regarding section 415 were
last issued in 1980. These regulations
are being proposed to reflect statutory
changes and guidance items and to
clarify certain other issues.**Timetable:**

Action	Date	FR Cite
NPRM	05/31/05	70 FR 31214
Public Hearing	08/17/05	
Final Action	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-130241-04Drafting attorney: Vernon Carter (202)
622-6060

TREAS—IRS

Final Rule Stage

Reviewing attorney: Linda Marshall
(202) 622-6090

Treasury attorney: Harlan Weller (202)
622-1001

CC:TEGE

Agency Contact: Vernon S. Carter, Tax
Law Specialist, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW.,
Washington, DC 20224
Phone: 202 622-6060

RIN: 1545-BD52

**2619. GUIDANCE UNDER SECTION
1502; MISCELLANEOUS OPERATING
RULES FOR SUCCESSOR PERSONS;
APPLICABILITY OF SECTION 381**

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC
1502

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation addresses
certain issues related to complete
liquidations when more than one group
member owns stock of the liquidating
corporation.

Timetable:

Action	Date	FR Cite
NPRM	02/22/05	70 FR 8552
Final Action	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-131128-04

Drafting attorney: Amber Cook (202)
622-7530

Reviewing attorney: Marie Milnes-
Vasquez (202) 622-7530

CC: COR

Agency Contact: Amber R. Cook,
Attorney-Advisor, Department of the
Treasury, Internal Revenue Service,
Room 5411, 1111 Constitution Avenue
NW, Washington, DC 20224
Phone: 202 622-7530

RIN: 1545-BD54

**2620. MANUFACTURER INCENTIVE
PAYMENTS IN AN INTERCOMPANY
TRANSACTION**

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 1502; 26 USC
7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This project clarifies how the
intercompany transaction regulations
treat manufacturer incentive payments
to other members of the group.

Timetable:

Action	Date	FR Cite
NPRM	08/13/04	69 FR 50112
Final Action	05/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-131264-04

Drafting attorney: Frances L. Kelly (202)
622-7770

Reviewing attorney: Gerald B. Fleming
(202) 622-7770

CC: COR

Agency Contact: Frances L. Kelly,
Attorney-Advisor, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-7072

Email:

frances.l.kelly@irsounsel.treas.gov

Related RIN: Related to 1545-BF32

RIN: 1545-BD55

**2621. 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	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-130863-04

Drafting attorney: Mary W. Lyons (202)
622-7930

Reviewing attorney: Alfred C. Bishop,
Jr. (202) 622-7930

CC: COR

Agency Contact: Mary W. Lyons,
Attorney-Advisor, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-7930

RIN: 1545-BD56

**2622. AGGREGATE COMPUTATION;
ALLOCATION OF RESEARCH CREDIT**

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 41; 26 USC
7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This regulation relates to the
computation and allocation of the
credit for increasing research activities
for members of a controlled group
under section 41(f) of the Internal
Revenue Code.

Timetable:

Action	Date	FR Cite
NPRM	05/24/05	70 FR 29662
Public Hearing	10/19/05	70 FR 29662
Final Action	06/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected:

Undetermined

Additional Information: REG-134030-04

Drafting attorney: Nicole R. Cimino
(202) 622-3120

Reviewing attorney: Brenda M. Stewart
(202) 622-3120

Treasury attorney: Sharon Kay (202)
622-0865

CC: PSI

Agency Contact: Nicole R. Cimino,
Attorney-Advisor, Department of the
Treasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-3120

Related RIN: Related to 1545-BA88,
Related to 1545-BE17

RIN: 1545-BD60

TREAS—IRS

Final Rule Stage

2623. MANDATORY E-FILING FOR FORMS 1120**Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 6011(e); 26 USC 7805**CFR Citation:** 26 CFR 1; 26 CFR 301**Legal Deadline:** None**Abstract:** These regulations will provide that certain entities that file at least 250 information returns during the calendar year are required to file their income tax returns electronically.**Timetable:**

Action	Date	FR Cite
NPRM	01/12/05	70 FR 2075
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Organizations**Government Levels Affected:** None**Additional Information:** REG-130671-04

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

Reviewing attorneys: James Gibbons (202) 622-4910 and Carol Nachman (202) 622-4910

CC: PA: APJ

Agency Contact: Michael E. Hara, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4910**RIN:** 1545-BD65**2624. USE OF ELECTRONIC TECHNOLOGIES FOR PROVIDING NOTICES AND TRANSMITTING ELECTIONS AND CONSENTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 401; PL106-229, sec 104**CFR Citation:** 26 CFR 1; 26 CFR 35; 26 CFR 54**Legal Deadline:** None**Abstract:** The proposed regulations provide guidance on the permitted use of electronic media to provide certain notices to recipients or to transmit participant and beneficiary elections or consents with respect to employee benefit plans. In general, the proposed regulations would affect plan sponsors of and participants and beneficiaries in employee benefit plans.**Timetable:**

Action	Date	FR Cite
NPRM	07/14/05	70 FR 40675
Hearing	11/02/05	
Final Action	06/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Additional Information:** REG-138362-04

Drafting attorney: Pamela R. Kinard (202) 622-6060

Reviewing attorney: Lisa Mojri-Azad (202) 622-6060

Treasury attorney: Bill Bortz (202) 622-1352

CC: TEGE

Agency Contact: Pamela R. Kinard, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6060**RIN:** 1545-BD68**2625. 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	10/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-144620-04

Drafting attorneys: Tim Leska (202) 622-3050

Reviewing attorney: Beverly Katz (202) 622-3060

Treasury attorney: Matthew Lay (202) 622-1788

CC: PSI

Agency Contact: Timothy J. Leska, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3050**RIN:** 1545-BD70**2626. 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
Hearing	11/16/05	70 FR 57523
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Additional Information:** REG-148649-05

Drafting attorney: Ronald M. Gootzeit (202) 622-3860

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

Treasury attorney: David Sotos (202) 622-0851

CC:INTL

Agency Contact: Ronald M. Gootzeit, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3860**Related RIN:** Related to 1545-AY28**RIN:** 1545-BD80

TREAS—IRS

Final Rule Stage

2627. FLAT RATE SUPPLEMENTAL WAGE WITHHOLDING**Priority:** Substantive, Nonsignificant**Legal Authority:** PL 107-16, sec 101(c)(11); PL 103-66, sec 13273; 26 USC 7805**CFR Citation:** 26 CFR 31**Legal Deadline:** None**Abstract:** Amendment of section 31.3402(g)-1 of Employment Tax Regulations to reflect changes in law affecting optional flat rate for income tax withholding on supplemental wages.**Timetable:**

Action	Date	FR Cite
NPRM	01/05/05	70 FR 767
NPRM Comment Period End	04/11/05	
Hearing	06/09/05	70 FR 21163
Final Action	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-152945-04

Drafting attorney: Alfred G. Kelley (202) 622-6040

CC: TEGE

Agency Contact: Alfred G. Kelley, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6040**RIN:** 1545-BD96**2628. REVISION OF SECTION 301.6103(J)-1 FOR DISCLOSURE TO THE BUREAU OF ECONOMIC ANALYSIS, DEPARTMENT OF COMMERCE (TEMPORARY)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 6103; 26 USC 7805**CFR Citation:** 26 CFR 301**Legal Deadline:** None**Abstract:** Authorize disclosure of additional corporate tax information to Bureau of Economic Analysis, Department of Commerce.**Timetable:**

Action	Date	FR Cite
Temporary Regulation	06/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-148864-03 AND 147195-04

Drafting attorney: Melinda K. Fisher (202) 622-4580

Treasury attorney: Michael Desmond (202) 622-1981

CC: PA: DPL

Agency Contact: Melinda K. Fisher, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20024
Phone: 202 622-4580**Related RIN:** Related to 1545-BC93, Related to 1545-BE01, Related to 1545-BE08**RIN:** 1545-BE02**2629. 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	07/00/06	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-154000-04

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

Treasury attorney: John Parcell (202) 622-2578

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-BE04**2630. CIRCULAR 230—COVERED OPINION AMENDMENTS****Priority:** Substantive, Nonsignificant**Unfunded Mandates:** Undetermined**Legal Authority:** 31 USC 330**CFR Citation:** 31 CFR 10**Legal Deadline:** None**Abstract:** These regulations propose amendments to the standards for tax opinions related to municipal bonds.**Timetable:**

Action	Date	FR Cite
NPRM	12/20/04	69 FR 75887
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-159824-04

Drafting attorney: Matthew Cooper (202) 622-4940

Reviewing attorney: Richard Goldstein (202) 622-3900

Treasury attorney: Michael Desmond (202) 622-1981

CC: PA: APJ

Agency Contact: Matthew S. Cooper, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5135, Washington, DC 20224
Phone: 202 622-8445
Fax: 202 622-1585
Email: matthew.s.cooper@irs.counsel.treas.gov**Related RIN:** Related to 1545-BA70**RIN:** 1545-BE13**2631. 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

TREAS—IRS

Final Rule Stage

Internal Revenue Code for employers and employees relating to the Form W-4, "Employee's Withholding Allowance Certificate." These regulations provide rules for the submission of copies of certain withholding exemption certificates to the IRS, the notification provided to the employer and the employee of the maximum number of withholding exemptions permitted, and the use of substitute forms.

Timetable:

Action	Date	FR Cite
NPRM	04/14/05	70 FR 19721
Final Action	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-162813-04

Drafting attorney: Margaret A. Owens (202) 622-0047

Reviewing attorney: Janine Cook (202) 622-0047

Treasury attorney: Kevin Knopf (202) 622-2329

CC: TEGE

Agency Contact: Margaret A. Owens, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-0047

Related RIN: Related to 1545-BE21

RIN: 1545-BE20

2632. SECTION 6011 REGULATIONS (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 6011; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations are an update to the taxpayer disclosure regulations for reportable transactions under section 1.6011-4.

Timetable:

Action	Date	FR Cite
Temporary Regulations	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-103038-05

Drafting attorney: Tara P. Volungis (202) 622-3080

Reviewing attorney: Christine Ellison (202) 622-3080

Treasury attorney: Michael Desmond (202) 622-1981

CC: PSI

Agency Contact: Tara P. Volungis, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3080

Related RIN: Related to 1545-BE24

RIN: 1545-BE25

2633. SECTION 6111 REGULATIONS (TEMPORARY)

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
Temporary Regulations	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-103039-05

Drafting attorney: Tara P. Volungis (202) 622-3080

Reviewing attorney: Christine Ellison (202) 622-3080

Treasury attorney: Michael Desmond (202) 622-1981

CC: PSI

Agency Contact: Tara P. Volungis, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3080

Related RIN: Related to 1545-BE26

RIN: 1545-BE27

2634. SECTION 6112 REGULATIONS (TEMPORARY)

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
Temporary Regulations	12/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Additional Information: REG-103043-05

Drafting attorney: Tara P. Volungis (202) 622-3080

Reviewing attorney: Christine Ellison (202) 622-3080

Treasury attorney: Michael Desmond (202) 622-1981

CC: PSI

Agency Contact: Tara P. Volungis, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3080

Related RIN: Related to 1545-BE28

RIN: 1545-BE29

2635. INCOME ATTRIBUTABLE TO DOMESTIC PRODUCTION ACTIVITIES

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 199; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations will provide guidance regarding the deduction for income attributable to domestic production activities under section 199 of the Internal Revenue Code. Section 199 was enacted by section 102 of the American Jobs Creation Act of 2004, and allows a deduction equal to 3 percent (for 2005 and 2006) of the lesser of the qualified production activities income of the taxpayer's or the taxpayer's taxable

TREAS—IRS

Final Rule Stage

income, subject to certain limits. The deduction percentage increases to 6 percent for 2007 through 2009 and to 9 percent thereafter.

Timetable:

Action	Date	FR Cite
NPRM	11/04/05	70 FR 67220
Final Action	06/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: Undetermined

Additional Information: REG-105847-05

Drafting attorney: Paul F. Handleman (202) 622-3040

Reviewing attorney: Susan Reaman (202) 622-3040

Treasury reviewer: George Manousos (202) 622-1335

CC: PSI

Agency Contact: Paul F. Handleman, Senior Technician Reviewer, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3040

RIN: 1545-BE33

2636. GUIDANCE UNDER SUBPART F RELATING TO PARTNERSHIPS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These proposed regulations provide guidance for determining that a CFC's distributive share of partnership income will qualify for the exception contained in section 954(i).

Timetable:

Action	Date	FR Cite
NPRM	01/17/06	71 FR 2496
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-106418-05

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

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

Treasury Attorney: John Harrington (202) 622-0589

CC:INTL

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

RIN: 1545-BE34

2637. DISREGARDED ENTITIES AND COLLECTIONS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: Amending the regulations governing disregarded entities so that certain State law entities that currently are disregarded for all Federal tax purposes will be treated as entities separate from their owners in collecting and administering Federal employment and certain excise taxes.

Timetable:

Action	Date	FR Cite
NPRM	10/18/05	70 FR 60475
Final Action	10/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Undetermined

Additional Information: REG-114371-05

Drafting attorney: Martin Schaffer (202) 622-3070

Reviewing attorney: Jeanne Sullivan (202) 622-3070

Treasury attorney: Matthew Lay (202) 622-1788

CC: PSI

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

RIN: 1545-BE43

2638. SPECIAL DEPRECIATION ALLOWANCE—EXTENDED PLACED-IN-SERVICE DATE (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Provides rules relating to property that is eligible for extended placed-in-service date for purposes of the additional first year depreciation allowance.

Timetable:

Action	Date	FR Cite
Temporary Regulation	06/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-120914-05

Drafting attorney: Patrick S. Kirwan (202) 622-3110

Reviewing attorney: Kathleen Reed (202) 622-3110

Treasury attorney: George Manousos (202) 622-1335

CC:PSI

Agency Contact: Patrick S. Kirwan, 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-BE55

RIN: 1545-BE56

2639. REGULATIONS UNDER SECTION 263A REGARDING USE OF SIMPLIFIED SERVICE COST METHOD AND SIMPLIFIED PRODUCTION METHOD

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 263A; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Application of simplified service cost method and simplified production method to self-constructed assets.

Timetable:

Action	Date	FR Cite
NPRM	08/03/05	70 FR 44535
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Additional Information: REG-121584-05

TREAS—IRS

Final Rule Stage

Drafting attorney: Scott H. Rabinowitz
(202) 622-4970

CC:ITA

Agency Contact: Scott H. Rabinowitz, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4970

Related RIN: Related to 1545-BE61

RIN: 1545-BE57

2640. LIMITATION ON TRANSFER OF BUILT-IN LOSSES (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 362; 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) to consolidated groups.

Timetable:

Action	Date	FR Cite
Temporary Regulation	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-110405-05

Drafting attorney: Jay M. Singer (202) 622-7530

Reviewing attorney: Filiz Serbes (202) 622-7790

Treasury attorney: Marc Countryman (202) 622-9858

CC: COR

Agency Contact: Jay M. Singer, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7530

Related RIN: Related to 1545-BE58

RIN: 1545-BE59

2641. 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	12/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-106736-00

Drafting attorney: Douglas Bates (202) 622-7550

CC: COR

Agency Contact: Douglas C. Bates, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7550

Related RIN: Related to 1545-AX93

RIN: 1545-BE67

2642. DIVIDENDS PAID DEDUCTION FOR STOCK HELD IN EMPLOYEE STOCK OWNERSHIP PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 USC 404(K)

Legal Deadline: None

Abstract: The regulations will provide guidance, concerning which corporation is entitled to the deduction provided under section 404(K) for applicable securities of a corporation held by an ESOP when stock held by the ESOP is not stock of the employer maintaining the plan and concerning the disallowance of a deduction under section 404(K) for payments in redemption of stock held by an ESOP that are used to make distributions to terminating participants.

Timetable:

Action	Date	FR Cite
NPRM	08/25/05	70 FR 49897
Final Action	06/00/06	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: REG-133578-05

Drafting attorney: John T. Ricotta (202) 622-6060

Reviewing attorney: Marjorie Hoffman (202) 622-6060

CC: TEGE

Agency Contact: John T. Ricotta, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6060

RIN: 1545-BE74

2643. DEFERRED COMPENSATION (PROPOSED)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 409 A

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: Proposed regulations that reflect the enactment of section 885 of the American Jobs Creation Act of 2004.

Timetable:

Action	Date	FR Cite
NPRM	10/04/05	70 FR 57930
Final Action	09/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-158080-04

Drafting attorney: Michael B. Hughes (202) 622-6030

CC:TEGE

Agency Contact: Michael B. Hughes, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6030

RIN: 1545-BE79

2644. REMIC RESIDUALS—FOREIGN HOLDERS (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: These regulations under 26 U.S.C. 860G(b) will govern the recognition of income associated with REMIC residual interests that is allocated to a foreign person, including a foreign partner in a U.S. partnership.

Timetable:

Action	Date	FR Cite
Temporary Regulation	06/00/06	

TREAS—IRS

Final Rule Stage

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-159929-02

Drafting attorney: Arturo Estrada (202) 622-3900

Treasury attorney: Andrew Froberg (202) 622-1779

CC: FI

Agency Contact: Arturo Estrada, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3900**RIN:** 1545-BE81**2645. RAILROAD TRACK MAINTENANCE CREDIT (TEMPORARY)****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
Temporary Regulation	04/00/06	

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

Undetermined

Additional Information: REG-142270-05

Drafting attorney: Charles J. Magee (202) 622-3110

Reviewing attorney: Kathleen Reed (202) 622-3110

Treasury attorney: Sharon Kay (202) 622-0865

CC:PSI

Agency Contact: Charles Magee, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5114, Washington, DC 20224
Phone: 202 622-3110
Fax: 202 622-4779**Related RIN:** Related to 1545-BE90**RIN:** 1545-BE91**2646. GUIDANCE UNDER SECTION 7874 FOR DETERMINING OWNERSHIP BY FORMER SHAREHOLDERS OR PARTNERS OF DOMESTIC ENTITIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 7874**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** This regulation will provide guidance under section 7874(c)(2). Section 7874(a)(2)(B) provides that a foreign corporation will be a surrogate foreign corporation, if among other requirements, 60 percent of the stock of the entity is owned by former shareholders or partners of the domestic entity by reason of their holding an interest in the domestic entity. Section 7874(c)(2) states that in determining ownership under section 7874(a)(2)(B)(ii) stock held by members of the expanded affiliated group is disregarded.**Timetable:**

Action	Date	FR Cite
NPRM	12/28/05	70 FR 76732
Final Action	12/00/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-143244-05

Drafting Attorney: Jefferson VanderWolk (202) 622-3810

Reviewing Attorney: Milton Cahn (202) 622-3810

CC: INTL

Agency Contact: Jefferson VanderWolk, Special Counsel, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3810**Related RIN:** Related to 1545-BE94**RIN:** 1545-BE93**2647. 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	06/00/06	

Regulatory Flexibility Analysis**Required:** Undetermined**Small Entities Affected:** Businesses**Government Levels Affected:**

Undetermined

Additional Information: REG-143453-05

Drafting attorney: Douglas Kim (202) 622-3110

Reviewing attorney: Kathleen Reed (202) 622-3110

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: Douglas Kim, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3110**Related RIN:** Related to 1545-BE96**RIN:** 1545-BE97**2648. • DESIGNATED ROTH ACCOUNTS UNDER SECTION 402A****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** Not Yet Determined**Legal Deadline:** None**Abstract:** Taxation of distributions from designated Roth accounts in qualified cash or deferred arrangements under IRC 401(K).**Timetable:**

Action	Date	FR Cite
NPRM	01/26/06	71 FR 4320
NPRM Comment Period End	04/26/06	
Final Action	12/00/06	

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

Undetermined

Additional Information: REG-146459-05

Drafting attorney: Linda L. Conway (202) 622-6090

Reviewing attorney: Cathy Vohs (202) 622-6090 and Lisa Mohiri-Azad (202) 622-6090

TREAS—IRS

Final Rule Stage

Treasury attorney: Harlan Weller (202) 622-1001

CC:TEGE

Agency Contact: Linda L. Conway, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6090

Related RIN: Related to 1545-BF05

RIN: 1545-BF04

2649. • 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	06/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Additional Information: REG-146895-05

Drafting attorney: Charles J. Magee (202) 622-3110

Reviewing attorney: Kathleen Reed (202) 622-3110

Drafting attorney: John Parcell (202) 622-2578

CC: PSI

Agency Contact: Charles Magee, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5114, Washington, DC 20224
Phone: 202 622-3110
Fax: 202 622-4779

Related RIN: Related to 1545-BF05

RIN: 1545-BF06

2650. • 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	06/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-147290-05

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

Reviewing attorney: Peter C. Friedman (202) 622-3110

Treasury attorney: John Parcell (202) 622-2578

CC:PSI

Agency Contact: Bernard P. Harvey III, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3110

Related RIN: Related to 1545-BF08

RIN: 1545-BF09

2651. • 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	04/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Additional Information: REG-143755-05

Drafting attorney: Patricia M. Zweibel (202) 622-5020

Reviewing attorney: Karin Gross (202) 622-5020

Treasury attorney: Eric San Juan (202) 622-0224

CC: ITA

Agency Contact: Patricia Zweibel, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-5020

Related RIN: Related to 1545-BF29

RIN: 1545-BF10

2652. • CLEAN RENEWABLE ENERGY BONDS (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: PL 109-58, sec 1303(d); 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: Newly added section 54 of the Code allows certain specified entities to issue Clean Renewable Energy Bonds. Taxpayers who purchase these bonds are entitled to a credit against income tax in lieu of receiving interest payments from the Clean Renewable Energy Bond issuers. These regulations explain the requirements for issuing the bonds and for claiming the tax credit.

Timetable:

Action	Date	FR Cite
Temporary Regulation	04/00/06	

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

TREAS—IRS

Final Rule Stage

Agency Contact: Aviva M. Roth, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 4013, Washington, DC 20224
Phone: 202 622-3980
Email: aviva.m.roth@irs.counsel.treas.gov

Related RIN: Related to 1545-BF11

RIN: 1545-BF12

2653. • 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
Interim Final Rule	06/00/06	

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

CC:PSI

Agency Contact: Patrick S. Kirwan, 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-BF19

RIN: 1545-BF20

2654. • REVISION OF REGULATION TO COMPLY WITH THE COMMISSIONER'S E-FILE PROGRAM (TEMPORARY)

Priority: Info./Admin./Other

Legal Authority: 26 USC 7805

CFR Citation: 26 CFR 301

Legal Deadline: None

Abstract: The project will revise a number of regulations that present impediments to e-filing. It will also contain proposed regulations under section 1561.

Timetable:

Action	Date	FR Cite
Final Action	06/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-161919-05

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

Reviewing attorneys: Theresa Abell (202) 622-7700

Marc Countryman (202) 622-7530

Steve Hankin (202) 622-7930

CC: COR

Agency Contact: Grid R. Glycer, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7930

Related RIN: Previously reported as 1545-BF25

RIN: 1545-BF26

2655. • CHARITABLE CONTRIBUTIONS OF QUALIFIED VEHICLES (TEMPORARY)

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805; 26 USC 170(f)(12); 26 USC 6720

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This temporary regulation will set forth temporary rules governing the charitable contribution deduction allowed for contribution of certain vehicles for which a value of more than \$500 is claimed.

Timetable:

Action	Date	FR Cite
Temporary Regulations	06/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Additional Information: REG-143755-05

Drafting attorney: Patricia M. Zweibel (202) 622-5020

Reviewing attorney: Karin Gross (202) 622-5020

Treasury attorney: Eric San Juan (202) 622-0224

CC:ITA

Agency Contact: Patricia Zweibel, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-5020

Related RIN: Related to 1545-BF10

RIN: 1545-BF29

2656. • INTERCOMPANY TRANSACTIONS; MANUFACTURER INCENTIVE PAYMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 1502; 26 USC 7805

CFR Citation: 26 CFR 1

Legal Deadline: None

Abstract: This final regulation amends section 1.1502-13 by removing an example from the intercompany transaction regulations.

Timetable:

Action	Date	FR Cite
Final Action	06/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: REG-131264-04

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

CC: COR

Agency Contact: Frances L. Kelly, Attorney-Advisor, Department of the Treasury, 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-BD55

RIN: 1545-BF32

2657. • ENTERTAINMENT EXPENSE DISALLOWANCE

Priority: Substantive, Nonsignificant

Legal Authority: 26 USC 7805

TREAS—IRS

Final Rule Stage

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
Interim Final Rule	01/00/07	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-147171-05

Drafting attorney: Michael A. Nixon (202) 622-4930

Reviewing attorney: George Baker (202) 622-4930

Treasury attorney: Eric San Juan (202) 622-0224

CC:ITA

Agency Contact: Michael A. Nixon, General Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-4930**RIN:** 1545-BF34**2658. • 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 plan or arrangement whereby payment will be made by an employer to an annuity described in section 403(b) if an employee elects to reduce his compensation or if an employee agrees as a condition of employment to make a mandatory contribution that reduces his compensation.**Timetable:**

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

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Governmental Jurisdictions, Organizations**Government Levels Affected:** Local, State**Additional Information:** REG-155608-02

Drafting attorney: Neil D. Shepherd (202) 622-6040

Reviewing attorney: Lynne Camillo (202) 622-6040

Treasury attorney: William Bortz (202) 622-1352

CC:TEGE

Agency Contact: Neil D. Shepherd, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-6040**Related RIN:** Previously reported as 1545-BB64**RIN:** 1545-BF35**2659. • AMENDMENT OF STATUTORY MERGERS AND CONSOLIDATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 368; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** This regulation provides transitional relief for certain transactions initiated before January 23, 2006, the effective date of final regulations published in TD 9242 (71 FR 4259) under section 368(a)(1)(A).**Timetable:**

Action	Date	FR Cite
Final Action	12/00/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-109473-06

Drafting attorney: Richard M. Heinecke (202) 622-7930

Reviewing attorney: Alfred C. Bishop, Jr. (202) 622-7930

CC:COR

Agency Contact: Richard M. Heinecke, Attorney-Advisor, Department of theTreasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7930**Related RIN:** Related to 1545-BA06, Related to 1545-BD76**RIN:** 1545-BF36**2660. • DEPRECIATION OF MACRS PROPERTY THAT IS ACQUIRED IN A LIKE-KIND EXCHANGE OR AS A RESULT OF AN INVOLUNTARY CONVERSION****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 168**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** Provides guidance on how to depreciate MACRS property acquired in a like-kind exchange under section 1031 or as a result of an involuntary conversion under 1033 when both the acquired and relinquished properties are subject to section 168 in the hands of the acquiring taxpayer.**Timetable:**

Action	Date	FR Cite
NPRM	03/01/04	69 FR 9560
Final Action	02/00/07	

Regulatory Flexibility Analysis**Required:** Undetermined**Small Entities Affected:** Businesses**Government Levels Affected:** Undetermined**Additional Information:** REG-106590-00

Drafting attorney: Charles J. Magee (202) 622-3110

Reviewing attorney: Charles Ramsey (202) 622-3110

Treasury attorney: George Manousos (202) 622-1335

CC:PSI

Agency Contact: Charles Magee, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5114, Washington, DC 20224
Phone: 202 622-3110
Fax: 202 622-4779**Related RIN:** Related to 1545-BC27, Related to 1545-AY95**RIN:** 1545-BF37

Department of the Treasury (TREAS)
Internal Revenue Service (IRS)
Long-Term Actions
2661. INCOME TAX—TAXPAYER'S OBLIGATION TO FILE A NOTICE OF REDETERMINATION OF FOREIGN TAX AND CIVIL PENALTIES FOR FAILURE TO FILE

Priority: Substantive, Nonsignificant

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

Timetable:

Action	Date	FR Cite
NPRM	06/23/88	53 FR 23659

Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Teresa B. Hughes
Phone: 202 622-3850

RIN: 1545-AC09

2662. FSC TRANSFER PRICING RULES, DISTRIBUTIONS, DIVIDENDS RECEIVED, DEDUCTION, AND OTHER SPECIAL RULES FOR FSC

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	03/03/87	52 FR 6467

NPRM Comment	05/02/87	
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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

2663. FOREIGN CORPORATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	05/16/86	51 FR 17990

Final Action	12/00/07	
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Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Thomas D. Beem

Phone: 202 622-3860

RIN: 1545-AK74

2664. NONRECOGNITION OF CORPORATE DISTRIBUTIONS AND REORGANIZATIONS UNDER THE FOREIGN INVESTMENT IN REAL PROPERTY TAX ACT

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	05/05/88	53 FR 16233

Hearing	03/01/89	54 FR 1189
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Final Action	12/00/07	
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Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Robert W. Lorence
Phone: 202 622-3860

RIN: 1545-AK79

2665. INCOME OF FOREIGN GOVERNMENTS AND INTERNATIONAL ORGANIZATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	06/27/88	53 FR 24100

NPRM Comment	08/26/88	
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Next Action Undetermined

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

2666. EARNINGS AND PROFITS OF CONTROLLED FOREIGN CORPORATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	01/25/90	55 FR 2535

Next Action	Undetermined	
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Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jeffrey L. Parry
Phone: 202 622-3850

RIN: 1545-AM90

2667. 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
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Next Action	Undetermined	
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Next Action Undetermined

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Thomas A. Vidano
Phone: 202 435-5265

RIN: 1545-AM91

2668. 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	
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Period End		
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Hearing	04/06/93	
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Next Action	Undetermined	
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Next Action Undetermined

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Martin Scully
Phone: 202 622-8066

RIN: 1545-AN73

2669. 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	
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Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

TREAS—IRS

Long-Term Actions

Agency Contact: Carl M. Cooper
Phone: 202 622-3840
RIN: 1545-AO22

2670. 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

2671. 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		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Karin Loverud
Phone: 202 622-6080

RIN: 1545-AQ61

2672. THE TREATMENT OF ACCELERATED DEATH BENEFITS

Priority: Substantive, Nonsignificant
CFR Citation: 26 CFR 1
Timetable:

Action	Date	FR Cite
NPRM	12/15/92	57 FR 59319
NPRM Comment	02/26/93	
Period End		
Hearing	03/19/93	
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None
Agency Contact: Ann H. Logan
Phone: 202 622-3970
RIN: 1545-AQ70

2673. STRADDLES—MISCELLANEOUS ISSUES

Priority: Substantive, Nonsignificant
CFR Citation: 26 CFR 1
Timetable:

Action	Date	FR Cite
NPRM	05/02/95	60 FR 21482
Final Action	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Mary Brewer
Phone: 202 622-3950

RIN: 1545-AT46

2674. ALLOCATION OF ACCRUED BENEFITS BETWEEN EMPLOYER AND EMPLOYEE CONTRIBUTIONS

Priority: Substantive, Nonsignificant
CFR Citation: 26 CFR 1
Timetable:

Action	Date	FR Cite
NPRM	12/22/95	60 FR 66532
NPRM Comment	03/21/96	
Period End		
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Cathy A. Vohs
Phone: 202 622-6090

RIN: 1545-AT82

2675. FOREIGN CORPORATIONS REGULATIONS

Priority: Substantive, Nonsignificant
CFR Citation: 26 CFR 1
Timetable:

Action	Date	FR Cite
NPRM	03/08/96	61 FR 9377
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None
Agency Contact: Gregory A. Spring
Phone: 202 622-3870
RIN: 1545-AT96

2676. APPLICATION OF GRANTOR TRUST RULES TO NONEXEMPT EMPLOYEES' TRUSTS

Priority: Substantive, Nonsignificant
CFR Citation: 26 CFR 1
Timetable:

Action	Date	FR Cite
NPRM	09/27/96	61 FR 50778
NPRM Comment	12/26/96	
Period End		
Hearing	01/15/97	
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: M. Grace Fleeman
Phone: 202 622-3880

Linda S.F. Marshall
Phone: 202 622-6090

James A. Quinn
Phone: 202 622-3070

RIN: 1545-AU29

2677. 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

2678. TRANSPORTATION OF PERSONS AND PROPERTY BY AIR

Priority: Substantive, Nonsignificant
CFR Citation: 26 CFR 49
Timetable:

Action	Date	FR Cite
NPRM	04/00/07	

TREAS—IRS

Long-Term Actions

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Taylor Cortright

Phone: 202 622-3130

RIN: 1545-AW19

2679. CONSTRUCTIVE SALES OF APPRECIATED FINANCIAL POSITIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Agency Contact: Kathleen Sleeth

Phone: 202 622-3920

RIN: 1545-AW97

2680. DEFINITION OF ACCOUNTING METHOD

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: Grant D. Anderson

Phone: 202 622-4930

Fax: 202 622-0735

Email:

grant.d.anderson@irs.counsel.treas.gov

RIN: 1545-AX21

2681. MODIFICATION TO SECTION 367(A) STOCK TRANSFER REGULATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1; 26 CFR 602

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Robert W. Lorence

Phone: 202 622-3860

RIN: 1545-AX77

2682. SPECIAL RULES FOR S CORPORATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 301; 26 CFR 601

Timetable:

Action	Date	FR Cite
NPRM	04/27/92	57 FR 15272
NPRM Comment	06/26/92	
Period End		
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: David A. Juster

Phone: 202 622-3850

Related RIN: Split from 1545-AP35, Related to 1545-AS88

RIN: 1545-AY44

2683. PAYMENTS FOR INTEREST IN PARTNERSHIP

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Stacy L. Short

Phone: 202 622-3070

RIN: 1545-AY90

2684. 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: Dillon Taylor

Phone: 202 622-4940

Fax: 202 622-1585

Email:

dillon.j.taylor@irs.counsel.treas.gov

RIN: 1545-BA99

2685. AMENDMENT TO SECTION 6724 RELATING TO FAILURE TO FILE CORRECT INFORMATION RETURNS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	07/09/03	68 FR 40857
Final Action	12/00/07	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: William M. Kostak

Phone: 202 622-4910

RIN: 1545-BB41

2686. NOTARIZATION REQUIREMENT FOR STATEMENTS OF PURCHASE

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	07/10/03	68 FR 41087
NPRM Comment	10/08/03	
Period End		
Next Action	Undetermined	

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

2687. CONTINGENT AT CLOSING ESCROWS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1; 26 CFR 602

Timetable:

Action	Date	FR Cite
NPRM	02/01/99	64 FR 4801
Next Action	Undetermined	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

TREAS—IRS

Long-Term Actions

Government Levels Affected: None

Agency Contact: Richard Shevak
Phone: 202 622-8142

Related RIN: Related to 1545-AR82

RIN: 1545-BC16

2688. 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
Hearing	03/08/06	
Next Action Undetermined		

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Laura Rebecca Urich
Phone: 202 622-4940
Fax: 202 622-1585

Email:
laura.r.urich@irscounsel.treas.gov

Related RIN: Related to 1545-BC46

RIN: 1545-BC45

2689. DEFINITION OF LOSS FOR PURPOSES OF THE STRADDLE RULES

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

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	06/00/07	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Mary Brewer
Phone: 202 622-3950

RIN: 1545-BC83

2690. TRANSACTIONS INVOLVING THE TRANSFER OF NET EQUITY VALUE

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	03/10/05	70 FR 11903
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

2691. DISCLOSURES TO SUBCONTRACTORS

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

CFR Citation: 26 CFR 301

Timetable:

Action	Date	FR Cite
NPRM	01/12/05	70 FR 2076
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: Federal, Local, State

Agency Contact: Helene R. Newsome
Phone: 202 622-4570

RIN: 1545-BC92

2692. ATTAINED AGE OF THE INSURED

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

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	05/24/05	70 FR 29671
NPRM Comment	08/24/05	
Period End		
Public Hearing	09/14/05	70 FR 29672
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Ann H. Logan
Phone: 202 622-3970

RIN: 1545-BD00

2693. HIPAA PORTABILITY: SPECIAL ENROLLMENT PROCEDURES, TOLLING, AND INTERACTION WITH FMLA

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 54

Timetable:

Action	Date	FR Cite
NPRM	12/30/04	69 FR 78800
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Russell Weinheimer
Phone: 202 622-6080

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

RIN: 1545-BD51

2694. RETURN FOR SUBCHAPTER T COOPERATIVES

Priority: Routine and Frequent. Major status under 5 USC 801 is undetermined.

CFR Citation: 26 CFR 1

Timetable:

Action	Date	FR Cite
NPRM	07/29/05	70 FR 43811
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Matthew P. Howard
Phone: 202 622-4910

RIN: 1545-BD92

2695. 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	11/07/05	70 FR 67397
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: Federal

TREAS—IRS

Long-Term Actions

Agency Contact: Raymond Bailey
Phone: 202 622-4910

Related RIN: Related to 1545-BE00

RIN: 1545-BD93

2696. 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

2697. 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: Julie A. Jebe
Phone: 202 622-7950

RIN: 1545-BE07

2698. DISCLOSURE OF RETURN INFORMATION TO THE BUREAU OF THE CENSUS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 301

Timetable:

Action	Date	FR Cite
NPRM	03/11/05	70 FR 12166

Next Action Undetermined

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Charles B. Christopher
Phone: 202 622-4580

Charles B. Christopher

Phone: 202 622-4580

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

RIN: 1545-BE08

2699. 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

2700. EMPLOYER COMPARABLE CONTRIBUTIONS TO HEALTH SAVINGS ACCOUNTS UNDER SECTION 4980G

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 54

Timetable:

Action	Date	FR Cite
Hearing	02/23/06	

Next Action Undetermined

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Undetermined

Agency Contact: Shoshanna Tanner
Phone: 202 622-6080

RIN: 1545-BE30

2701. DOMESTIC WORKERS REGULATION UPDATE (APPLICATION OF THE FEDERAL INSURANCE CONTRIBUTIONS ACT TO PAYMENTS MADE FOR CERTAIN SERVICES)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 31

Timetable:

Action	Date	FR Cite
NPRM	08/26/05	70 FR 50228

Next Action Undetermined

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Sylvan V. Boominathan
Phone: 202 622-0047

RIN: 1545-BE32

2702. LIMITATION ON TRANSFER OF BUILT-IN LOSSES

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: Jay M. Singer
Phone: 202 622-7530

Related RIN: Related to 1545-BE59

RIN: 1545-BE58

2703. 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: Allen David Madison
Phone: 202 622-4940
Fax: 202 622-1585

Email: allen.d.madison@irs.counsel.treas.gov

Related RIN: Related to 1545-BE63

RIN: 1545-BE62

2704. CONVERTING AN IRA ANNUITY TO A ROTH IRA

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

CFR Citation: Not Yet Determined

Timetable:

Action	Date	FR Cite
NPRM	08/22/05	70 FR 48924

Next Action Undetermined

TREAS—IRS

Long-Term Actions

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Agency Contact:** Cathy A. Vohs

Phone: 202 622-6090

Related RIN: Related to 1545-BE66**RIN:** 1545-BE65**2705. ABANDONMENT OF STOCK AND OTHER SECURITIES****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	12/00/07	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Sean Dwyer

Phone: 202 622-5020

RIN: 1545-BE80**2706. 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:** Stephen J. Coleman

Phone: 202 622-6289

Related RIN: Related to 1545-BE83**RIN:** 1545-BE82**2707. TREATMENT OF EXCESS LOSS ACCOUNTS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Timetable:**

Action	Date	FR Cite
NPRM	01/26/06	71 FR 4319

Next Action Undetermined

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

Phone: 202 622-7530

Fax: 202 622-7556

Email:

theresa.m.kolish@irscounsel.treas.gov

Theresa M. Kolish

Phone: 202 622-7530

Fax: 202 622-7556

Email:

theresa.m.kolish@irscounsel.treas.gov

RIN: 1545-BE87**2708. APPLICATION OF SECTION 338 TO INSURANCE COMPANIES****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:** Mark Weiss

Phone: 202 622-7790

Related RIN: Related to 1545-AY49**RIN:** 1545-BF02**2709. ● 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 by the Secretary.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	To Be	Determined

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Additional Information:** REG-160873-04

Drafting attorney: Allen David Madison (202) 622-4940

Reviewing attorney: Janice Feldman (202) 622-4940

CC: PA: APJ

Agency Contact: Allen David Madison, Attorney, Department of the Treasury,

Internal Revenue Service, 1111 Constitution Avenue NW, Room 5135, CC: PA: APJP: B02, Washington, DC 20224

Phone: 202 622-4940

Fax: 202 622-1585

Email:

allen.d.madison@irscounsel.treas.gov

RIN: 1545-BF38**2710. ● 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 by the Secretary.**Timetable:**

Action	Date	FR Cite
NPRM	To Be	Determined

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Additional Information:** REG-160873-04

Drafting attorney: Allen David Madison (202) 622-4940

Reviewing attorney: Janice Feldman (202) 622-4940

CC: PA: APJ

Agency Contact: Allen David Madison, Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Room 5135, CC: PA: APJP: B02, Washington, DC 20224

Phone: 202 622-4940

Fax: 202 622-1585

Email:

allen.d.madison@irscounsel.treas.gov

RIN: 1545-BF39**2711. ● 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

TREAS—IRS

Long-Term Actions

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	To Be	Determined

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Additional Information:** REG-160870-04

Drafting Attorney: Laura R. Urich (202) 622-4940

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
Fax: 202 622-1585
Email: laura.r.ulich@irs.counsel.treas.gov
RIN: 1545-BF41

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

Completed Actions

2712. ESCROW FUNDS AND OTHER SIMILAR FUNDS**Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9249	02/07/06	71 FR 6197

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Richard Shevak
Phone: 202 622-8142**Related RIN:** Related to 1545-BD19**RIN:** 1545-AR82**2713. DEFINITION OF PRIVATE ACTIVITY BOND—REFUNDING REGULATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9234	12/19/05	70 FR 75028

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Johanna Som de Cerff
Phone: 202 622-3980**RIN:** 1545-AU98**2714. HIGHWAY VEHICLE—DEFINITION****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 48**Completed:**

Reason	Date	FR Cite
NPRM Withdrawn	08/10/05	70 FR 47160

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Celia A. Gabrysh
Phone: 202 622-3130**RIN:** 1545-AX10**2715. NORMAL RETIREMENT AGE FOR PENSION PLANS****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
No Further Action Contemplated	04/07/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Janet A. Laufer
Phone: 202 622-6080**RIN:** 1545-AY61**2716. TAX TREATMENT OF CAFETERIA PLANS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Incorporated into RIN 1545-BF00	04/07/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** Federal**Agency Contact:** Shoshanna Tanner
Phone: 202 622-6080**RIN:** 1545-AY67**2717. MERGERS INVOLVING DISREGARDED ENTITIES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9242	01/26/06	71 FR 4259

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Richard M. Heinecke
Phone: 202 622-7930**Related RIN:** Related to 1545-BB46**RIN:** 1545-BA06**2718. PROVISIONS REGARDING CROSS-BORDER TRANSACTIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action completed by TD 9243	01/26/06	71 FR 4276

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Robert W. Lorence
Phone: 202 622-3860**RIN:** 1545-BA65

TREAS—IRS

Completed Actions

2719. REPORTING REQUIREMENTS FOR WIDELY HELD FIXED INVESTMENT TRUSTS**Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9241	01/24/06	71 FR 4002

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-AU15**RIN:** 1545-BA83**2720. COLLECTED EXCISE TAXES; DUTIES OF COLLECTOR****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 40; 26 CFR 49**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9221	08/25/05	70 FR 49869

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Taylor Cortright
Phone: 202 622-3130**Related RIN:** Related to 1545-BB76**RIN:** 1545-BB75**2721. APPLICATION OF NONDISCRIMINATION CROSS-TESTING RULES TO CASH BALANCE PLANS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
No Further Action Contemplated	04/07/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Businesses, Organizations**Government Levels Affected:** None**Agency Contact:** Linda S.F. Marshall
Phone: 202 622-6090**Related RIN:** Related to 1545-BA10**RIN:** 1545-BB79**2722. DETERMINATION OF SINGLE-SUM DISTRIBUTIONS FROM CASH BALANCE PLANS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
No Further Action Contemplated	04/07/06	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Organizations**Government Levels Affected:** None**Agency Contact:** Linda S.F. Marshall
Phone: 202 622-6090**RIN:** 1545-BB93**2723. DETERMINATION OF BASIS OF SECURITIES RECEIVED IN EXCHANGE OR WITH RESPECT TO A STOCK OR SECURITIES IN CERTAIN TRANSACTIONS****Priority:** Other Significant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9244	01/26/06	71 FR 4264

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Theresa M. Kolish
Phone: 202 622-7530
Fax: 202 622-7556
Email: theresa.m.kolish@irsounsel.treas.gov**RIN:** 1545-BC05**2724. VALUE OF LIFE INSURANCE WHEN DISTRIBUTED FROM A QUALIFIED RETIREMENT PLAN****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9223	08/29/05	70 FR 50967

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Bruce Perlin
Phone: 202 622-6090**RIN:** 1545-BC20**2725. SECTION 411(D)(6) PROTECTED BENEFITS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1; 26 CFR 54**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9219	08/12/05	70 FR 47109

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Pamela R. Kinard
Phone: 202 622-6060**RIN:** 1545-BC26**2726. GUIDANCE ON PFIC PURGING ELECTIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action completed by TD 9231	12/08/05	70 FR 72914

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Ethan A. Atticks
Phone: 202 622-3840**RIN:** 1545-BC49**2727. PARTNERSHIPS AND DEEMED DISPOSITIONS OF UNREALIZED RECEIVABLES AND INVENTORY ITEMS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1

TREAS—IRS

Completed Actions

Completed:

Reason	Date	FR Cite
Withdrawn	02/08/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Charlotte Chyr
Phone: 202 622-3070**RIN:** 1545-BC65**2728. GUIDANCE UNDER SECTION 1502; APPLICATION OF SECTION 108 TO MEMBERS OF A CONSOLIDATED GROUP****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9192	03/22/05	70 FR 14395

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Amber R. Cook
Phone: 202 622-7530**Related RIN:** Related to 1545-BC38,
Related to 1545-BC39**RIN:** 1545-BC74**2729. DETERMINATION OF RESIDENCY IN U.S. POSSESSIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action completed by TD 9248	01/31/06	71 FR 4996

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** J. David Varley
Phone: 202 435-5265**RIN:** 1545-BC86**2730. SICKNESS OR ACCIDENT DISABILITY PAYMENTS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 31**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9233	12/15/05	70 FR 74198

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** Local,
State**Agency Contact:** David R. Ford
Phone: 202 622-6040**RIN:** 1545-BC89**2731. GUIDANCE UNDER SECTION 1502; APPLICATION OF SECTION 108 TO MEMBERS OF A CONSOLIDATED GROUP; COMPUTATION OF TAXABLE INCOME WHEN SECTION 108 APPLIES TO A MEMBER OF A CONSOLIDATED GROUP****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9192	03/22/05	70 FR 14395

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Amber R. Cook
Phone: 202 622-7530**Related RIN:** Related to 1545-BC96**RIN:** 1545-BC95**2732. DEEMED IRAS IN GOVERNMENTAL PLANS/QUALIFIED NONBANK TRUSTEE RULES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
No Further Action Contemplated	04/07/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Linda L. Conway
Phone: 202 622-6090**RIN:** 1545-BD07**2733. CURRENT LIABILITY INTEREST RATE UNDER SECTION 412(B)(5)****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Withdrawn	02/17/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Linda S.F. Marshall
Phone: 202 622-6090**RIN:** 1545-BD13**2734. CURRENT LIABILITY INTEREST RATE UNDER SECTION 412(B)(5) (TEMPORARY)****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Withdrawn	02/17/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Linda S.F. Marshall
Phone: 202 622-6090**Related RIN:** Related to 1545-BD13**RIN:** 1545-BD14**2735. STOCK HELD BY FOREIGN INSURANCE COMPANIES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action completed by TD 9226	10/03/05	70 FR 57509

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No**Government Levels Affected:** None**Agency Contact:** Sheila Ramaswamy
Phone: 202 622-3870**RIN:** 1545-BD27

TREAS—IRS

Completed Actions

2736. GUIDANCE ON PFIC PURGING ELECTIONS (TEMPORARY)**Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action completed by TD 9232	12/08/05	70 FR 72908

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Ethan A. Atticks
Phone: 202 622-3840**Related RIN:** Related to 1545-BC37**RIN:** 1545-BD33**2737. LIFO RECAPTURE UNDER SECTION 1363(D)****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9210	07/12/05	70 FR 39920

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Pietro E. Canestrelli
Phone: 202 622-3060**Related RIN:** Related to 1545-BC66**RIN:** 1545-BD34**2738. CLARIFICATION OF DEFINITIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 301**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9246	01/30/06	71 FR 4815

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Thomas D. Beem
Phone: 202 622-3860**Related RIN:** Related to 1545-BD43**RIN:** 1545-BD37**2739. APPLICATION OF SECTION 367 IN CROSS BORDER SECTION 304 TRANSACTIONS; CERTAIN TRANSFERS OF STOCK INVOLVING FOREIGN CORPORATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action completed by TD 9250	02/21/06	71 FR 8802

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Tasheaya L. Warren
Ellison

Phone: 202 622-3870

RIN: 1545-BD46**2740. SECTION 951 PRO RATA RULES****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9222	08/25/05	70 FR 49864

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Jeffrey L. Vinnik
Phone: 202 622-3840**RIN:** 1545-BD49**2741. CONTINUITY OF INTEREST/STOCK FLUCTUATION****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9225	09/16/05	70 FR 54631

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Lisa S. Dobson
Phone: 202 622-5429

Email:

lisa.s.dobson@irscounsel.treas.gov

RIN: 1545-BD53**2742. DISABLED ACCESS CREDIT****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
No Further Action Contemplated	04/07/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Kelly R.
Morrison-Lee

Phone: 202 622-3120

RIN: 1545-BD69**2743. GUIDANCE UNDER SECTION 6501(C)(1) REGULATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 301**Completed:**

Reason	Date	FR Cite
Withdrawn	02/10/05	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Matthew S. Cooper
Phone: 202 622-8445

Fax: 202 622-1585

Email:

matthew.s.cooper@irscounsel.treas.gov

RIN: 1545-BD73**2744. GUIDANCE UNDER SECTION 368 REGARDING MERGERS WITH AND INTO A FOREIGN CORPORATION****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1; 26 CFR 368**Completed:**

Reason	Date	FR Cite
Final Action Completed by TD 9242	01/26/06	71 FR 4259

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

TREAS—IRS

Completed Actions

Phone: 202 622-7930

RIN: 1545-BD76

2745. CLASSIFICATION OF CERTAIN FOREIGN ENTITIES

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action completed by TD 9235	12/16/05	70 FR 74658

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Ronald M. Gootzeit
Phone: 202 622-3860

Related RIN: Related to 1545-BD78

RIN: 1545-BD77

2746. CLASSIFICATION OF CERTAIN FOREIGN ENTITIES (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action completed by TD 9197	04/14/05	70 FR 19697

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Ronald M. Gootzeit
Phone: 202 622-3860

Related RIN: Related to 1545-BD77

RIN: 1545-BD78

2747. SECTION 1374 EFFECTIVE DATES

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9236	12/21/05	70 FR 75730

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Stephen R. Cleary
Phone: 202 622-7750

Related RIN: Related to 1545-BD99

RIN: 1545-BD95

2748. DISCLOSURE OF RELATIVE VALUES OF OPTIONAL FORMS OF BENEFIT

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Rule	03/24/06	71 FR 14798

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses, Organizations

Government Levels Affected: None

Agency Contact: Bruce Perlin
Phone: 202 622-6090

RIN: 1545-BD97

2749. EMPLOYER'S ANNUAL FEDERAL EMPLOYMENT TAX RETURN—FORM 944 (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 31

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9239	01/03/06	71 FR 6

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-BD93

RIN: 1545-BE00

2750. DESIGNATED ROTH CONTRIBUTIONS UNDER CASH OR DEFERRED ARRANGEMENTS UNDER SECTION 401(K)

Priority: Substantive, Nonsignificant

CFR Citation: None

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9237	01/03/06	71 FR 6

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: R. Lisa Mojiri-Azad
Phone: 202 622-6080

RIN: 1545-BE05

2751. DISCLOSURE OF RETURN INFORMATION TO THE DEPARTMENT OF AGRICULTURE

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 301

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9245	02/22/06	71 FR 8945

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Deborah C. Lambert-Dean
Phone: 202 622-4570

RIN: 1545-BE15

2752. EXCLUSIONS FROM GROSS INCOME OF FOREIGN CORPORATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action completed by TD 9218	08/08/05	70 FR 45529

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Patricia A. Bray
Phone: 202 622-3880

RIN: 1545-BE16

2753. BALANCED SYSTEM FOR MEASURING ORGANIZATIONAL AND EMPLOYEE PERFORMANCE WITHIN THE INTERNAL REVENUE SERVICE (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 801

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9227	10/17/05	70 FR 60214

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: Federal

Agency Contact: Karen Keller

TREAS—IRS

Completed Actions

Phone: 202 622-7919

Related RIN: Related to 1545-BE45

RIN: 1545-BE46

2754. MODIFICATIONS TO THE DE MINIMIS DEPOSIT RULE UNDER SECTION 6302

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 31

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9239	01/03/06	71 FR 46

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Audra M. Dineen
Phone: 202 622-4940

Related RIN: Related to 1545-BE49, Merged with 1545-BD93, Merged with 1545-BE00

RIN: 1545-BE48

2755. MODIFICATION TO THE DE MINIMIS DEPOSIT RULE UNDER SECTION 6302 (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 31

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9239	01/03/06	71 FR 46

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Audra M. Dineen
Phone: 202 622-4940

Related RIN: Related to 1545-BE48, Merged with 1545-BD93, Merged with 1545-BE00

RIN: 1545-BE49

2756. LOW-INCOME HOUSING CREDIT ALLOCATION AND CERTIFICATION; REVISIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9228	11/07/05	70 FR 67355

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Paul F. Handleman
Phone: 202 622-3040

RIN: 1545-BE50

2757. APPLICATION OF THE FEDERAL INSURANCE CONTRIBUTIONS ACT, FEDERAL UNEMPLOYMENT TAX ACT, AND COLLECTION OF INCOME TAX AT SOURCE TO STATUTORY STOCK OPTIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 31

Completed:

Reason	Date	FR Cite
Withdrawn	08/15/05	70 FR 38057

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Paul J. Carlino
Phone: 202 622-0047

Related RIN: Related to 1545-BA26

RIN: 1545-BE60

2758. SIMPLIFICATION OF EXTENSION PROCESS UNDER SECTION 6081 (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1; 26 CFR 53; 26 CFR 55; 26 CFR 156; 26 CFR 301

Completed:

Reason	Date	FR Cite
Final Action Completed by TD 9229	11/07/05	70 FR 67350

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Allen David Madison
Phone: 202 622-4940
Fax: 202 622-1585

Email: allen.d.madison@irscounsel.treas.gov

Related RIN: Related to 1545-BE62

RIN: 1545-BE63

2759. CONVERTING AN IRA ANNUITY TO A ROTH IRA (TEMPORARY)

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Temporary Regulation Completed by TD 9220	08/22/05	70 FR 48868

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Cathy A. Vohs
Phone: 202 622-6090

Related RIN: Related to 1545-BE65

RIN: 1545-BE66

2760. QUALIFIED SEVERANCE OF A TRUST FOR GENERATION-SKIPPING TRANSFER (GST) TAX PURPOSES II

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 26

Completed:

Reason	Date	FR Cite
Withdrawn	04/07/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Mayer R. Samuels
Phone: 202 622-3090

RIN: 1545-BE70

2761. SPECIAL RULE REGARDING CERTAIN SECTION 951 PRO RATA SHARE ALLOCATIONS

Priority: Substantive, Nonsignificant

CFR Citation: 26 CFR 1

Completed:

Reason	Date	FR Cite
Final Action completed by TD 9251	02/22/06	71 FR 8943

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jefferson Vanderwolk
Phone: 202 622-3800

RIN: 1545-BE71

TREAS—IRS

Completed Actions

2762. GUIDANCE UNDER SECTION 7874 FOR DETERMINING OWNERSHIP BY FORMER SHAREHOLDERS OR PARTNERS OF DOMESTIC ENTITIES (TEMPORARY)**Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action completed by TD 9238	12/28/05	70 FR 76685

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Jefferson VanderWolk
Phone: 202 622-3810**Related RIN:** Related to 1545-BE93**RIN:** 1545-BE94**2763. CAFETERIA PLANS (TEMPORARY)****Priority:** Substantive, Nonsignificant**CFR Citation:** 26 CFR 1**Completed:**

Reason	Date	FR Cite
Incorporated into RIN 1545-BF00	04/07/06	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Elizabeth A. Purcell
Phone: 202 622-6080**Related RIN:** Related to 1545-BF00**RIN:** 1545-BF01**2764. • GUIDANCE UNDER SUBPART F RELATING TO PARTNERSHIPS (TEMPORARY)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 954**Legal Deadline:** None**Abstract:** These temporary regulations will provide guidance for determining that a CFC's distributive share of partnership income will qualify for the exception contained in section 954(i).**Timetable:**

Action	Date	FR Cite
Final Action completed by TD 9240	01/17/06	71 FR 2462

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-106418-05

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

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

Treasury Attorney: John Harrington (202) 622-0589

CC: INTL

Agency Contact: Kate Y. Hwa,
Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-3840**Related RIN:** Related to 1545-BE34**RIN:** 1545-BF15**2765. • INFORMATION REPORTING RELATING TO TAXABLE STOCK TRANSACTIONS****Priority:** Routine and Frequent**Legal Authority:** 26 USC 6043(c); 26 USC 6045; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** Final regulations requiring information reporting if control of a corporation is acquired, or the corporation has a substantial change in capital structure. Final regulations concerning information reporting requirements for brokers with respect to transactions described in IRC section 6043(c).**Timetable:**

Action	Date	FR Cite
Final Action Completed by TD 9230	12/05/05	70 FR 72376

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-156232-03

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

Reviewing attorney: Tiffany P. Smith (202) 622-4910

CC: PA: APJ

Agency Contact: Michael E. Hara,
Attorney-Advisor, Department of theTreasury, Internal Revenue Service,
1111 Constitution Avenue NW,
Washington, DC 20224
Phone: 202 622-4910**RIN:** 1545-BF18**2766. • PROCEDURES FOR ADMINISTRATIVE REVIEW OF A DETERMINATION THAT AN AUTHORIZED RECIPIENT HAS FAILED TO SAFEGUARD FEDERAL TAX RETURNS OR RETURN INFORMATION (TEMPORARY)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805**CFR Citation:** 26 CFR 301**Legal Deadline:** None**Abstract:** Treasury regulation section 301.6103(p)(7)-1 is withdrawn. This NPRM and cross-referenced temporary regulation provide the notice, appeal, and disclosure termination procedures applicable to authorized recipients of Federal tax returns and return information who fail to provide proper safeguarding of the information.**Timetable:**

Action	Date	FR Cite
Final Rule	02/24/06	71 FR 9449

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** REG-157271-05

Drafting attorney: Melinda K. Fisher (202) 622-4580

Reviewing attorney: Margo L. Stevens (202) 622-4560

CC:PA:DPL

Agency Contact: Melinda K. Fisher,
Attorney, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20024
Phone: 202 622-4580**Related RIN:** Related to 1545-BF21**RIN:** 1545-BF22**2767. • ALLOCATION AND APPORTIONMENT OF EXPENSES; ALTERNATIVE METHOD FOR DETERMINING TAX BOOK VALUE OF ASSETS****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 7805; 26 USC 0864

TREAS—IRS

Completed Actions

CFR Citation: 26 CFR 1**Legal Deadline:** None**Abstract:** This final rule provides guidance with respect to methods of apportioning interest expenses under section 864(e).**Timetable:**

Action	Date	FR Cite
Final Action completed by TD 9247	01/30/06	71 FR 4813

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-129447-01

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

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

Treasury Attorney: John Harrington (202) 622-0589

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**Related RIN:** Related to 1545-BA02, Related to 1545-BA92**RIN:** 1545-BF23**2768. ● AGENT OF THE GROUP ISSUES UNDER SECTION 7874****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 1502; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** In general, the common parent of an affiliated group of corporations filing a consolidated Federal income tax return is the "agent for the group" that the IRS deals with for tax matters affecting all corporations in the group. Under new Internal Revenue Code section 7874, a foreign corporation may sometimes be the common parent of a consolidated group. To avoid potential problems for the IRS in dealing with a foreign common parent, the regulations would require that a group member incorporated in the United States be the agent for the group.**Timetable:**

Action	Date	FR Cite
Final Rule	03/14/06	71 FR 13001

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-164247-05

Drafting attorney: Stephen R. Cleary (202) 622-7750

CC:COR

Agency Contact: Stephen R. Cleary, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7750**Related RIN:** Related to 1545-BF31**RIN:** 1545-BF30**2769. ● AGENT OF THE GROUP ISSUES UNDER SECTION 7874 (TEMPORARY)****Priority:** Substantive, Nonsignificant**Legal Authority:** 26 USC 1502; 26 USC 7805**CFR Citation:** 26 CFR 1**Legal Deadline:** None**Abstract:** In general, the common parent of an affiliated group of corporations filing a consolidated Federal income tax return is the "agent for the group" that the IRS deals with for tax matters affecting all corporations in the group. Under new Internal Revenue Code section 7874, a foreign corporation may sometimes be the common parent of a consolidated group. To avoid potential problems for the IRS in dealing with a foreign common parent, the regulations would require that a group member incorporated in the United States be the agent for the group.**Timetable:**

Action	Date	FR Cite
Final Action	03/14/06	71 FR 13001

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** REG-164247-05

Drafting attorney: Stephen R. Cleary (202) 622-7750

CC:COR

Agency Contact: Stephen R. Cleary, Attorney-Advisor, Department of the Treasury, Internal Revenue Service, 1111 Constitution Avenue NW, Washington, DC 20224
Phone: 202 622-7750**Related RIN:** Related to 1545-BF30**RIN:** 1545-BF31

BILLING CODE 6720-01-S

Department of the Treasury (TREAS)

Prerule Stage

Office of Thrift Supervision (OTS)

2770. ● 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

TREAS—OTS

Prerule Stage

information contained in a consumer report on a consumer based on a direct request of the consumer.

Timetable:

Action	Date	FR Cite
ANPRM	04/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Glenn S. Gimble, Senior Project Manager, Thrift Policy, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
Phone: 202 906-7158

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

**Department of the Treasury (TREAS)
Office of Thrift Supervision (OTS)**

Proposed Rule Stage

2771. RISK-BASED CAPITAL GUIDELINES; IMPLEMENTATION OF NEW BASEL CAPITAL ACCORD

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

Unfunded Mandates: Undetermined

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). The ANPRM 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.

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 plan to publish a notice of proposed rulemaking for implementation of this capital framework.

Timetable:

Action	Date	FR Cite
ANPRM	08/04/03	68 FR 45900
ANPRM Comment	11/03/03	
Period End		
NPRM	04/00/06	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Michael D. Solomon, Director, Capital Policy, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
Phone: 202 906-5654

Karen Osterloh, Special Counsel, Regulations and Legislation Division, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
Phone: 202 906-6639

David Riley, Senior Analyst, Capital Policy, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552

Phone: 202 906-6669

Related RIN: Related to 1550-AB11

RIN: 1550-AB56

2772. SECURITIES-RELATED ACTIVITIES OF SAVINGS ASSOCIATIONS

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; 42 USC 4106; 44 USC 3501 et seq

CFR Citation: 12 CFR 506; 12 CFR 545; 12 CFR 559; 12 CFR 563

Legal Deadline: None

Abstract: OTS is proposing to reduce regulatory burden by updating and revising its rules on securities-related activities of savings associations. First, the proposed rule describes the existing authority of Federal savings associations to engage in various securities broker, dealer, and underwriting activities under the Home Owners' Loan Act (HOLA). This description should reduce compliance burdens by making OTS positions regarding the permissibility of these activities readily available to all.

OTS is also updating the existing prohibition on the sale of debt and equity securities issued by a savings association or its affiliate at the offices of a savings association. This change will reduce burden on savings associations by adding new exceptions and by eliminating consumer protection rules that overlap, and in some cases conflict, with other Agency guidance. Finally, the proposed rule would eliminate various obsolete OTS securities activity regulations.

TREAS—OTS

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	06/00/06	

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
Phone: 202 906-5636

Karen Osterloh, Special Counsel, Regulations and Legislation Division, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
Phone: 202 906-6639

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

2773. IDENTITY THEFT DETECTION, PREVENTION, AND MITIGATION PROGRAM FOR FINANCIAL INSTITUTIONS AND CREDITORS

Priority: Substantive, Nonsignificant**Legal Authority:** 15 USC 1681m; 15 USC 1681c; 15 USC 1681s**CFR Citation:** 12 CFR 571**Legal Deadline:** None

Abstract: The banking agencies, NCUA, and FTC also plan to issue 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	04/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Small Entities Affected: Businesses**Government Levels Affected:** None**Federalism:** Undetermined

Agency Contact: 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

Glenn S. Gimble, Senior Project Manager, Thrift Policy, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
Phone: 202 906-7158

RIN: 1550-AB94

2774. RISK-BASED CAPITAL GUIDELINES; CAPITAL ADEQUACY GUIDELINES; MAINTENANCE: DOMESTIC CAPITAL MODIFICATIONS

Priority: Other Significant. Major status under 5 USC 801 is undetermined.**Legal Authority:** 12 USC 1462; 12 USC 1462a; 12 USC 1463; 12 USC 1464; 12 USC 1467a; 12 USC 1828 note**CFR Citation:** 12 CFR 567**Legal Deadline:** None

Abstract: The Office of the Comptroller of the Currency, Board of Governors of the Federal Reserve System, Federal Deposit Insurance Corporation, and Office of Thrift Supervision are considering various revisions to the risk-based capital framework. In October 2005, the agencies published an ANPRM suggesting various approaches designed to enhance the framework's risk sensitivity and to minimize competitive disparities between larger banking organizations that will be subject to the advanced approaches implemented under the new Basel Capital Framework and other

banking organizations that will not be subject to these advanced approaches. After a review of public comments on the ANPRM, the agencies plan to publish an NPRM implementing domestic capital modifications.

Timetable:

Action	Date	FR Cite
ANPRM	10/20/05	70 FR 61068
ANPRM Comment Period End	01/18/06	
NPRM	05/00/06	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Federalism: Undetermined

Agency Contact: Michael D. Solomon, Director, Capital Policy, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
Phone: 202 906-5654

Teresa Scott, Counsel (Banking and Finance), Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
Phone: 202 906-6478

Karen Osterloh, Special Counsel, Regulations and Legislation Division, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
Phone: 202 906-6639

RIN: 1550-AB98

2775. 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; 12 USC 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

TREAS—OTS

Proposed Rule Stage

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	

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

Agency Contact: Aaron Kahn, Assistant Chief Counsel, Business Transactions Division, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
Phone: 202 906-6263

Don Dwyer, Director, Applications, Examinations and Supervision – Operations, Department of the Treasury, Office of Thrift Supervision,

1700 G Street NW., Washington, DC 20552

Phone: 202 906-6414

RIN: 1550-AC00

2776. ● 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; 12 USC 1464; 12 USC 1467a; 12 USC 1828 note

CFR Citation: 12 CFR 567

Legal Deadline: None

Abstract: The OTS is proposing a market risk capital rule that would require certain savings associations to adjust their risk-based capital ratios to explicitly reflect market risk. The proposed rule would be substantively identical to the rules adopted by the other banking agencies (OCC, FRB, and FDIC), including rules reflecting the agencies' views on the U.S. implementing trading book improvements in international accords.

Timetable:

Action	Date	FR Cite
NPRM	05/00/06	

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

Agency Contact: Austin C. Hong, Senior Analyst, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
Phone: 202 906-6389

Christine Smith, Project Manager for Supervision Policy, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
Phone: 202 906-5740

Karen Osterloh, Special Counsel, Regulations and Legislation Division, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
Phone: 202 906-6639

RIN: 1550-AC02

**Department of the Treasury (TREAS)
Office of Thrift Supervision (OTS)**

Final Rule Stage

2777. FAIR CREDIT REPORTING AFFILIATE MARKETING REGULATIONS**Priority:** Other Significant

Legal Authority: 12 USC 1462a; 12 USC 1463; 12 USC 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

Action	Date	FR Cite
NPRM Comment Period End	08/16/04	
Final Rule	04/00/06	

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

Agency Contact: Glenn S. Gimble, Senior Project Manager, Thrift Policy, Department of the Treasury, Office of Thrift Supervision, 1700 G Street NW., Washington, DC 20552
Phone: 202 906-7158

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

Related RIN: Related to 1550-AB33

RIN: 1550-AB90

TREAS—OTS

Final Rule Stage

2778. • SUPPLEMENTAL STANDARDS OF ETHICAL CONDUCT FOR EMPLOYEES OF THE DEPARTMENT OF TREASURY

Priority: Substantive, Nonsignificant
Legal Authority: 5 USC 301; 5 USC 7301; 5 USC 7353; 5 USC App. (Ethics in Government Act of 1978); 18 USC 212; 18 USC 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	04/00/06	

Regulatory Flexibility Analysis

Required: No
Small Entities Affected: No
Government Levels Affected: None
Agency Contact: Peter Coniglio, Senior Ethics Counsel, Department of the Treasury, 15th & Pennsylvania Avenue NW, Washington, DC 20220
 Phone: 202 622-3824

Elizabeth Moore, Special Counsel, Litigation Division, Department of the Treasury, Office of Thrift Supervision, 1700 G Street, NW., Washington, DC 20552
 Phone: 202 906-7039
RIN: 1550-AC03

**Department of the Treasury (TREAS)
 Office of Thrift Supervision (OTS)**

Long-Term Actions

2779. COMMUNITY REINVESTMENT ACT

Priority: Substantive, Nonsignificant
CFR Citation: 12 CFR 563e
Timetable:

Action	Date	FR Cite
Joint ANPRM	07/19/01	66 FR 37602
Joint ANPRM	10/17/01	
Comment Period End		
NPRM	02/06/04	69 FR 5729

Action	Date	FR Cite
NPRM Comment Period End	04/06/04	
Final Rule	08/18/04	69 FR 51155
Final Rule Effective	10/01/04	
Second NPRM	11/24/04	69 FR 68257
Second NPRM Comment Period End	01/24/05	
Final Rule	03/02/05	70 FR 10023
Final Rule Effective	04/01/05	
Next Action Undetermined		

Regulatory Flexibility Analysis

Required: No
Government Levels Affected: None
Agency Contact: Celeste Anderson
 Phone: 202 906-7990
 Richard Bennett
 Phone: 202 906-7409
RIN: 1550-AB48

**Department of the Treasury (TREAS)
 Office of Thrift Supervision (OTS)**

Completed Actions

2780. FAIR CREDIT REPORTING MEDICAL INFORMATION REGULATIONS

Priority: Substantive, Nonsignificant
CFR Citation: 12 CFR 571
Completed:

Reason	Date	FR Cite
Interim Final Rule	06/10/05	70 FR 33958
Interim Final Rule	07/11/05	
Comment Period End		
Interim Final Rule	03/07/06	
Effective		

Regulatory Flexibility Analysis
Required: No
Small Entities Affected: Businesses
Government Levels Affected: None
Agency Contact: Richard Bennett
 Phone: 202 906-7409

Glenn S. Gimble
 Phone: 202 906-7158
RIN: 1550-AB88

2781. SPECIAL RULES FOR ADJUDICATORY PROCEEDINGS FOR CERTAIN HOLDING COMPANIES

Priority: Substantive, Nonsignificant
CFR Citation: 12 CFR 509
Completed:

Reason	Date	FR Cite
Interim Final Rule	04/01/05	
Effective		

Regulatory Flexibility Analysis
Required: No
Small Entities Affected: No
Government Levels Affected: None
Agency Contact: Donna Deale

Phone: 202 906-7488

Aaron Kahn
 Phone: 202 906-6263
RIN: 1550-AB96

2782. ONE-YEAR POST-EMPLOYMENT RESTRICTIONS FOR SENIOR EXAMINERS

Priority: Substantive, Nonsignificant
CFR Citation: 12 CFR 507; 12 CFR 509
Completed:

Reason	Date	FR Cite
Final Action	11/17/05	70 FR 69634
Final Action Effective	12/17/05	

Regulatory Flexibility Analysis
Required: No
Small Entities Affected: No

TREAS—OTS

Completed Actions

Government Levels Affected: None

Elizabeth Moore

Phone: 202 906-6265

Phone: 202 906-7039

RIN: 1550-AB99

Agency Contact: Karen Osterloh

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Phone: 202 906-6639

Lori J. Quigley

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