§ 26.4 Comments on MDB projects.

(a) Public comments—(1) Written comments—(i) A member of the public wishing to provide written comments on a MDB project must provide 2 copies of the comments to the Office of Multilateral Development Banks, U.S. Department of the Treasury, 1500 Pennsylvania Avenue NW., room 6400, Washington, DC 20220. Written comments should be submitted not later than two weeks after the member of the public has access to the particular document on which it wishes to offer comments—either the project listing, the EIA Summary, or the EIA for a particular project. Written public comments will be provided by the MDB Office to the U.S. Government agencies participating in meetings of the Working Group for Multilateral Assistance (WGMA), which meetings are described in §26.4(c). The WGMA is an intergovernmental subcommittee of the Development Coordination Committee whose functions are set forth in the Presidential announcement of May 19, 1978, Vol. 14, No. 20, p. 932 of the Weekly Compilation of Presidential Documents. The WGMA meets to discuss the U.S. position on upcoming MDB projects.

(ii) All written comments will be available for inspection and copying in their entirety in the Department of the Treasury Library, 1500 Pennsylvania Avenue NW., Washington, DC ((202) 622–0990). Members of the public are advised that they must make an appointment with the Treasury Library before they visit, and that a charge (currently 15 cents per page) is imposed for the use of the library photocopier.

(2) Oral comments. Oral comments from a member of the public may be made in periodic meetings convened by the BIC. Information concerning these meetings may be obtained by contacting the BIC or the MDB Office. The MDB Office will summarize and present such comments in the WGMA meetings described in §26.4(c).

(b) U.S. agency comments. Comments from U.S. agencies shall be provided through the WGMA.

(c) Consideration of comments. The WGMA will consider all comments made by the public and U.S. agencies. The WGMA may review a project up to three times. The first review will consider whether the project has been assigned the appropriate environmental category by the MDB. This review will take place as far in advance as possible of Board consideration of the project. The second review will consider the EIA Summary or the EIA (or information discussed in §26.5(b)(1)), and comments received from the public on such documentation. The third WGMA review, which will take place shortly before Board consideration of the project, will consider the position of the U.S. Government on the project.

§ 26.5 Upgrades and additional environmental information.

(a) Environmental category upgrades. If the WGMA and the Department of the Treasury determine that a project would have a significant impact on the human environment, but that the level of environmental analysis planned by the MDB is insufficient, the Department of the Treasury will instruct the United States Executive Director of the concerned MDB to request that the MDB upgrade the project to an environmental category requiring additional environmental analysis. Members of the public may call the MDB Office to inquire about upgrade requests for specific projects.

(b) Additional environmental information. (1) If the WGMA and the Department of the Treasury determine on the basis of the first WGMA review that:

(i) A MDB project would have a significant impact on the human environment, and

(ii) The MDB appears to have made an appropriate decision that such project merits environmental analysis, but less than a full-fledged environmental impact assessment as defined by that MDB’s own procedures, the Department of the Treasury will obtain, through the United States Executive Director of the concerned MDB, such environmental information from the MDB (e.g., environmental chapters from project feasibility studies or environmental data sheets) which contains this environmental analysis. The MDB Office will provide this environmental information to the entities described in §26.2(a).
(2) If such environmental information
is insufficient to provide an adequate
basis for analyzing the environmental
impact of the proposed project and al-
ternatives to the proposed project, the
Department of the Treasury will in-
struct the United States Executive Di-
rector of the concerned MDB not to
vote in favor of the project.

PART 27—CIVIL PENALTY ASSESS-
MENT FOR MISUSE OF DEPART-
MENT OF THE TREASURY NAMES,
symbols, etc.

§ 27.1 Purpose.
(a) The regulations in this part im-
plement the provisions of 31 U.S.C.
333(c), which authorizes the Secretary
of the Treasury to assess a civil pen-
alty against any person who has mis-
used the words, titles, abbreviations,
initials, symbols, emblems, seals, or
badges of the Department of the Treas-
ury or any subdivision thereof in viola-
tion of 31 U.S.C. 333(a), in accordance
with that section and this part.
(b) The regulations in this part do
not apply to the extent that the Sec-
retary or his/her designee has specifi-
cally authorized the person to manu-
facture, produce, sell, possess, or use
the words, titles, abbreviations, ini-
itials, symbols, emblems, seals, or
badges protected by this part last oc-
curred.

§ 27.2 Definitions.
(a) The term “assessing official”
means:
(1) The head of a bureau or other sub-
division of the Department of the Treas-
ury who has been delegated the au-
thority to assess civil penalties
under 31 U.S.C. 333(c); or
(2) An officer or employee of a bureau
or subdivision at the grade of GS-15 or
above to whom such authority has been
redelegated by the head of such bureau
or subdivision.
(b) The term “broadcast” or “tele-
cast” mean widespread dissemination
by electronic transmission or method,
whether audio and/or visual.
(c) The term “civil penalty” means:
(1) A civil monetary penalty; and
(2) Any other civil or equitable rem-
edy deemed necessary to rectify the po-
tential for a continued misuse or harm
from an activity found to have been in
violation of 31 U.S.C. 333 or this part.
(d) The term “date of offense” means
the later of—
(1) The date that the misuse oc-
curred;
(2) The date that the misuse had the
effect of conveying the false impression
that the activity was associated with
or approved, endorsed, sponsored or au-
thorized by the Department or any of
its subdivisions or officers or employ-
ees; or
(3) If the violation is a continuing
one, the date on which the misuse of
the words, titles, abbreviations, ini-
itials, symbols, emblems, seals, or
badges protected by this part last oc-
curred.

§ 27.3 Assessment of civil penalties.
(a) General Rule. An assessing official
may impose a civil penalty on any per-
son—
(1) Who uses in connection with, or as
a part of, any advertisement, solicita-
tion, business activity, or product,
whether alone or with other words, let-
ters, symbols, or emblems;
(i) The words “Department of the
Treasury,” “United States Secret Serv-
ice,” “United States Customs Service,”
“Internal Revenue Service,” “Bureau
of Alcohol, Tobacco and Firearms,”
“Bureau of the Public Debt,” “Bureau
of Engraving and Printing,” “Com-
troller of the Currency,” “Federal Law