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Monday
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FOR: Any person who uses the Federal Register and Code of Federal Regulations.

WHO: The Office of the Federal Register.

WHAT: Free public briefings (approximately 3 hours) to present:
1. The regulatory process, with a focus on the Federal Register system and the public's role in the development of regulations.
2. The relationship between the Federal Register and Code of Federal Regulations.
3. The important elements of typical Federal Register documents.
4. An introduction to the finding aids of the FR/CFR system.

WHY: To provide the public with access to information necessary to research Federal agency regulations which directly affect them. There will be no discussion of specific agency regulations.

DENVER, CO

WHEN: September 26, at 9:00 am
WHERE: Denver Federal Center, Building 20
(E8 entrance on 2nd Street)
Conference Room B1409, Denver, CO
RESERVATIONS: Federal Information Center
1–800–359–3997

WASHINGTON, DC

WHEN: September 30, at 9:00 am
WHERE: Office of the Federal Register
First Floor Conference Room
1100 L Street, NW, Washington, DC
RESERVATIONS: 202–523–5240

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Separate Parts In This Issue

Reader Aids
Additional information, including a list of public laws, telephone numbers, and finding aids, appears in the Reader Aids section at the end of this issue.

CFR PARTS AFFECTED IN THIS ISSUE

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

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Presidential Documents

Title 3—

The President

Proclamation 6334 of September 12, 1991

National POW/MIA Recognition Day, 1991

By the President of the United States of America

A Proclamation

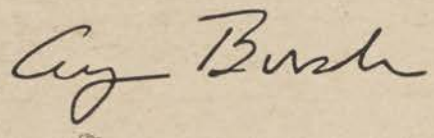
Through riveting and often heartrending personal testimony, former American prisoners of war have helped us to appreciate more fully the courage and the sacrifices of those United States military personnel who have been captured by the enemy during periods of armed conflict. During World War II, the Korean War, the Vietnam War, and other conflicts, many American prisoners were subjected to brutal treatment and torture by their captors in violation of fundamental standards of morality and international law. Many did not survive. Today, as a measure of our gratitude toward those who have endured so much for our sake and the sake of freedom-loving peoples everywhere, we remember in a special way Americans who remain missing and unaccounted for.

In honor of these Americans, on September 20, 1991, the National League of Families POW/MIA flag will be flown over the White House, the U.S. Departments of Defense, State, and Veterans Affairs, the Selective Service System headquarters, and the Vietnam Veterans Memorial. This black and white emblem symbolizes our continued commitment to secure the release of any Americans who may still be held against their will, to obtain the fullest possible accounting for the missing, and to ensure the repatriation of all recoverable American remains.

Our Nation's POWs/MIAs accepted great risks to help defend the lives and liberty of others, and they deserve our faithfulness and resolve in return. We have an obligation to them and to their families, and we will honor it. Indeed, all Americans recognize the lingering anguish of those who await word of their loved ones' fates, and we are determined to help them gain the peace and solace that real answers will bring.

NOW, THEREFORE, I, GEORGE BUSH, President of the United States of America, do hereby proclaim September 20, 1991, as National POW/MIA Recognition Day. I urge all Americans to join in honoring former American POWs, as well as those U.S. servicemen and civilians who are still missing in action. I also encourage the American people to express their solemn appreciation for the courage and the sacrifices of the families of POWs/MIAs. Finally, I call on State and local officials and private organizations to observe this day with appropriate ceremonies and activities.

IN WITNESS WHEREOF, I have hereunto set my hand this twelfth day of September, in the year of our Lord nineteen hundred and ninety-one, and of the Independence of the United States of America the two hundred and sixteenth.



[FR Doc. 91-22371
Filed 9-12-91; 2:29 pm]
Billing code 3195-01-M

Presidential Documents

Proclamation 6335 of September 12, 1991

National D.A.R.E. Day, 1991

By the President of the United States of America
A Proclamation

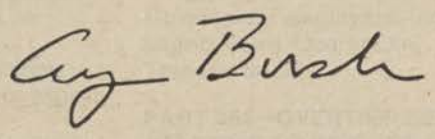
The most important priority of our National Drug Control Strategy is to reduce drug use by our Nation's citizens, especially our young people. A key aim of AMERICA 2000, our national strategy for achieving excellence in American education, is to ensure that every school in the United States is free of drugs and violence. Realizing these goals will require the creative energy and the commitment of many different people in every community. Parents, educators, law enforcement officials, and students, as well as business and civic leaders, must work together to rid our Nation of drugs and to build schools and neighborhoods where individuals can learn.

Drug Abuse Resistance Education, or Project D.A.R.E., provides an outstanding example of how such cooperation works. Taught by veteran law enforcement personnel, the D.A.R.E. program is designed to prevent the use of drugs and alcohol among students. It teaches young people to resist pressure to use drugs and encourages wholesome alternatives to drug use. Initiated in 1983, D.A.R.E. is one of many constructive, school-community partnerships that have been implemented in all 50 States and in several foreign countries.

In recognition of D.A.R.E.'s contribution in forging strong bonds between schools and communities—bonds that are essential to achieving our National Education Goals—the Congress, by Senate Joint Resolution 121, has designated September 12, 1991, as "National D.A.R.E. Day."

NOW, THEREFORE, I, GEORGE BUSH, President of the United States of America, do hereby proclaim September 12, 1991, as National D.A.R.E. Day. I encourage all Americans to observe this day with appropriate programs, ceremonies, and activities.

IN WITNESS WHEREOF, I have hereunto set my hand this 12 day of September, in the year of our Lord nineteen hundred and ninety-one, and of the Independence of the United States of America the two hundred and sixteenth.



FR Doc 91-22388
Filed 9-12-91; 4:03 pm]
Billing code 3195-01-M

Rules and Regulations

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DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

7 CFR Part 354

[Docket No. 91-110]

Commuted Traveltime Periods

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Final rule.

SUMMARY: We are amending the regulations concerning overtime services provided by employees of Plant Protection and Quarantine (PPQ) by adding commuted traveltime allowances for travel between various locations in California, Delaware, and Washington. Commuted traveltime allowances are the periods of time required for PPQ employees to travel from their dispatch points and return there from the places where they perform Sunday, holiday, or other overtime duty. The Government charges a fee for certain overtime services provided by PPQ employees and, under certain circumstances, the fee may include the cost of commuted traveltime. This action is necessary to inform the public of commuted traveltime for these locations.

EFFECTIVE DATE: September 16, 1991.

FOR FURTHER INFORMATION CONTACT: George H. McFaden, Jr., Director, Resource Management Support, PPQ, APHIS, USDA, room 458, Federal Building, 6505 Belcrest Road, Hyattsville, MD 20782, (301) 436-7764.

SUPPLEMENTARY INFORMATION:

Background

The regulations in 7 CFR, chapter III, and 9 CFR, chapter I, subchapter D, require inspection, laboratory testing, certification, or quarantine of certain plants, plant products, animals and animal byproducts, or other commodities intended for importation into, or exportation from, the United States. When these services must be provided by an employee of PPQ on a Sunday or holiday, or at any other time outside the PPQ employee's regular duty hours, the Government charges a fee for the services in accordance with 7 CFR part 354. Under circumstances described in § 354.1(a)(2), this fee may include the cost of commuted traveltime. Section 354.2 contains administrative instructions prescribing commuted traveltime allowances, which reflect, as nearly as practicable, the periods of time required for PPQ employees to travel from their dispatch points and return there from the places where they perform Sunday, holiday, or other overtime duty.

We are amending § 354.2 of the regulations by adding commuted traveltime allowances for locations in California, Delaware, and Washington. The amendments are set forth in the rule portion of this document. This action is necessary to inform the public of the commuted traveltime between the dispatch and service locations.

Executive Order 12291 and Regulatory Flexibility Act

We are issuing this rule in conformance with Executive Order 12291, and we have determined that it is not a "major rule." Based on information compiled by the Department, we have determined that this rule will have an effect on the economy of less than $100 million; will not cause a major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions; and will not cause a significant adverse effect on competition, employment, investment, productivity, innovation, or on the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

The number of requests for overtime services of a PPQ employee at the locations affected by our rule represents an insignificant portion of the total number of requests for these services in the United States.

Under these circumstances, the Administrator of the Animal and Plant Health Inspection Service has determined that this action will not have a significant economic impact on a substantial number of small entities.

Effective Date

The commuted traveltime allowances appropriate for employees performing services at ports of entry, and the features of the reimbursement plan for recovering the cost of furnishing port of entry services, depend upon facts within the knowledge of the Department of Agriculture. It does not appear that public participation in this rulemaking proceeding would make additional relevant information available to the Department.

Accordingly, pursuant to the administrative procedure provisions in 5 U.S.C. 553, we find upon good cause that prior notice and other public procedure with respect to this rule are impracticable and unnecessary; we also find good cause for making this rule effective less than 30 days after publication of this document in the **Federal Register.**

Executive Order 12372

This program/activity is listed in the Catalog of Federal Domestic Assistance under No. 10.025 and is subject to Executive Order 12372, which requires intergovernmental consultation with State and local officials. (See 7 CFR part 3015, subpart V.)

Paperwork Reduction Act

This rule contains no information collection or recordkeeping requirements under the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*).

List of Subjects in 7 CFR Part 354

Agricultural commodities, Exports, Government employees, Imports, Plants (Agriculture), Quarantine, Transportation.

PART 354—OVERTIME SERVICES RELATING TO IMPORTS AND EXPORTS; AND USER FEES

Accordingly, 7 CFR part 354 is amended as follows:

1. The authority citation for part 354 continues to read as follows:

Authority: 7 U.S.C. 2260, 21 U.S.C. 136 and 136a; 49 U.S.C. 1741; 7 CFR 2.17, 2.51 and 371.2(c).

2. Section 354.2 is amended by adding in the table, in alphabetical order, the information as shown below:

§ 354.2 Administrative instructions prescribing commuted traveltime.

* * * * *

COMMUTED TRAVELTIME ALLOWANCES

(in hours)

Location Covered	Served From—	Metropolitan area	
		Within	Outside
* * * * * * *			
California:			
* * * * * * *			
Antioch	San Jose		5
Benecia	San Jose		4
* * * * * * *			
Crockett	San Jose		4
* * * * * * *			
Martinez	San Jose		4
* * * * * * *			
Moffett Field NAS, Sunnyside	San Jose	2	
* * * * * * *			
Moss Beach Landing	San Jose		6
* * * * * * *			
Oakland	San Jose		3½
* * * * * * *			
Pittsburg	San Jose		5
* * * * * * *			
Richmond	San Jose		4
* * * * * * *			
Sacramento	San Jose		6
* * * * * * *			
San Francisco International Airport	San Jose		3
San Jose		2	
* * * * * * *			
Stockton	San Jose		4½
* * * * * * *			
Vallejo	San Jose		4½
* * * * * * *			
Delaware:			
* * * * * * *			
Wilmington (including marine terminal and airport)	Chestertown, MD		4
* * * * * * *			
Washington:			
* * * * * * *			
Ellensberg	Seattle/Tacoma		4
* * * * * * *			
Wenatchee	Seattle/Tacoma		6
* * * * * * *			
Yakima	Seattle/Tacoma		6
* * * * * * *			

Done in Washington, DC, this 11th day of September 1991.

Robert Melland,

Acting Administrator, Animal and Plant Health Inspection Service.

[FR Doc. 91-22170 Filed 9-13-91; 8:45 am]

BILLING CODE 3410-34-M

Agricultural Marketing Service

7 CFR Part 955

[Docket No. FV-91-417]

Georgia Vidalia Onions; Expenses and Assessment Rate

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: This final rule authorizes expenditures and establishes an assessment rate under Marketing Order No. 955 for the 1991-92 fiscal period. Authorization of this budget enables the Vidalia Onion Committee (committee) to incur expenses that are reasonable and necessary to administer the program. Funds to administer this program are derived from assessments on handlers.

EFFECTIVE DATES: September 16, 1991, through September 15, 1992.

FOR FURTHER INFORMATION CONTACT: Martha Sue Clark, Marketing Order Administration Branch, Fruit and Vegetable Division, AMS, USDA, P.O. Box 96456, room 2525-S, Washington, DC 20090-6456, telephone 202-447-2020.

SUPPLEMENTARY INFORMATION: This rule is effective under Marketing Agreement and Order No. 955 (7 CFR part 955), regulating the handling of Vidalia onions grown in Georgia. The marketing agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), hereinafter referred to as the Act.

This rule has been reviewed by the Department of Agriculture in accordance with Departmental Regulation 1512-1 and the criteria contained in Executive Order 12291 and has been determined to be a "non-major" rule.

Pursuant to the requirements set forth in the Regulatory Flexibility Act (RFA), the Administrator of the Agricultural Marketing Service (AMS) has considered the economic impact of this rule on small entities.

The purpose of the RFA is to fit regulatory actions to the scale of business subject to such actions in order

that small businesses will not be unduly or disproportionately burdened. Marketing orders issued pursuant to the Act, and the rules issued thereunder, are unique in that they are brought about through group action of essentially small entities acting on their own behalf. Thus, both statutes have small entity orientation and compatibility.

There are approximately 145 handlers of Georgia Vidalia onions under this marketing order, and approximately 250 producers. Small agricultural producers have been defined by the Small Business Administration (13 CFR 121.601) as those having annual receipts of less than $500,000, and small agricultural service firms are defined as those whose annual receipts are less than $3,500,000. The majority of Vidalia onion producers and handlers may be classified as small entities.

The budget of expenses for the 1991–92 fiscal period was prepared by the Vidalia Onion Committee, the agency responsible for local administration of the marketing order, and submitted to the Department of Agriculture for approval. The members of the committee are handlers and producers of Vidalia onions. They are familiar with the committee's needs and with the costs of goods and services in their local area and are thus in a position to formulate an appropriate budget. The budget was formulated and discussed in a public meeting. Thus, all directly affected persons have had an opportunity to participate and provide input.

The assessment rate recommended by the committee was derived by dividing anticipated expenses by expected shipments of Vidalia onions. Because that rate will be applied to actual shipments, it must be established at a rate that will provide sufficient income to pay the committee's expenses.

The committee met on July 18, 1991, and unanimously recommended a 1991–92 budget of $192,800, $10,047 more than the previous year. Increases in the dues and subscriptions, liability insurance and bond, professional fees, office overhead, supplies and printing, postage and courier, and research categories will be partially offset by decreases in the auto expense, furniture/equipment lease, telephone and marketing categories. Since much of the travel expense has been for marketing activities, the major part of this expense has been moved to the marketing category. A portion of the marketing budget includes a supplemental category that will only be implemented upon anticipation of budgeted income being realized. The committee also unanimously recommended an assessment rate of $0.10 per 50-pound bag of onions, the same rate as last season's. This rate, when applied to anticipated shipments of 1.50 million 50-pound bags, will yield $150,000 in assessment income. This, along with $25,750 in miscellaneous income and $17,050 from the committee's authorized reserve will be adequate to cover budgeted expenses. Funds in the reserve at the beginning of the 1991–92 fiscal period, estimated at $76,000, will be within the maximum permitted by the order of three fiscal periods' expenses.

While this action will impose some additional costs on handlers, the costs are in the form of uniform assessments on all handlers. Some of the additional costs may be passed on to producers. However, these costs will be offset by the benefits derived from the operation of the marketing order. Therefore, the Administrator of the AMS has determined that this action will not have a significant economic impact on a substantial number of small entities.

A proposed rule was published in the **Federal Register** on August 16, 1991 (56 FR 40812). This document contained a proposal to add § 955.204 to authorize expenses and establish an assessment rate for the committee. That rule provided that interested persons could file comments through August 26, 1991. No comments were filed.

It is found that the specified expenses are reasonable and likely to be incurred and that such expenses and the specified assessment rate to cover such expenses will tend to effectuate the declared policy of the Act.

It is further found that good cause exists for not postponing the effective date of this section until 30 days after publication in the **Federal Register** (5 U.S.C. 553) because the committee needs to have sufficient funds to pay its expenses which are incurred on a continuous basis. The 1991 fiscal period begins on September 16, 1991, and the marketing order requires that the rate of assessment for the fiscal period apply to all assessable onions handled during the fiscal period. In addition, handlers are aware of this action which was recommended by the committee at the public meeting.

List of Subjects in 7 CFR Part 955

Marketing agreements, Onions, Reporting and recordkeeping requirements.

For the reasons set forth in the preamble, 7 CFR part 955 is hereby amended as follows:

PART 955—VIDALIA ONIONS GROWN IN GEORGIA

1. The authority citation for 7 CFR part 955 continues to read as follows:

Authority: Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674.

2. A new § 955.204 is added to read as follows:

Note: This section will not appear in the Code of Federal Regulations.

§ 955.204 Expenses and assessment rate.

Expenses of $192,800 by the Vidalia Onion committee are authorized, and an assessment rate of $0.10 per 50-pound bag of Vidalia onions is established for the fiscal period ending September 15, 1992. Unexpended funds may be carried over as a reserve.

Dated: September 11, 1991.

William J. Doyle,

Associate Deputy Director, Fruit and Vegetable Division.

[FR Doc. 91–22171 Filed 9–13–91; 8:45 am]

BILLING CODE 3410–02–M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 91–NM–189–AD; Amendment 39–8043; AD 91–20–09]

Airworthiness Directives; Boeing Model 757 Series Airplanes Equipped With Pratt & Whitney PW2000 Series Engines

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment adopts a new Airworthiness Directive (AD), applicable to certain Boeing Model 757 series airplanes powered by Pratt & Whitney PW2000 series engines, which requires certain inspections, adjustments, and functional checks of the engine thrust reverser system; and modification of the engine thrust reverser directional control valve. This action is prompted by an earlier determination that certain discrepancies in the Model 767 thrust reverser system can result in uncommanded deployment of the thrust reverser, and a determination that the thrust reverser systems of the Models 767 and 757 are similar. Deployment of a thrust reverser in flight could result in reduced controllability of the airplane.

DATES: Effective September 16, 1991. The incorporation by reference of

certain publications listed in the regulations is approved by the Director of the Federal Register as of September 16, 1991.

ADDRESSES: The applicable service information may be obtained from Boeing Commercial Airplane Group, P.O. Box 3707, Seattle, Washington 98124. This information may be examined at the FAA, Northwest Mountain Region, Transport Airplane Directorate, 1601 Lind Avenue SW., Renton, Washington; or at the Office of the Federal Register, 1100 L Street NW., room 8401, Washington, DC.

FOR FURTHER INFORMATION CONTACT: Mr. G. Michael Collins, Seattle Aircraft Certification Office, Propulsion Branch, ANM-140S; telephone (206) 227-2689. Mailing address: FAA, Northwest Mountain Region, Transport Airplane Directorate, 1601 Lind Avenue SW., Renton, Washington 98055-4056.

SUPPLEMENTARY INFORMATION: On August 23, 1991, the FAA issued telegraphic Airworthiness Directive (AD) T91-18-51, which requires the deactivation of the engine thrust reversers on Boeing Model 767 series airplanes equipped with Pratt & Whitney PW4000 series engines. That action was prompted by a discovery that contamination in the Directional Control Valve (DCV) solenoid valve can produce internal blockage, which, in combination with uncommanded hydraulic pressure at the DCV, can result in the uncommanded movement of the DCV to the deploy position and consequent in-flight deployment of a thrust reverser. Uncommanded pressure at the DCV can result from an auto-restow signal that opens the thrust reverser system isolation valve.

The Model 757/PW2000 engine thrust reverser system, while similar to the Model 767/PW4000 thrust reverser system, includes some improvements in electrical system fault detection and some additional safeguards against electrical malfunctions. However, an engine thrust reverser DCV assembly identical to that used on the Model 767/PW4000 is used on some Model 757/PW2000 airplanes.

In light of this, the FAA has determined that the Model 757/PW2000 airplanes may be subject to the same unsafe condition addressed in the existing AD applicable to the Model 767/PW4000. However, because of the added safety features in the Model 757/PW2000 thrust reverser, the FAA has determined that the probability of an in-flight deployment of the thrust reverser is significantly less for a Model 757/PW2000 than for a Model 767/PW4000. The FAA also recognizes that engine thrust reversers have an important role in the safe operation of modern transport aircraft. Therefore, the FAA has concluded that the immediate deactivation of the Model 757/PW2000 engine thrust reversers until the DCV's have been replaced is not prudent.

The FAA has reviewed and approved Boeing Alert Service Bulletin 757-78A0027, dated September 9, 1991, which describes inspection of the engine thrust reverser DCV assembly to determine the part number of the solenoid-driven pilot valve within that assembly. The service bulletin describes replacement of certain DCV's that contain suspect part number solenoid-driven pilot valves, as determined in the inspection. Directional control valve assemblies which are found not to contain the suspect part number solenoid-driven pilot valve do not need to be replaced.

The FAA has also reviewed and approved Boeing Service Bulletin 757-78-0025, dated September 9, 1991, which describes procedures for performing functional tests and inspections of the engine thrust reverser control and indication system, and correction of any discrepancies found.

Since this condition is likely to exist or develop on other airplanes of the same type design, this AD requires inspection, testing, and modification, if necessary, of the thrust reverser system on all Boeing Model 757 airplanes powered by Pratt and Whitney PW2000 series engines, in accordance with the service bulletins previously described.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable, and good cause exists for making this amendment effective in less than 30 days.

This is considered to be interim action until final action is identified, at which time the FAA may consider further rulemaking to address it.

The regulations adopted herein will not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this final rule does not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

The FAA has determined that this regulation is an emergency regulation and that it is not considered to be major under Executive Order 12291. It is impracticable for the agency to follow the procedures of Executive Order 12291 with respect to this rule since the rule must be issued immediately to correct an unsafe condition in aircraft. It has been determined further that this action involves an emergency regulation under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979). If it is determined that this emergency regulation otherwise would be significant under DOT Regulatory Policies and Procedures, a final regulatory evaluation will be prepared and placed in the Rules Docket (otherwise, an evaluation is not required). A copy of it, if filed, may be obtained from the Rules Docket.

List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Incorporation by reference, Safety.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration amends 14 CFR part 39 of the Federal Aviation Regulations as follows:

PART 39—[AMENDED]

1. The authority citation for Part 39 continues to read as follows:

Authority: 49 U.S.C. 1354(a), 1421 and 1423; 49 U.S.C. 106(g) (Revised Pub. L. 97-449, January 12, 1983); and 14 CFR 11.89.

§ 39.13 [Amended]

2. Section 39.13 is amended by adding the following new airworthiness directive:

91-20-09 **Boeing:** Amendment 39-8043. Docket No. 91-NM-189-AD.

Applicability: All Boeing Model 757 series airplanes, equipped with Pratt and Whitney PW2000 series engines, certificated in any category.

Compliance: Required as indicated, unless previously accomplished.

To ensure the integrity of the fail safe features of the thrust reverser system, accomplish the following:

(a) Within 14 days after the effective date of this AD, accomplish either paragraph (a)(1) or (a)(2) of this AD.

(1) Accomplish both paragraphs (a)(1)(i) and (a)(1)(ii) of this AD:

(i) Inspect the thrust reverser Directional Control Valve (DCV) assemblies of both engines to determine the solenoid-driven pilot valve's part number, in accordance with Boeing Alert Service Bulletin 757-78A0027, dated September 9, 1991.

(A) If any DCV has a suspect pilot valve as specified in the service bulletin, prior to further flight, replace the DCV with a DCV that has a part number of a non-suspect solenoid-driven pilot valve, in accordance with the service bulletin.

(B) If a DCV has a non-suspect solenoid-driven pilot valve as specified in the service

bulletin, that pilot valve does not need to be replaced.

(ii) Perform all tests and inspections of the engine thrust reverser control and indication system on both engines in accordance with Boeing Service Bulletin 757-78-0025, dated September 9, 1991. If any discrepancies are found as a result of these tests or inspections, prior to further flight, correct the discrepancies in accordance with the service bulletin.

(2) Accomplish paragraph (a)(1) of this AD on one engine's thrust reverser and deactivate the other engine's thrust reverser, in accordance with Section 78-31-1 of Boeing Document D630N002, "Boeing 757 Dispatch Deviation Guide," Revision 8, dated January 15, 1991.

(b) Within 24 days after the effective date of this AD, the requirements of paragraph (a)(1) of this AD must be accomplished on both engines' thrust reverser systems.

(c) Within 45 days after the effective date of this AD, submit a report of the proximity sensor gap measurement and other results of the initial tests and inspections required by paragraph (a)(1)(ii) of this AD, both positive and negative, to the Manager, FAA, Seattle Aircraft Certification Office, ANM-100S, Transport Airplane Directorate, 1601 Lind Avenue SW., Renton, Washington 98055-4056. Information collection requirements contained in this regulation have been approved by the Office of Management and Budget (OMB) under the provisions of the Paperwork Reduction Act of 1980 (P.L. 96-511) and have been assigned OMB Control Number 2120-0056.

(d) Repeat the tests and inspections specified in paragraph (a)(1)(ii) at intervals not to exceed 3,000 flight hours, and prior to further flight following any maintenance which disturbs the thrust reverser control system. Correct any discrepancies prior to further flight, in accordance with the service bulletin.

(e) An alternative method of compliance or adjustment of the compliance time, which provides an acceptable level of safety, may be used when approved by the Manager, Seattle Aircraft Certification Office (ACO), FAA, Transport Airplane Directorate.

Note: The request should be forwarded through an FAA Principal Maintenance Inspector, who may concur or comment and then send it to the Manager, Seattle ACO.

(f) Special flight permits may be issued in accordance with FAR 21.197 and 21.199 to operate airplanes to a base in order to comply with the requirements of this AD.

(g) The inspections, tests, and modifications shall be done in accordance with Boeing Alert Service Bulletin 757-78H0027, dated September 9, 1991, and Boeing Service Bulletin 757-0025, dated September 9, 1991, as applicable. Deactivation of thrust reversers shall be done in accordance with Section 78-31-1 of Boeing Document D630N002, "Boeing 757 Dispatch Deviation Guide," Revision 8, dated January 15, 1991. This incorporation by reference was approved by the Director of the Federal Register in accordance with 5 U.S.C. 552(a) and 1 CFR Part 51. Copies may be obtained from Boeing Commercial Airplane Group, P.O. Box 3707, Seattle, Washington 98124. Copies may be inspected at the FAA, Northwest Mountain Region, Transport Airplane Directorate, 1601 Lind Avenue SW., Renton, Washington, or at the Office of the Federal Register, 1100 L Street NW., room 8401, Washington, DC.

This amendment (39-8043, AD 91-20-09) becomes effective September 16, 1991.

Issued in Renton, Washington, on September 11, 1991.

Darrell M. Pederson,

Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.

[FR Doc. 91-22355 Filed 9-13-91; 8:45 am]

BILLING CODE 4910-13-M

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14 CFR Part 71

[Airspace Docket No. 90-AEA-17]

Alteration of VOR Federal Airway V-43; PA

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment alters the description of Federal Airway V-43 located in the State of Pennsylvania. This proposal will realign a segment of V-43 in the vicinity of Erie, PA. This action will simplify routing and make better use of the airspace in the area. This alteration will ensure that the airway and the preferred arrival routings to the Toronto International Airport, Toronto, Canada, coincide.

EFFECTIVE DATE: 0901 u.t.c., November 14, 1991.

FOR FURTHER INFORMATION CONTACT: Patricia P. Crawford, Airspace and Obstruction Evaluation Branch (ATP-240), Airspace-Rules and Aeronautical Information Division, Air Traffic Rules and Procedures Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone: (202) 267-9255.

SUPPLEMENTARY INFORMATION:

History

On February 25, 1991, the FAA proposed to amend part 71 of the Federal Aviation Regulations (14 CFR part 71) to alter the description of V-43 located in the State of Pennsylvania (56 FR 7625). Interested parties were invited to participate in this rulemaking proceeding by submitting written comments on the proposal to the FAA. No comments objecting to the proposal were received. Except for editorial changes, this amendment is the same as that proposed in the notice. Section 71.123 of part 71 of the Federal Aviation Regulations was republished in Handbook 7400.6G dated September 4, 1990.

The Rule

This amendment to part 71 of the Federal Aviation Regulations alters Federal Airway V-43 located in the State of Pennsylvania. This action will realign a segment of V-43 in the vicinity of Erie, PA, to coincide with the preferred arrival routings to the Toronto International Airport, Toronto, Canada.

The FAA has determined that this regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 71

Aviation safety, VOR Federal airways.

Adoption of the Amendment

Accordingly, pursuant to the authority delegated to me, part 71 of the Federal Aviation Regulations (14 CFR part 71) is amended, as follows:

PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

1. The authority citation for part 71 continues to read as follows:

Authority: 49 U.S.C. App. 1348(a), 1354(a), 1510; Executive Order 10854; 49 U.S.C. 106(g) (Revised Pub. L. 97-449, January 12, 1983); 14 CFR 11.69.

§ 71.123 [Amended]

2. Section 71.123 is amended as follows:

V-43 [Amended]

By removing the words "INT Erie 043° and Buffalo, NY, 259° radials" and substituting the words "INT Erie 042° and Buffalo, NY, 259° radials".

Issued in Washington, DC, on September 5, 1991.

William C. Davis,

Acting Manager, Airspace-Rules and Aeronautical Information Division.

[FR Doc. 91-22148 Filed 9-13-91; 8:45 am]

BILLING CODE 4910-13-M

FEDERAL TRADE COMMISSION

16 CFR Part 305

RIN 3084-AA26

Rules for Using Energy Cost and Consumption Information Used in Labeling and Advertising of Consumer Appliances Under the Energy Policy and Conservation Act; Ranges of Comparability for Central Air Conditioners and Heat Pumps

AGENCY: Federal Trade Commission.

ACTION: Final rule.

SUMMARY: The Federal Trade Commission announces that the present ranges of comparability for central air conditioners and heat pumps will remain in effect until new ranges are published, and amends its Appliance Labeling Rule by updating the national average cost figure for electricity that must be used in calculating the estimated annual cost of operation of central air conditioners disclosed in directories, on fact sheets and in advertisements. The updated cost of electricity must also be used in the cost calculation formulas that manufacturers must provide on fact sheets or in directories. These cost calculation formulas are for consumers to use to calculate their own heating and cooling costs.

EFFECTIVE DATE: December 16, 1991.

FOR FURTHER INFORMATION CONTACT: James Mills, Attorney, Division of Enforcement, Federal Trade Commission, Washington, DC 20580 (202-326-3035).

SUPPLEMENTARY INFORMATION: Section 324 of the Energy Policy and Conservation Act of 1975 (EPCA) [1] requires the Federal Trade Commission to consider labeling rules for the disclosure of estimated annual energy cost or alternative energy consumption information for at least thirteen categories of appliances. Central air conditioners (including heat pumps) are included as one of the categories.

Section 305.8(b) of the rule requires manufacturers, after filing an initial report, to report annually by specified dates for each product type.[2] These reports, which are to assist the Commission in preparing the ranges of comparability, contain the estimated annual cost or energy efficiency rating for the appliances derived from tests performed pursuant to the DOE test procedures. The reports also contain the model number, the number of tests performed on each model, and the capacity of each. Because the costs for the various types of energy change yearly, and because manufacturers regularly add new models to their lines, improve existing models and drop others, the data base from which the ranges of comparability are calculated is constantly changing. To keep the required information in line with these changes, the Commission is empowered, under section 305.10 of the rule, to publish new ranges (but not more often than annually) if an analysis of the new data indicates that the upper or lower limits of the ranges have changed by more than 15%. Otherwise, the Commission must publish a statement that the prior range or ranges remain in effect for the next year.

The annual reports for central air conditioners (including heat pumps) have been received and analyzed and it has been determined to retain the ranges that were published on May 27, 1988.[3] In consideration of the foregoing, the present ranges for central air conditioners (including heat pumps) will remain in effect until the Commission publishes new ranges for these products.

In addition, this Notice provides an updated figure for the annual national average cost of electricity. This figure, along with national average cost figures for natural gas, propane, heating oil and kerosene, is published annually by the Department of Energy for the industry's use in calculating the cost figures required by the Commission's rule. The cost figure for electricity must be used in calculating the estimated annual cost of operation of central air conditioners disclosed in directories, on fact sheets and in advertisements. The updated cost of electricity must also be used in the cost calculation formulas that appear in appendices H and I. These formulas must be provided on fact sheets and in directories so consumers can calculate their own costs of operation for the central air conditioners and heat pumps that they are considering purchasing. The updated figures, which DOE published on January 30, 1991 (56 FR 3455), is 8.24 cents per kilowatt-hour. The text, formulas (and calculations) in both Appendices have been changed to reflect this.

In consideration of the foregoing, the Commission amends appendices H(2) and I(2) of its Appliance Labeling Rule by publishing the following cost figures for use in the labeling and advertising of central air conditioners and heat pumps beginning December 16, 1991.

[1] Public Law 94-163, 89 Stat. 871 (Dec. 22, 1975).

[2] Reports for central air conditioners (including heat pumps) are due by July 1.

[3] 53 FR 19728.

List of Subjects in 16 CFR Part 305

Advertising, Energy conservation, Household appliances, Labeling, Reporting and recordkeeping requirements.

PART 305—[AMENDED]

Accordingly, 16 CFR part 305 is amended as follows:

1. The authority citation for part 305 continues to read as follows:

Authority: Sec. 324 of the Energy Policy and Conservation Act (Pub. L. 94-163) (1975), as amended by the National Energy Conservation Policy Act, (Pub. L. 95-619) (1978), the National Appliance Energy Conservation Act, (Pub. L. 100-12) (1987), and the National Appliance Energy Conservation Amendments of 1988, (Pub. L. 100-357) (1988), 42 U.S.C. 6294; sec. 553 of the Administrative Procedure Act, 5 U.S..C. 553.

Appendices H and I [Amended]

2. In section 2. of both appendices H and I of part 305, the text and formulas are amended by removing the figure "7.88¢" and adding, in its place, the figure "8.24¢". In addition, the text and formulas are amended by removing the figure "11.82¢" and adding, in its place, the figure "12.36¢".

By direction of the Commission.

Benjamin I. Berman,

Acting Secretary.

[FR Doc. 91-22397 Filed 9-13-91; 8:45 am]

BILLING CODE 6750-01-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Part 721

[OPTS-50592A; FRL-3944-9]

Significant New Use Rule; Correction

AGENCY: Environmental Protection Agency (EPA).

ACTION: Final rule; correction.

SUMMARY: EPA issued a document published in the **Federal Register** of August 13, 1991 (56 FR 40204). That document inadvertently assigned recordkeeping requirements under § 721.125(c) to five significant new use rules (SNURs). EPA did not intend to require the recordkeeping required under § 721.125(c) for these five substances. This action is necessary so that only the necessary recordkeeping is required. Because this is a relief of burden, notice and public comment are not required.

EFFECTIVE DATE: The effective date of this rule is September 16, 1991.

FOR FURTHER INFORMATION CONTACT: David Kling, Acting Director, Environmental Assistance Division (TS-799), Office of Toxic Substances, Environmental Protection Agency, rm. E-543B, 401 M St., SW., Washington, DC 20460, Telephone: (202) 554-1404, TDD: (202) 554-0551.

SUPPLEMENTARY INFORMATION: EPA is eliminating recordkeeping requirements under § 721.125(c) for five new chemical substances. The recordkeeping requirements were inadvertently included under 40 CFR 721.500, 721.1100, 721.1105, 721.1582, and 721.1620.

List of Subjects in 40 CFR Part 721

Chemicals, Environmental protection, Hazardous materials, Recordkeeping and reporting requirements, Significant new uses.

Dated: September 9, 1991.

Mark A. Greenwood,

Director, Office of Toxic Substances.

Therefore, 40 CFR part 721 is amended as follows:

PART 721—[AMENDED]

1. The authority citation for part 721 would continue to read as follows:

Authority: 15 U.S.C. 2604 and 2607.

2. In § 721.500 by revising paragraph (b)(1) to read as follows:

§ 721.500 Benzenepropanoic acid, 3-(2H-benzotriazol-2-yl)-5-(1,1-dimethylethyl-4-hydroxy-, C_{7-9}-branched and linear alkyl esters.

* * * * *

(b) * * *

(1) *Recordkeeping.* The following recordkeeping requirements are applicable to manufacturers, importers, and processors of this substance, as specified in § 721.125(a), (h), and (i).

* * * * *

3. In § 721.1100 by revising paragraph (b)(1) to read as follows:

§ 721.1100 Glycol monobenzoate.

* * * * *

(b) * * *

(1) *Recordkeeping.* The following recordkeeping requirements are applicable to manufacturers, importers, and processors of this substance, as specified in § 721.125(a), (h), and (i).

* * * * *

4. In § 721.1105 by revising paragraph (b)(1) to read as follows:

§ 721.1105 Glycols, polyethylene-, 3-sulfo-2-hydroxypropyl-p-(1,1,3,3-tetramethylbutyl)phenyl ether, sodium salt.

* * * * *

(b) * * *

(1) *Recordkeeping.* The following recordkeeping requirements are applicable to manufacturers, importers, and processors of this substance, as specified in § 721.125(a), (h), and (i).

* * * * *

5. In § 721.1582 by revising paragraph (b)(1) to read as follows:

§ 721.1582 Dialkyl phosphorodithioate phosphate compounds.

* * * * *

(b) * * *

(1) *Recordkeeping.* The following recordkeeping requirements are applicable to manufacturers, importers, and processors of this substance, as specified in § 721.125(a), (h), and (i).

* * * * *

6. In § 721.1620 by revising paragraph (b)(1) to read as follows:

§ 721.1620 Hydrogenated arylated polydecene.

* * * * *

(b) * * *

(1) *Recordkeeping.* The following recordkeeping requirements are applicable to manufacturers, importers, and processors of this substance, as specified in § 721.125(a), (h), and (i).

* * * * *

[FR Doc. 91-22197 Filed 9-13-91; 8:45 am]

BILLING CODE 6560-50-F

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 87-465, FCC 91-241]

Broadcast Services; UHF Television Channels 14 and 69

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, through this action, strives to lessen or eliminate the prospect of electromagnetic interference between full service television stations operating on UHF TV channel 14 or 69 and land mobile stations operating on adjacent frequencies. In the Notice of Proposed Rule Making/Notice of Inquiry (Notice) (52 FR 47736, December 16, 1987), the Commission proposed to establish distance and frequency separation requirements and formal provisions for private agreements. The record established in this proceeding persuades the Commission that a simpler regulatory approach than that proposed in the Notice will prevent objectionable interference by new channel 14 or 69 broadcasters to adjacent land mobile services. The Commission now finds that such provisions are not necessary and a more productive resolution of this proceeding is to define the circumstances in which the TV station is responsible for correcting interference. Moreover, this decision is consistent with the requirements the Commission has traditionally imposed to resolve channel 14 or 69 and land mobile interference on a case-by-case basis. Thus, the Commission merely expands the rules to codify those requirements. Finally, the Commission, with certain exceptions, ends the freeze on additional channel 69 allotments, as of the effective date of this Report and Order (Report).

EFFECTIVE DATE: October 15, 1991.

ADDRESSES: Federal Communications Commission, Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: Gordon Godfrey, Mass Media Bureau, Policy and Rules Division, (202) 632-9660.

SUPPLEMENTARY INFORMATION: The public recordkeeping burden for § 73.687 (3060-) is estimated to average 1 hour per showing. This estimate includes the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comment regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing the burden, to the Federal Communications Commission, Information Resources Branch, room 416, Paperwork Reduction Project, Washington, DC 20554, and to the Office of Management and Budget, Paperwork Reduction Project (3060-), Washington, DC 20503.

This is a synopsis of the Commission's Report and Order in MM Docket No. 87-465 adopted July 30, 1991, and released August 29, 1991.

The complete text of this Report and Order is available for inspection and copying during normal business hours in the FCC Dockets Branch (room 230), 1919 M Street, NW., Washington, DC, and also may be purchased from the Commission's copy contractor, Downtown Copy Center, at (202) 452-1422, 1919 M Street, NW., room 246, Washington, DC 20554.

Synopsis of Report and Order

1. In this Report, the Commission incorporates into its Rules a specific statement of the responsibility of all TV stations operating on channels 14 or 69, to protect adjacent spectrum land mobile operations from interference.

2. The land mobile and television services have been allocated on contiguous spectrum, with the result that TV stations operating with relatively high power on channels 14 or 69 may cause objectionable interference to land mobile stations operating with significantly less power. Traditionally, such interference has been handled on a case-by-case basis, requiring the newest station to implement the technical solutions necessary to eliminate the interference. However, in a case involving Channel 69 in Atlanta, Georgia, a lack of clearly delineated responsibility gave rise to significant disputes over what remedial measures were necessary and who would bear the costs. (*See Broadcast Corp. of Georgia*, 96 FCC 2d 901 (1984).) This particular case was settled with the Atlanta TV station assuming the cost of installing filters and moving the affected land mobile stations to new frequencies. As a result of the Atlanta case, the Commission issued a public announcement addressing TV applicants' obligations and a technical report relating to channel 14 and 69 assignments. In 1986, the Commission suspended the allotment process for all channel 69 proposals. Finally, in October 1987, the Commission released the Notice in this proceeding to address the matter in order to establish rules that offer assurance that most, if not all, channel 14 and 69 broadcast stations can coexist with land mobile operations on adjacent spectrum without objectionable interference and costly administrative intervention and to discontinue the channel 69 freeze.

3. In the Notice, the Commission proposed that applicants for TV assignments, power increases, or location changes involving these channels be required to observe a minimum geographic separation between their transmitting location and the location of land mobile receiving stations using frequencies within 3 MHz of the TV channels' spectrum. Alternatively, the Commission proposed that TV applicants obtain agreement from all or almost all affected land mobile operators and applicants that use or have applied to use the frequencies adjacent to the subject television channel. Finally, the Notice requested parties to comment on permitting use of channel 14 or 69 allotments for either multiple use or strictly non-broadcast use in communities where it is impossible or impracticable to comply with the geographical spacing criteria or to reach agreement with affected land mobile interests.

4. Upon consideration, the Commission concludes that a simpler regulatory approach than that offered in the Notice will prevent objectionable interference by new channel 14 or 69 broadcasters to land mobile services using frequencies adjacent to these two channels. Rather than adopting a minimum geographic separation requirement or private agreement provisions, the Commission is incorporating into its Rules a specific statement of the responsibility of all TV stations on these channels to protect adjacent spectrum land mobile operations from interference. In this way, the interference resolution requirements that have been imposed by various means for the last ten years are now codified. While adopting this statement of responsibility, the Commission stresses that it is essential that broadcasters and land mobile operators coordinate and cooperate with each other. Parties are expected to assist each other to identify and reduce interference, regardless of the "responsible" station. Coordinated, cooperative site management by responsible user committees can anticipate and minimize interference, a result that is in everyone's best interest.

5. The statement of responsibility provides that: (1) The Commission will consider a TV station responsible for reducing an out-of-band emission if the vertically polarized component of its out-of-band signal exceeds a field strength of 17 dBu at the land mobile receiver site on the land mobile frequency; (2) a TV station will be considered responsible for correcting a desensitization problem if its occurrence can be directly linked to the start of the TV operation and the land mobile station is using facilities with typical desensitization rejection characteristics; (3) the TV station will not be responsible for bringing a poor quality land mobile station up to the industry's normal performance level or for protecting a facility attempting service well beyond a normal distance; (4) the Commission will consider a TV station responsible for identifying the source of any intermodulation product that is created when the TV operation begins; (5) the TV station must correct the problem if the source is under its control, and if the source is beyond the TV station's control, it must cooperate in the resolution of the problem and should provide whatever technical assistance it can; and (6) in cases where a TV station is the "first in," it must limit its out-of-band radiation as necessary to permit reasonable use of the adjacent frequencies by land mobile licensees.

6. To meet these responsibilities, TV stations must take steps before construction to identify potential cases of interference caused by out-of-band TV emissions, land mobile receiver desensitization or intermodulation. They must install necessary filters, take other necessary precautions and submit evidence that no interference is being caused before they will be permitted to transmit any programming on the new facilities, including program tests pursuant to § 73.1620 or with modified facilities pursuant to § 73.1615. These regulations will apply to both non-commercial and commercial broadcast licensees. They will apply to all new television stations and those authorized to change channel, increase effective radiated power, change directional antenna characteristics such that ERP is increased in any azimuth direction or change location, involving an existing or proposed channel 14 or 69 assignment. The Commission incorporates this statement of responsibility into its Rules, thus codifying the interference resolution requirements that have been imposed by various means for the last ten years.

7. Finally, the Commission terminates the freeze on channel 69 allotments and will resume considering petitions for rulemaking proposing to allot channel 69. However, a separate freeze remains in effect for all new station applications and petitions for allotments on all TV channels near 30 designated cities. (See Advanced Television Systems and Their Impact on the Existing Television Service, Order, RM-5811, Mimeo No. 4074, released July 17, 1987.)

Final Regulatory Flexibility Analysis Statement

8. Pursuant to the Regulatory Flexibility Act of 1980, 5 U.S.C. 605, it is certified that this decision will have a significant positive impact on a substantial number of small entities by lifting the freeze on channel 69 allotments, and it offers protection to the land mobile services adjacent to channels 14 and 69 operations, while imposing the least administrative burden on all parties involved. The negative impact is that, in certain situations, TV licensees operating on channel 14 or 69 will be held responsible for ensuring that objectionable interference does not occur.

9. The Secretary shall send a copy of this Report and Order, including the Final Regulatory Flexibility Analysis, to the Chief Counsel for Advocacy of the Small Business Administration in accordance with paragraph 603(a) of the Regulatory Flexibility Act (Pub. L. No.

96–354, 94 Stat. 1164, 5 U.S.C. 601 *et seq.*, (1981)).

10. Accordingly, *It Is Ordered* That pursuant to sections 4 (i), (j), and 303 of the Communications Act of 1934, as amended, 47 U.S.C. 154 (i), (j), and 303 (1982), effective October 15, 1991, Part 73 of the Commission's Rules *Is Amended* As set forth below.

11. *It Is Further Ordered That,* Pursuant to section 303 of the Communications Act of 1934, as amended, 47 U.S.C. 303, that the freeze on additional channel 69 allotments *Is Terminated* On the effective date of this Report and Order.

List of Subjects in 47 CFR Part 73

Television broadcasting.

Amendatory Text

47 CFR part 73 is amended as follows:

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154 and 303.

2. Section 73.687 is amended by adding new paragraphs (e)(3) and (e)(4) to read as follows:

§ 73.687 Transmission system requirements.

* * * * *

(e) * * *

(3) TV broadcast stations operating on Channel 14 and Channel 69 must take special precautions to avoid interference to adjacent spectrum land mobile radio service facilities. Where a TV station is authorized and operating prior to the authorization and operation of the land mobile facility, a Channel 14 station must attenuate its emissions within the frequency range 467 to 470 MHz and a Channel 69 station must attentuate its emissions within the frequency range 806 to 809 MHz if necessary to permit reasonable use of the adjacent frequencies by land mobile licensees.

(4) The requirements listed below apply to permittees authorized to construct a new station on TV Channel 14 or TV Channel 69, and to licensees authorized to change the channel of an existing station to Channel 14 or to Channel 69, to increase effective radiated power (ERP) (including any change in directional antenna characteristics that results in an increase in ERP in any direction), or to change the transmitting location of an existing station.

(i) For the purposes of this paragraph, a protected land mobile facility is a receiver that is intended to receive transmissions from licensed land mobile stations within the frequency band below 470 MHz (as relates to Channel 14) or above 806 MHz (as relates to Channel 69), and is associated with one or more land mobile stations for which a license has been issued by the Commission, or a proper application has been received by the Commission prior to the date of the filing of the TV construction permit application. However, a land mobile facility will not be protected if it is proposed in an application that is denied or dismissed and that action is no longer subject to Commission review. Further, if the land mobile station is not operating when the TV facility commences operation and it does not commence operation within the time permitted by its authorization in accordance with part 90 of this chapter, it will not be protected.

(ii) A TV permittee must take steps before construction to identify potential interference to normal land mobile operation that could be caused by TV emissions outside the authorized channel, land mobile receiver desensitization or intermodulation. It must install filters and take other precautions as necessary, and submit evidence that no interference is being caused before it will be permitted to transmit programming on the new facilities pursuant to the provisions of § 73.1615 or § 73.1620 of this part. A TV permittee must reduce its emissions within the land mobile channel of a protected land mobile facility that is receiving interference caused by the TV emission producing a vertically polarized signal and a field strength in excess of 17 dBu at the land mobile receiver site on the land mobile frequency. The TV emission should be measured with equipment set to a 30 kHz measurement bandwidth including the entire applicable land mobile channel. A TV permittee must correct a desensitization problem if its occurrence can be directly linked to the start of the TV operation and the land mobile station is using facilities with typical desensitization rejection characteristics. A TV permittee must identify the source of an intermodulation product that is generated when the TV operation commences. If the intermodulation source is under its control, the TV permittee must correct the problem. If the intermodulation source is beyond the TV permittee's control, it must cooperate in the resolution of the problem and should provide whatever technical assistance it can.

Federal Communications Commission.

Donna R. Searcy,

Secretary.

[FR Doc. 91–22112 Filed 9–13–91; 8:45 am]

BILLING CODE 6712–01–M

47 CFR Part 73

[MM Docket No. 91–113; RM–7643]

Television Broadcasting Services; Los Angeles and Norwalk, CA

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document reallots VHF television Channel 9 from Norwalk to Los Angeles, California, and modifies the license of Fidelity Television, Inc. for Station KCAL–TV, as requested, pursuant to the provisions of § 1.420(i) of the Commission's Rules. *See* 56 FR 19072, April 25, 1991. Coordinates used for Channel 9 at Los Angeles are 34–13–38 and 118–04–00. With this action, the proceeding is terminated.

EFFECTIVE DATE: October 28, 1991.

FOR FURTHER INFORMATION CONTACT: Nancy Joyner, Mass Media Bureau, (202) 634–6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 91–113, adopted August 29, 1991, and released September 11, 1991. The full text of the Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, Downtown Copy Center, (202) 452–1422, 1714 21st Street, NW., Washington, DC 20036.

List of Subjects in 47 CFR Part 73

Television broadcasting.

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303.

§ 73.606(b) [Amended]

2. Section 73.606(b), the Table of TV Allotments under California, is amended by removing Channel 9 at Norwalk and adding Channel 9 at Los Angeles.

Federal Communications Commission.

Michael C. Ruger,

Assistant Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 91–22222 Filed 9–13–91; 8:45 am]

BILLING CODE 6712–01–M

47 CFR Part 73

[MM Docket No. 91-73; RM-7609]

Radio Broadcasting Services; New Bern and Oriental, NC

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the request of Conner Media Corporation, substitutes Channel 231C3 for Channel 231A at New Bern, North Carolina, reallots Channel 231C3 to Oriental, North Carolina, and modifies Station WZYH-FM's construction permit to specify Oriental as the station's community of license. See 56 FR 14053, April 5, 1991. Channel 231C3 can be allotted to Oriental in compliance with the Commission's minimum distance separation requirements with a site restriction of 13.2 kilometers (8.2 miles) west to accommodate petitioner's desired transmitter site, at coordinates 35-00-02 and West Longitude 76-49-58. With this action, this proceeding is terminated.

EFFECTIVE DATE: October 28, 1991.

FOR FURTHER INFORMATION CONTACT: Leslie K. Shapiro, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 91-73, adopted August 28, 1991, and released September 11, 1991. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (room 230), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, Downtown Copy Center, (202) 452-1422, 1714 21st Street, NW., Washington, DC 20036.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments under North Carolina, is amended by removing Channel 231A at New Bern, and adding Oriental, Channel 231C3.

Federal Communications Commission.

Michael C. Ruger,

Assistant Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 91-22223 Filed 9-13-91; 8:45 am]

BILLING CODE 6712-01-M

INTERSTATE COMMERCE COMMISSION

49 CFR Parts 1011, 1160, 1181, and 1186

[Ex Parte No. 55; Sub-No. 84][1]

RIN 3120-AB68

Safety Fitness Policy

AGENCY: Interstate Commerce Commission.

ACTION: Policy statement.

SUMMARY: The Commission has revised its policy governing the safety fitness of motor carrier licensing and finance applicants. Essentially, the revised policy restricts only carriers holding "Unsatisfactory" safety fitness ratings from the U.S. Department of Transportation (DOT) from obtaining operating authority in the Commission's licensing and finance dockets. Unrated carriers and those holding "Conditional" safety fitness ratings no longer are precluded from receiving passenger or hazardous materials authority and no longer will have other types of service restricted to 1-year terms.

Corresponding amendments to the regulations at 49 CFR parts 1011, 1160, 1181, and 1186 are adopted to reflect this policy change. These revisions are summarized in concurrently published final rules that appear in this **Federal Register** issue.

This revision to the Commission's licensing and finance policy is designed to comport with recent statutory changes in the safety fitness area, implemented by DOT regulations under the Motor Carrier Safety Act of 1990 (Pub. L. 101-500) and the Hazardous Materials Uniform Safety Amendments Act of 1990 (Pub. L. 101-615). The revisions also reinforce refinements in the DOT safety oversight program designed to implement the recent legislation. The Commission anticipates that responsive adjustments in the safety policy adopted here will meet the expectations of Congress, conform with the regulatory agenda established with our sister agency, and enhance our safety oversight role to induce safe operating conditions within a competitive motor carrier industry.

EFFECTIVE DATE: This policy statement is effective September 27, 1991.

FOR FURTHER INFORMATION CONTACT: Suzanne Higgins O'Malley, (202) 275-7292, or Richard B. Felder, (202) 275-7691. [TDD for hearing impaired: (202) 275-1721.]

SUPPLEMENTARY INFORMATION: In a notice of proposed policy in this proceeding, 56 FR 26370 (June 7, 1991), the Commission proposed significant revisions to its policy governing the safety fitness of applicants in the motor carrier licensing and finance dockets. We have evaluated the comments filed in response to that notice and have adopted a final safety policy statement consistent with the record in this proceeding and responsive to our general safety oversight mandate.

To ensure that existing operating authorities allow for service consistent with that authorized under the policy adopted here, the Commission will initiate a program to remove all 1-year term limitations previously imposed on authorities granted to unrated or "Conditional"-rated applicants. Pending re-issuance of unrestricted authorities under this program, we have stayed the expiration of all such authorities. Finally, under the revised policy, the Commission will impose a compliance condition on all authorities providing that:

> Willful and persistent noncompliance with applicable safety regulations as evidenced by a DOT safety fitness rating of "Unsatisfactory" or by other indicators could result in a proceeding requiring the holder of this certificate or permit to show cause why this authority should not be suspended or revoked.

These adjustments to the safety policy announced here extend to safety oversight issues in the Commission's finance docket and, consequently, fully embrace issues raised in our prior notice of proposed policy in *Finance Reopening, supra.* Accordingly, that proceeding is embraced by this action, and the *Finance Reopening* docket is discontinued concurrently with final disposition of this matter.

The revised policy statement and corresponding rule modifications will be effective on September 27, 1991.

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[1] Embraces Ex Parte No. MC-111 (Sub-No. 1), *Transfer Rules*, and Ex Parte No. MC-179, *Purchase, Merger, and Control of Motor Passenger and Water Carriers*, interim policy and notice of proposed policy, 55 FR 42659 (October 23, 1990) [*Finance Reopening*].

Consistent with the provisions of 5 U.S.C. 553(d)(3), we find good cause for abbreviating the usual 30-day implementation period in this instance. The interim measure, announced in the Notice of Proposed Rulemaking (NPR) and continued in this proceeding, of suspending the expiration of limited term authorities issued under the existing safety policy neither can fully eliminate the confusion within the industry concerning this matter nor protect carriers holding such authority from State enforcement activity against operating rights that may appear to be no longer valid. In addition, until a final revised safety policy is effective, the Commission must continue to impose term limitations and restrict the scope of operations on the large volume of new operating authorities issued each day.

Implementation of the revised safety policy as expeditiously as possible will permit the Commission to reissue all affected authorities without term limitations and, where appropriate, hazardous materials restrictions, in advance of the expiration dates of the majority of such authorities. (The greatest volume of these authorities otherwise will begin to expire in October 1991.) This approach also will minimize the counterproductive exercise of issuing restricted authorities to new applicants pursuant to a safety policy that has been revised but not implemented yet.

We are persuaded that the benefits of administrative simplification and consistent processing of the revised safety policy in advance of the October 1991 and later expiration dates for the vast majority of limited term authorities will outweigh by far any inconvenience that the slightly abbreviated effective date might cause.

Additional information is contained in the Commission's decision. To obtain a copy of the full decision, write to, call, or pick up in person from: Dynamic Concepts, Inc., room 2229, Interstate Commerce Commission Building, Washington, DC 20423, Telephone: (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD service—(202) 275-1721.]

Environmental and Energy Considerations

We affirm our preliminary conclusion that this action will not affect significantly the quality of the human environment or the conservation of energy resources.

Regulatory Flexibility Analysis

Pursuant to 5 U.S.C. 603, the Commission is required to examine specifically the impact of a proposed action on small businesses and small organizations. Because the overall safety policy unification goals of our proposal as discussed in the NPR spoke directly to the potential impact on small business, we invited specifically the comments of interested parties on this matter.

None of the commenting parties directly addressed the anticipated impact of the revised policy on small entities. In light of the general commentary introduced, however, we have reviewed the initial regulatory flexibility analysis and ratify our preliminary conclusion that this proposal will have a significant positive impact on such entities.

The involved licensing and finance policy revisions and corresponding rule changes are designed to be consistent with and responsive to recent legislative directives and DOT implementing measures and are expected to result in an improved Federal safety oversight program. The goals of this coordinated safety oversight effort involving the Commission and DOT are: (1) to streamline the prelicensing review process; and (2) to ensure that grants of authority will not be subject to term conditions or service restrictions that do not serve as inducements to operational safety.

We, therefore, conclude that the policy revisions and corresponding amendments to the Commission's regulations will have a significant positive impact upon a substantial number of small motor carrier entrants, as well as upon applicants generally. The revised policy and rule modifications will not impose additional reporting, recordkeeping, or compliance requirements upon small entities. In fact, in the case of unrated applicants or applicants with "Conditional" safety fitness ratings, the paperwork burden should be reduced as a result of this policy change. Additionally, the rules adopted here will not duplicate, overlap, or conflict with any existing Federal rule.

Decided: September 5, 1991.

By the Commission, Chairman Philbin, Vice Chairman Emmett, Commissioners Simmons, Phillips, and McDonald. Commissioners Phillips and McDonald commented with separate expressions. Commissioner Simmons dissented in part with a separate expression.

Sidney L. Strickland, Jr.,

Secretary.

[FR Doc. 91-22270 Filed 9-13-91; 8:45 am]

BILLING CODE 7035-01-M

49 CFR Parts 1011, 1160, 1181, and 1186

[Ex Parte No. 55 (Sub-No. 84)] [1]

RIN 3120-AB68

Safety Fitness Policy

AGENCY: Interstate Commerce Commission.

ACTION: Final rules.

SUMMARY: In a policy statement published concurrently in this **Federal Register** issue, the Commission has announced significant revisions to its safety policy as applied in both the motor carrier licensing and finance dockets. The policy revisions are designed to conform with recent statutory changes in the safety fitness area, implemented by the Motor Carrier Safety Act of 1990 (Pub. L. 101-500), and the Hazardous Materials Uniform Safety Amendments Act of 1990 (Pub. L. 101-615). The revised policy also reinforces refinements in the U.S. Department of Transportation (DOT) safety oversight mechanism designed to implement the recent legislation.

In order to ensure consistent and effective implementation of the revised safety policy, we adopted corresponding amendments to the Commission's delegation of authority, licensing procedures, authority transfer proceedings, and motor carrier finance exemptions at 49 CFR parts 1011, 1160, 1181, and 1186, respectively. Consistent with the policy revisions, the amendments to our regulations ensure that barriers to acquisition of authority through either the licensing or finance docket are limited to those carriers that hold an "Unsatisfactory" safety fitness rating from DOT. The regulatory revisions are set forth below.

EFFECTIVE DATE: The rules will be effective on September 27, 1991.

FOR FURTHER INFORMATION CONTACT: Suzanne Higgins O'Malley, (202) 275-7292, or Richard B. Felder, (202) 275-7691. [TDD for hearing impaired: (202) 275-1721.]

SUPPLEMENTARY INFORMATION: Consistent with our finding of "good cause," as explained in our Policy Statement, to abbreviate the traditionally observed 30-day notice period for implementing the revised safety policy, the corresponding rule revisions similarly will be effective on

[1] Embraces Ex Parte No. MC-111 (Sub-No. 1), Transfer Rules, and Ex Parte No. MC-179, Purchase, Merger, and Control of Motor Passenger and Water Carriers, interim policy and notice of proposed policy, 55 FR 42659 (October 23, 1990) (Finance Reopening).

September 27, 1991. We are persuaded that the benefits of administrative simplification and consistent processing of the safety policy revisions through expedited application of the rule modifications announced here will outweigh by far any inconvenience that the slightly abbreviated effective date might cause.

Additional information is contained in the Commission's decision. To obtain a copy of the full decision, write to, call, or pick up in person from: Dynamic Concepts, Inc., room 2229, Interstate Commerce Commission Building, Washington, DC 20423, telephone: (202) 289-4357/4359. (Assistance for the hearing impaired is available through TDD services—(202) 275-1721).

Environmental and Energy Considerations

We affirm our preliminary conclusion that this action will not affect significantly the quality of the human environment or the conservation of energy resources.

Regulatory Flexibility Analysis

Pursuant to 5 U.S.C. 603, the Commission is required to examine specifically the impact of a proposed action on small businesses and small organizations. Because the overall safety policy unification goals of our proposal as discussed in the Notice of Proposed Rulemaking (NPR) spoke directly to the potential impact on small business, we invited specifically the comments of interested parties on this matter.

None of the commenting parties addressed directly the anticipated impact of the revised policy on small entities. In light of the general commentary introduced, however, we have reviewed the initial regulatory flexibility analysis and ratify our preliminary conclusion that this proposal will have a significant positive impact on such entities.

The involved licensing and finance policy revisions and corresponding rule changes are designed to be consistent with and responsive to recent legislative directives and DOT implementing measures and are expected to result in an improved Federal safety oversight program. The goals of this coordinated safety oversight effort involving the Commission and DOT are to streamline the prelicensing review process and to ensure that grants of authority will not be subject to term conditions or service restrictions that do not serve as inducements to operational safety.

We, therefore, conclude that the policy revisions and corresponding amendments to the Commission's regulations as set forth below will have a significant positive impact upon a substantial number of small motor carrier entrants, as well as upon applicants generally. The revised policy and rule modifications will not impose additional reporting, recordkeeping, or compliance requirements upon small entities. In fact, in the case of unrated applicants or applicants with "Conditional" safety fitness ratings, the paperwork burden should be reduced as a result of this policy change. The rules adopted here also will not duplicate, overlap, or conflict with any existing Federal rule.

List of Subjects

49 CFR Part 1011

Administrative practice and procedure, Authority delegations (Government agencies), Organization and functions (Government agencies).

49 CFR Part 1160

Administrative practice and procedure, Brokers, Buses, Freight forwarders, Maritime carriers, Motor carriers.

49 CFR Part 1181

Administrative practice and procedure, Brokers, Freight forwarders, Maritime carriers, Motor carriers.

49 CFR Part 1186

Freight forwarders, Motor carriers.

Decided: September 5, 1991.

By the Commission, Chairman Philbin, Vice Chairman Emmett, Commissioners Simmons, Phillips, and McDonald. Commissioners Phillips and McDonald commented with separate expressions. Commissioner Simmons dissented in part with a separate expression.

Sidney L. Strickland, Jr.,

Secretary.

For the reasons set forth in the preamble, title 49, chapter X, parts 1011, 1160, 1181, and 1186 of the Code of Federal Regulations are amended as follows:

PART 1011—COMMISSION ORGANIZATION; DELEGATIONS OF AUTHORITY

1. The authority citation for part 1011 continues to read as follows:

Authority: 49 U.S.C. 10301, 10302, 10304, 10305, 10321; 31 U.S.C. 9701; 5 U.S.C. 553.

2. Section 1011.6 is amended by revising paragraphs (h)(1) and (h)(2) to read as follows:

§ 1011.6 Employee Boards.

* * * * *

(h) * * *

(1) Pre-publication matters in operating rights applications of motor carriers, water carriers, household goods freight forwarders, and property brokers.

(2) Motor passenger carrier and water carrier finance applications under 49 U.S.C. 11343-11344, and small carrier transfer applications under 49 U.S.C. 10926.

* * * * *

PART 1160—RULES GOVERNING APPLICATIONS FOR OPERATING AUTHORITY

3. The authority citation for Part 1160 continues to read as follows:

Authority: 49 U.S.C. 10101, 10305, 10321, 10921, 10922, 10923, 10924, 10928, and 11102; 5 U.S.C. 553 and 559; 16 U.S.C. 1456.

4. Section 1160.5 is amended by revising paragraphs (a)(3) and (a)(4) to read as follows:

§ 1160.5 Commission review of the application.

(a) * * *

(3) All motor carrier applications will be reviewed for consistency with the Commission's operational safety fitness policy as set forth in Safety Fitness Policy, 8 I.C.C. 2d 123 (1991). Applicants with "Unsatisfactory" safety fitness ratings from DOT will have their applications rejected by letter notice and their filing fees returned upon request, as explained in the rejection correspondence.

(4) An employee board of the Commission appointed under § 1011.6(h) will review completed applications that conform with the Commission's safety fitness policy. The employee board determines whether there is adequate evidence to warrant publication of the authority applicant seeks in the ICC Register as a preliminary grant. If there is not, the application will be rejected in a letter notice to applicant, without prejudice to refiling once deficiencies have been corrected. Applicants that refile their applications within 1 year may refer to the docket number and fee stamp number assigned to the prior filing and no additional filing fee will be required. An applicant may appeal rejections as provided under § 1160.6 of this part.

* * * * *

PART 1181—TRANSFERS OF OPERATING RIGHTS UNDER 49 U.S.C. 10926

5. The authority citation for Part 1181 continues to read as follows:

Authority: 5 U.S.C. 553, and 49 U.S.C. 10321 and 10926.

6. Section 1181.4(c) is revised to read as follows:

§ 1181.4 Commission action and criteria for approval.

* * * *

(c) If the transferor or transferee has an "Unsatisfactory" safety fitness rating from DOT, the transfer may be denied. If an application is denied, the Commission will set forth the basis for its action in a decision or letter notice. If parties with "Unsatisfactory" safety fitness ratings consummate a transaction pursuant to the 10-day rule at § 1181.2 of this part prior to the notification of Commission action, they do so at their own risk and subject to any conditions we may impose subsequently. Transactions that have been consummated but later are denied by the Commission are null and void and must be rescinded. Similarly, if applications contain false or misleading information, they are void *ab initio.*

PART 1186—EXEMPTION OF CERTAIN TRANSACTIONS UNDER 49 U.S.C. 11343

7. The authority citation for Part 1186 continues to read as follows:

Authority: 49 U.S.C. 11321, 11343(e); 5 U.S.C. 553; and 21 U.S.C. 853a.

8. Section 1186.9 is revised to read as follows:

§ 1186.9 Safety fitness.

The Commission will consider the DOT safety fitness rating of the parties in transactions where operating authority is purchased or merged. All parties to the transaction must certify their current safety fitness ratings in their Notice of Exemption. If either party has an "Unsatisfactory" safety fitness rating from DOT, the exemption may be disapproved. If parties with "Unsatisfactory" safety fitness ratings consummate a transaction 60 days after publication of the Notice of Exemption but prior to notification of Commission action, they do so at their own risk and subject to any conditions we may impose subsequently. If a Notice of Exemption contains false or misleading information, the exemption is void *ab initio.*

[FR Doc. 91-22271 Filed 9-13-91; 8:45 am]
BILLING CODE 7035-01-M

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 661

[Docket No. 910498-1098]

Ocean Salmon Fisheries Off the Coasts of Washington, Oregon, and California

AGENCY: National Marine Fisheries Service (NMFS), NOAA, Commerce.

ACTION: Notice of reopening.

SUMMARY: NOAA announces that the recreational salmon fishery in the exclusive economic zone (EEZ) from the Queets River to Leadbetter Point, Washington, reopened for 2 days on September 3-4, 1991. This fishery was closed August 12, 1991, upon the projected attainment of the subarea quota of 88,400 coho salmon. The Director, Northwest Region, NMFS (Regional Director), determined that sufficient coho salmon remained to allow reopening of this fishery for 2 days. This action was intended to maximize the harvest of coho salmon without exceeding the ocean share allocated to the recreational fishery in this subarea.

DATES: *Effective:* Reopening of the EEZ from the Queets River to Leadbetter Point, Washington, to recreational salmon fishing was effective 0001 hours local time, September 3, 1991, through 2400 hours local time, September 4, 1991. Actual notice to affected fishermen was given prior to that time through a special telephone hotline and U.S. Coast Guard Notice to Mariners broadcasts as provided by 50 CFR 661.23. *Comments:* Public comments are invited until September 26, 1991.

ADDRESSES: Comments may be mailed to Rolland A. Schmitten, Director, Northwest Region, National Marine Fisheries Service, 7600 Sand Point Way NE., BIN C15700, Seattle, WA 98115-0070. Information relevant to this notice has been compiled in aggregate form and is available for public review during business hours at the office of the NMFS Northwest Regional Director.

FOR FURTHER INFORMATION CONTACT: William L. Robinson at 206-526-6140.

SUPPLEMENTARY INFORMATION: Regulations governing the ocean salmon fisheries at 50 CFR part 661 specify at § 661.21(a)(2) that "If a fishery is closed under a quota before the end of a scheduled season based on overestimate of actual catch, the Secretary will reopen that fishery in as timely a manner as possible for all or part of the remaining original season provided the Secretary finds that a reopening of the fishery is consistent with the management objectives for the affected species and the additional open period is no less than 24 hours."

In its emergency interim rule and preseason notice of 1991 management measures (56 FR 21311, May 8, 1991), NOAA announced that the 1991 recreational salmon fishery for all salmon species in the subarea from the Queets River to Leadbetter Point, Washington, would begin on June 24 and continue through the earliest of September 26 or the attainment of either a subarea quota of 88,400 coho salmon or the overall recreational quota of 40,000 chinook salmon north of Cape Falcon, Oregon. This fishery was closed on August 12 based on the projected attainment of the subarea coho quota.

According to the best available information on August 21, 1991, recreational catches totaled 81,662 coho salmon, leaving 6,738 coho salmon available for harvest in the subarea coho quota. This amount of available coho salmon was determined to be sufficient for additional recreational fishing during part of the remaining original season. Therefore, the Regional Director determined that the recreational fishery from the Queets River to Leadbetter Point, Washington, should reopen for 2 days on September 3-4, 1991. This action is consistent with the management objectives for coho salmon in this subarea. All other restrictions that apply to this fishery remain in effect as announced in the preseason notice of 1991 management measures.

In accordance with the inseason notice procedures of 50 CFR 661.23, actual notice to fishermen of this action was given prior to the time listed above by telephone hotline number (206) 526-6667 and by U.S. Coast Guard Notice to Mariners broadcasts on Channel 16 VHF-FM and 2182 KHz.

The Regional Director consulted with representatives of the Pacific Fishery Management Council, the Washington Department of Fisheries, and the Oregon Department of Fish and Wildlife regarding this reopening of the recreational fishery from the Queets River to Leadbetter Point, Washington. The State of Washington will manage the recreational fishery in State waters adjacent to this area of the EEZ in accordance with this Federal action. This notice does not apply to treaty Indian fisheries or to other fisheries which may be operating in other areas.

Because of the need for immediate action, the Secretary of Commerce has

determined that good cause exists for this notice to be issued without affording a prior opportunity for public comment. Therefore, public comments on this notice will be accepted through September 26, 1991.

Other Matters

This action is authorized by 50 CFR 661.23 and is in compliance with Executive Order 12291.

List of Subjects in 50 CFR Part 661

Fisheries, Fishing, Indians, Reporting and recordkeeping requirements.

Authority: 16 U.S.C. 1801 *et seq.*

Dated: September 10, 1991.

David S. Crestin,

Acting Director, Office of Fisheries Conservation and Management, National Marine Fisheries Service.

[FR Doc. 91-22161 Filed 9-11-91; 10:52 am]

BILLING CODE 3510-22-M

Proposed Rules

Federal Register
Vol. 56, No. 179
Monday, September 16, 1991

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF AGRICULTURE

Animal and Plant Health Inspection Service

7 CFR Part 301

[Docket No. 90-038]

Black Stem Rust

AGENCY: Animal and Plant Health Inspection Service, USDA.

ACTION: Proposed rule.

SUMMARY: We are proposing to revise the black stem rust quarantine and regulations to require that the seed of certain barberry plants be produced only at properties where it has been verified that no wild or domesticated rust-susceptible barberry plants are growing at or within one-half mile of the property. We believe this action is necessary to help delay and minimize infestations of black stem rust. We are also proposing to allow the issuance and cancellation of compliance agreements by States that are not protected areas or that do not encompass protected areas. We believe this action is warranted to remove unnecessary restrictions on the issuance of compliance agreements.

DATES: Consideration will be given only to comments received on or before October 16, 1991.

ADDRESSES: To help ensure that your written comments are considered, send an original and three copies to Chief, Regulatory Analysis and Development, PPD, APHIS, USDA, room 804, Federal Building, 6505 Belcrest Road, Hyattsville, MD 20782. Please state that your comments refer to Docket No. 90-038. Comments received may be inspected at USDA, room 1141, South Building, 14th Street and Independence Avenue SW., Washington, DC, between 8 a.m. and 4:30 p.m., Monday through Friday, except holidays.

FOR FURTHER INFORMATION CONTACT: Stephen Poe, Operations Officer, Domestic and Emergency Operations, PPQ, APHIS, USDA, room 645, Federal Building, 6505 Belcrest Road, Hyattsville, Maryland 20782, 301-436-8247.

SUPPLEMENTARY INFORMATION:

Background

Black stem rust is one of the most destructive plant diseases of small grains that is known to exist in the United States. The disease is caused by a fungus that reduces the quality and yield of wheat, oat, barley, and rye crops by robbing host plants of food and water. In addition to infecting small grains, the fungus lives on a variety of alternate host plants that are species of the genera *Berberis*, *Mahoberberis*, and *Mahonia*. The fungus is spread from host-to-host by wind-borne spores.

The black stem rust quarantine and regulations in 7 CFR part 301.38 *et seq.* (referred to below as the regulations) quarantine the conterminous 48 States and the District of Columbia and govern the interstate movement of certain plants of the genera *Berberis*, *Mahoberberis*, and *Mahonia*, also known as barberry plants. The species of these plants are categorized as either rust-resistant or rust-susceptible. Rust-resistant plants do not pose a risk of being infected by and spreading black stem rust; rust-susceptible plants do pose such a risk.

Currently, many small grain varieties are resistant to existing races of black stem rust. However, during the sexual stage of black stem rust organisms, spores from different black stem rust organisms can combine to produce entirely new hybrid races of black stem rust. Some of these hybrid races could successfully attack grain varieties that are not harmed by the "parent" black stem rust races. For this reason, an important factor in controlling infestations of black stem rust is the elimination of rust-susceptible host barberry plants. Additionally, the presence of rust-susceptible barberry plants can cause infestations to occur earlier in the year than if the plants were not present. These "early" infestations are especially damaging because they affect grains at a stage when the grains are most vulnerable to the effects of black stem rust.

The regulations currently provide criteria for "protected areas." (Movement of regulated articles into or through protected areas is restricted.) Protected areas are those in which rust-susceptible plants of the genera *Berberis*, *Mahoberberis*, and *Mahonia* have been eradicated, and in which States conduct periodic inspections, as specified by the regulations, to ensure that rust-resistant nursery stock of those genera do not come into proximity to rust-susceptible plants that might become present in the area. The danger from rust-resistant barberry plants being in proximity to rust-susceptible plants is not that the rust-resistant plants will become hosts to black stem rust organisms capable of spreading. Rather, it is that the rust-susceptible plants could pollinate the rust-resistant plants, and the rust-resistant plants could then produce seeds that would be used to propagate rust-susceptible plants.

Currently, the regulations at 7 CFR 301.38-3 require that if a nursery within a protected area raised plants of the genera *Berberis*, *Mahoberberis*, or *Mahonia* from seed, the State must conduct a visual inspection to verify that no wild or domesticated rust-susceptible plants are growing within one-half mile of the nursery. We do not believe, however, that this provision is adequate to ensure that seeds are not produced from the pollination of rust-resistant plants by rust-susceptible plants. The current regulations guard against such pollination of plants already growing at the nursery, but do not ensure that seeds produced on some other premises are not the result of such pollination. We are therefore proposing to revise the regulations to require that all seed used to propagate barberry plants in protected areas, and all seed used to propagate barberry plants that are certified rust-resistant for interstate movement into protected areas, be produced at properties where a State inspector has verified that no wild or domesticated rust-susceptible plants are growing at, or within one-half mile of, the property.

Compliance Agreements

Currently, the regulations provide that any State that is a protected area or that encompasses a protected area may enter into a compliance agreement with any person who grows or handles regulated articles in the protected area, or who moves regulated articles international from the protected area. In non-protected areas, the Animal and Plant Health Inspection Service (APHIS) is responsible for issuing compliance

agreements. We believe, however, that this provision is unnecessarily restrictive, and that there would be no increased risk of infestations of black stem rust if compliance agreements were issued by States that are not, or that do not encompass, protected areas. In many cases, States are better equipped to provide growers and shippers with regulatory and inspection services than is APHIS. We are therefore proposing to allow States that are not, or do not encompass, protected areas to issue compliance agreements.

Executive Order 12291 and Regulatory Flexibility Act

We are issuing this proposed rule in conformance with Executive Order 12291, and we have determined that it is not a "major rule." Based on information compiled by the Department, we have determined that this rule would have an effect on the economy of less than $100 million; would not cause a major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions; and would not cause a significant adverse effect on competition, employment, investment, productivity, innovation, or on the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

Federal restrictions on international movements of plants and plant parts of *Berberis, Mahoberberis,* and *Mahonia* are limited to protected areas, which include 15 States and part of a 16th State. The amendments to the regulations being proposed in this document would require that all seed used to propagate barberry plants in protected areas, and all seed used to propagate barberry plants that are certified rust-resistant for interstate movement into protected areas, be produced at properties where a State inspector has verified that no wild or domesticated rust-susceptible plants are growing at or within one-half mile of the property. The principal group affected by this proposed rule would be the seed growers producing seed to be used in the production of certified plants, and in the production of plants in protected areas. The effect would be to eliminate some markets for seed producers who continue to grow rust-susceptible plant varieties at their seed production facilities, and to eliminate some markets for seed producers that are located within one-half mile of rust-susceptible plants that for some reason cannot be destroyed.

Based upon Small Business Administration (SBA) statistics and the 1982 Census of Agriculture statistics, the most recent statistics available to us, we estimate that 71 percent of the 13,217 growers of nursery products in the United States (9,394) are located in non-protected areas, and that 29 percent (3,833) are in the protected areas. Our projections indicate that of all growers of nursery products, 96 percent are small businesses, as classified by the SBA in its Standards (those with $500,000 or less in annual receipts). We do not have statistics indicating the number of small nursery growers dealing in plants of the restricted genera and the proportion of their revenues derived from such plants. Nevertheless, we believe that most growers of nursery products grow varieties primarily, and would not be affected. Until 1989, the regulations prohibited the movement of rust-susceptible plants from quarantined areas. Because of this restriction, it was standard practice, and we believe it continues to be standard practice, for growers to propagate rust-resistant varieties.

The proposed provisions would also allow persons who grow or handle regulated articles, including seed growers, to enter into a compliance agreement with State regulatory authorities in States that are not protected. Currently, growers or other persons who handle regulated articles in States that are not protected that wish to enter into a compliance agreement must do so with APHIS. The change we are proposing would, in certain cases, make it easier for these persons to have their regulated articles certified. However, in States that are not protected, we have received relatively few requests for compliance agreements. We therefore do not anticipate the proposed change to affect a significant number of entities.

Under these circumstances, the Administrator of the Animal and Plant Health Inspection Service has determined that this action would not have a significant economic impact on a substantial number of small entities. Executive Order 12372.

This program/activity is listed in the Catalog of Federal Domestic Assistance under No. 10.025 and is subject to Executive Order 12372, which requires intergovernmental consultation with State and local officials. (See 7 CFR 3015, subpart V).

Paperwork Reduction Act

This proposed rule contains no new information collection, recordkeeping requirements under the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 *et seq.*)

List of Subjects in 7 CFR Part 301

Black stem rust, Agricultural commodities, Plant diseases, Plant pests, Plants (Agriculture), Quarantine, Transportation, Reporting and recordkeeping requirements

PART 301—DOMESTIC QUARANTINE NOTICES

Accordingly, we are proposing to amend 7 CFR part 301 as follows:

1. The authority citation for part 301 would continue to read as follows:

Authority: 7 U.S.C. 150bb, 150dd, 150ee, 150ff; 161, 162, 164–167; 7 CFR 2.17, 2.51, and 371.2(c).

§ 301.38–3 [Amended]

2. In § 301.38–3, paragraph (a), the last sentence, including the footnote reference, would be removed.

3. In § 301.38–3, paragraph (b)(3), the last sentence, including the footnote reference, would be removed.

4. In § 301.38–3, paragraphs (c), (d), and (e) would be redesignated as paragraphs (d), (e), and (f), respectively.

5. In § 301.38–3, a new paragraph (c) would be added to read as follows:

§ 301.38–3 Protected Areas.

* * * * *

(c) All seed used to propagate plants of the genera *Berberis, Mahoberberis,* and *Mahonia* in protected areas, and all seed used to propagate plants of the genera *Berberis, Mahoberberis,* and *Mahonia* that are certified as rust-resistant for interstate movement into protected areas, must be produced at properties where a State inspector has verified that no wild or domesticated rust-susceptible plants are growing at or within one-half mile of the property.[4]

* * * * *

[4] Persons performing the inspection must be able to recognize rust-susceptible varieties of *Berberis, Mahoberberis,* and *Mahonia.* Inspectors must work side by side, 10 to 20 feet apart, and walk outward away from the property, a distance of one-half mile measured from the edge of the property, and observe all plants growing in the half-mile band. The distance between the inspectors may vary within this range depending upon the visibility of plant growth. In areas with low brush and flat terrain, the inspectors may be the maximum distance of 20 feet apart if they can observe all plants growing within ten feet of them. In areas of high plant growth or hilly terrain, the Inspectors must be closer together due to limited or obstructed visibility. Inspectors must observe all plants growing between themselves and the mid-point of the distance between themselves and the next inspector. This process must be repeated so that the entire band, measured from the border of the property to the circumference of an imaginary circle having the property as its mid-point, is visually inspected in this manner.

§ 301.38-6 [Amended]

6. In § 301.38-6, paragraph (a) would be amended by removing the words "that is a protected area or that encompasses a protected area"; and by removing the words "the protected area" both times they appear and replacing them with the words "a protected area".

Done in Washington, DC, this 11th day of September 1991.

Robert Melland,

Acting Administrator, Animal and Plant Health Inspection Service.

[FR Doc. 91-22169 Filed 9-13-91; 8:45 am]

BILLING CODE 3410-34-M

Agricultural Marketing Service

7 CFR Parts 916 and 917

[Docket No. FV-91-400]

Announcement of Public Meeting To Review Marketing Order Nos. 916 and 917; Nectarines and Peaches Grown in California

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Notice of public meeting.

SUMMARY: Notice is hereby given that a public meeting will be held to provide information to the U.S. Department of Agriculture (Department) on whether the Federal marketing order programs for California nectarines and peaches should be continued, modified or terminated. Growers, handlers and other interested persons are invited to submit written comments to the Department and/or present oral comments at the meeting with respect to the continued operation of the two marketing order programs.

DATES: The public meeting will begin at 9 a.m., P.D.T. on September 24 and continue September 25, 1991, if necessary. The meeting will be held at the Holiday Inn, 9000 West Airport Drive, Visalia, California 93277; telephone: (209) 651-5000.

Written comments must be received by October 11, 1991.

ADDRESSES: Written comments should be sent to: California Marketing Field Office, USDA, AMS, 2202 Monterey St., suite 102-B, Fresno, California, 93721, Attention: Kurt Kimmel. Two copies of all material should be submitted. Written comments received will be available for public inspection in the California Marketing Field Office during regular business hours. Written comments received before the meeting will be available for public inspection at the meeting.

FOR FURTHER INFORMATION CONTACT: George Kelhart, Marketing Order Administration Branch, F&V, AMS, P.O. Box 96456, room 2525-S, Washington, DC 20090-6456, telephone: (202) 475-3919, or Kurt Kimmel at the Marketing Field Office address above, telephone: (209) 487-5901.

SUPPLEMENTARY INFORMATION: Four continuance referenda were held from January 7 through February 6, 1991, to determine whether the Federal marketing order programs for pears, plums, nectarines and peaches grown in California should be continued. Results of the continuance referenda indicated that the pear program be continued and the plum program terminated. Results of the nectarine and peach referenda indicated that there is significant opposition to the two programs. This notice announces a meeting to provide information for the Department on whether the Federal marketing order programs for nectarines (M.O. 916) and peaches (M.O. 917) should be continued, modified or terminated.

On April 11, 1991, the Department requested that the Nectarine Administrative Committee and the Peach Commodity Committee (committees), established under the marketing orders to locally administer the programs, make arrangements for a public meeting in the production area to discuss the future of the two programs. The purpose of the meeting is to elicit from industry members suggestions and other information on how the programs may best serve their respective industries.

The meeting will provide an opportunity for those in the industry to present detailed information on the present performance of the two marketing order programs. Indications of present performance may include an analysis of the programs' cost effectiveness with regard to administration, research and advertising. The Department seeks comment on whether amendment of some of the regulatory aspects of the two programs would make the programs more effective and create more support among growers and handlers. The Department also seeks views on whether the orders for nectarines and peaches should be terminated. Interested persons are encouraged to send written comments to the Department and/or present oral comments at the meeting.

An official of the Department will preside over the meeting. Those wishing to make oral comments will be asked to register with the official at the beginning of the meeting. A time limitation of ten minutes for each commenter will be imposed. Questions from the audience will not be permitted.

A written transcript of the meeting will be taken. Copies may be obtained by contacting the reporting service at the meeting.

Written comments will be received through October 11, 1991. Comments received will be available for public inspection in the Marketing Field Office in Fresno, California (address above) during regular business hours.

Authority: Sections 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674).

Dated: September 11, 1991.

Robert C. Kenney,

Acting Director, Fruit and Vegetable Division.

[FR Doc. 91-22172 Filed 9-13-91; 8:45 am]

BILLING CODE 3410-02-M

NUCLEAR REGULATORY COMMISSION

10 CFR Parts 2, 40, 50, 51, 70, 75, 110, 140, 150, and 170

RIN 3150-AD90

Uranium Enrichment Regulations

AGENCY: Nuclear Regulatory Commission.

ACTION: Proposed rule.

SUMMARY: The Nuclear Regulatory Commission (NRC) is proposing to amend its regulations concerning the licensing of uranium enrichment facilities to reflect changes made to the Atomic Energy Act of 1954, as amended (the Act) by the Solar, Wind, Waste, and Geothermal Power Production Incentives Act of 1990. The principal effect of these amendments is that uranium enrichment facilities will be licensed subject to the provisions of the Act pertaining to source material and special nuclear material rather than under the provisions pertaining to a production facility.

DATES: Comment period expires December 2, 1991. Comments received after this date will be considered if it is practical to do so, but the NRC is able to assure consideration only for comments received on or before this date.

ADDRESSES: Mail written comments to the Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555, Attention: Docketing and Service Branch. Deliver comments to One White Flint North, 11555 Rockville Pike, Rockville, MD, between 7:45 am and 4:15 pm Federal workdays.

Copies of the draft regulatory analysis and comments received may be

examined at the NRC Public Document Room, 2120 L Street NW. (Lower Level), Washington, DC.

FOR FURTHER INFORMATION CONTACT: Mr. C.W. Nilsen, Office of Nuclear Regulatory Research, U.S. Nuclear Regulatory Commission, Washington, DC 20555, telephone (301) 492-3834, or Mr. P. Loysen, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555, telephone (301) 492-0685.

SUPPLEMENTARY INFORMATION:

Background

On November 15, 1990, the President signed the "Solar, Wind, Waste, and Geothermal Power Production Incentives Act of 1990," Public Law 101-575, which, among other things, amended the Atomic Energy Act (the Act) with respect to the licensing of uranium enrichment facilities. The principal effect of these changes is that uranium enrichment facilities will be licensed pursuant to the provisions of the Act pertaining to source material and special nuclear material rather than the provisions pertaining to a production facility. Under the new provisions, licensing of uranium enrichment facilities will become a single step licensing process with one license issued pursuant to 10 CFR parts 40 and 70 rather than a two-part licensing process under 10 CFR part 50. However, amendments to the Act which address the licensing of uranium enrichment facilities also mandate an environmental review, adjudicatory hearing, inspection before operation, and third party liability insurance. Also, uranium enrichment facilities remain production facilities for other purposes of the Act such as controlling the export of specially designed or prepared uranium enrichment equipment and preservation of Federal authority in Agreement States.

Proposed Action

The Commission is proposing this rulemaking, which is essentially conforming in nature, to amend 10 CFR parts 2, 40, 50, 51, 70, 75, 110, 140, 150, and 170 as required to implement section 5 of Public Law 101-575.

Section 5 of Public Law 101-575 amended the Act to remove uranium enrichment facilities from consideration as production facilities for the purposes of chapters 10 and 16 of the Act. As a result, licensing of uranium enrichment facilities will be subject to the procedural licensing provisions of the Act for source material and special nuclear material under 10 CFR parts 40 and 70 with the addition of new requirements concerning facility construction and operation.

To reflect Public Law 101-575, the addition of a definition for uranium enrichment facility is being proposed that would include both (1) a facility used for separating the isotopes of uranium or enriching uranium in the isotope 235 and (2) any equipment or device capable of such action. The new definition continues to exclude laboratory scale facilities designed or used for experimental or analytical purposes from licensing as a uranium enrichment facility as was the case prior to enactment of Public Law 101-575. However, commercial laboratory scale enrichment would be a licensed activity, and licensees would be required to have appropriate source material and special nuclear material licenses and to comply with all applicable regulations.

Uranium enrichment facilities remain production facilities for chapters other than chapter 10, "Atomic Energy Licenses," and chapter 16, "Judicial Review and Administrative Procedure," of the Act. Therefore, there is no change for purposes of controlling the export of specially designed or prepared uranium enrichment equipment and the preservation of Federal authority over uranium enrichment licensing in Agreement States.

To conform with the changes added to the Act by Public Law 101-575, the proposed amendments contain five (5) new licensing requirements specific to the licensing of uranium enrichment facilities. The amendments to 10 CFR chapter I which are necessary to implement these requirements include:

The requirement to conduct a single adjudicatory hearing before issuance of a license for construction and operation (proposed §§ 40.33 and 70.23a);

The requirement prohibiting issuance of a license to allow construction and operation until a hearing is completed and a decision issued (proposed §§ 40.32(g) and 70.31(e));

The requirement that an Environmental Impact Statement (EIS) be prepared in accordance with the National Environmental Policy Act before the licensing hearing is completed (See §§ 40.31(k), 51.97(c), and 70.21(h));

The requirement that prior to commencement of operation the Commission verify by inspection that the facility has been constructed in accordance with the license, and publish a notice of the inspection results in the **Federal Register** (proposed §§ 40.41(g) and 70.32(k)); and

The requirement that the licensee carry public liability insurance against bodily injury, sickness, disease, death, loss of or damage to property, and loss of use of property arising out of or resulting from the radioactive, toxic, explosive, or other hazardous properties of chemical compounds containing source material or special nuclear material. The insurance requirement specifically includes the chemical toxicity risks associated with uranium hexafluoride (proposed §§ 40.32(g), 70.23(a)(12), and 140.13b).

A number of minor conforming changes to the provisions of 10 CFR chapter I are proposed to implement the amendments to the Act. Of specific note is the fee category change in 10 CFR part 170. Category E has been deleted from 10 CFR 170.21 and a new category 1E has been added to 10 CFR 170.31.

Environmental Impact: Categorical Exclusion

The NRC has determined that this proposed regulation is the type of action described as a categorical exclusion in 10 CFR 51.22(c) (1) and (3). Therefore, neither an environmental impact statement nor an environmental assessment has been prepared for this proposed regulation.

Paperwork Reduction Act Statement

This proposed rule amends information collection requirements that are subject to the Paperwork Reduction Act of 1980 (44 U.S.C. 3501 et seq.). This rule has been submitted to the Office of Management and Budget for review and approval of the paperwork requirements.

Public reporting burden for this collection of information is estimated to average 60,000 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This estimate includes the entire licensing process, including preparation of the application and environmental report, and is not due to the minor conforming changes being proposed here. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Information and Records Management Branch (MNBB-7714), U.S. Nuclear Regulatory Commission, Washington, DC 20555; and to the Desk Officer, Office of Information and Regulatory Affairs, NEOB-3019 (3150-020, -0011, -0021, -0009, -0055, -0036, -0039, -0032), Office of Management and Budget, Washington, DC 20503.

Draft Regulatory Analysis

The Commission has prepared a draft regulatory analysis on this proposed regulation. The analysis examines the costs and benefits of the alternatives considered by the Commission. The draft analysis is available for inspection at the NRC Public Document Room, 2120 L Street NW. (Lower Level), Washington, DC. Single copies of the analysis may be obtained from Mr. C. W. Nilsen, Office of Nuclear Regulatory Research, U.S. Nuclear Regulatory Commission, Washington, DC 20555, telephone (301) 492-3834.

The Commission requests public comments on the draft regulatory analysis. Comments on the draft analysis may be submitted to the NRC as indicated under the **ADDRESSES** heading.

Regulatory Flexibility Certification

In accordance with the Regulatory Flexibility Act, 5 U.S.C. 605(b), the Commission certifies that, if promulgated, this rulemaking will not have a significant economic impact on a substantial number of small entities. The proposed rule, when promulgated, would affect only persons who build or operate enrichment facilities for producing enriched uranium. The owners of enrichment facilities do not fall within the scope of the definition of "small entities" set forth in section 601(3) of the Regulatory Flexibility Act, 15 U.S.C. 632, or the Small Business Size Standards set out in regulations issued by the Small Business Administration at 13 CFR part 121.

Backfit Analysis

The NRC has determined that the backfit rule, 10 CFR 50.109, does not apply to this proposed rule. Thus, a backfit analysis is not required for these amendments because they do not involve any provisions that would impose backfits ad defined in 10 CFR 50.109(a)(1).

List of Subjects

10 CFR Part 2

Administrative practice and procedure, Antitrust, Byproduct material, Classified information, Environmental protection, Nuclear materials, Nuclear power plants and reactors, Penalty, Sex discrimination, Source material, Special nuclear material, Waste treatment and disposal.

10 CFR Part 40

Criminal penalty, Government contracts, Hazardous materials—transportation, Nuclear materials, Reporting and recordkeeping requirements, Source material, Uranium.

10 CFR Part 50

Antitrust, Classification information, Criminal penalty, Fire protection, Incorporation by reference, Intergovernmental relations, Nuclear power plants and reactors, Radiation protection, Reactor siting criteria, Reporting and recordkeeping requirements.

10 CFR Part 51

Administrative practice and procedure, Environmental impact statement, Nuclear materials, Nuclear power plants and reactors, Reporting and recordkeeping requirements.

10 CFR Part 70

Criminal penalty, Hazardous materials—transportation, Nuclear materials, Packaging and containers, Radiation protection, Reporting and recordkeeping requirements, Scientific equipment, Security measures, Special nuclear material.

10 CFR Part 75

Criminal penalty, Intergovernmental relations, Nuclear materials, Nuclear power plants and reactors, Reporting and recordkeeping requirements, Security measures.

10 CFR Part 110

Administrative practice and procedure, Classified information, Criminal penalty, Export, Import, Incorporation by reference. Intergovernmental relations, Nuclear materials, Nuclear power plants and reactors, Reporting and recordkeeping requirements, Scientific equipment.

10 CFR Part 140

Criminal penalty, Extraordinary nuclear occurrence, Insurance, Intergovernmental relations, Nuclear materials, Nuclear power plants and reactors, Reporting and recordkeeping requirements.

10 CFR Part 150

Criminal penalty, Hazardous materials—transportation, Intergovernmental relations, Nuclear materials, Reporting and recordkeeping requirements, Security measures, Source material, Special nuclear material.

10 CFR Part 170

Byproduct material, Non-payment penalty, Nuclear materials, Nuclear power plants and reactors, Source material, Special nuclear material.

For the reasons set forth in the preamble and under the authority of the Atomic Energy Act of 1954, as amended, the Energy Reorganization Act of 1974, as amended, and 5 U.S.C. 553, the NRC is proposing to adopt the following conforming amendments to 10 CFR parts 2, 40, 50, 51, 70, 75, 110, 140, 150, and 170.

PART 2—RULES OF PRACTICE FOR DOMESTIC LICENSING PROCEEDINGS

1. The authority citation for part 2 is revised to read as follows:

Authority: Secs. 161, 181, 68 Stat. 948, 953, as amended (42 U.S.C. 2201, 2231); sec. 191, as amended, Pub. L. 87-615, 76 Stat. 409 (42 U.S.C. 2241); sec. 201, 88, Stat. 1242, as amended (42 U.S.C. 5841); 5 U.S.C. 552.

Section 2.101 also issued under secs. 53, 62, 63, 81, 103, 104, 105, 68 Stat. 930, 932, 933, 935, 936, 937, 938, as amended (42 U.S.C. 2073, 2092, 2093, 2111, 2133, 2134, 2135); sec. 114(f), Pub L. 97-425, 96, Stat. 2213, as amended (42 U.S.C. 10134(f)); sec. 102, Pub. L. 91-190, 83 Stat. 853, as amended (42 U.S.C. 4332); sec. 301, 88 Stat. 1248 (42 U.S.C. 5871). Sections 2.102, 2.103, 2.104, 2.105, 2.721, also issued under secs. 102, 103, 104, 105, 183, 189, 68 Stat. 936, 937, 938, 954, 955, as amended (42 U.S.C. 2132, 2133, 2134, 2135, 2233, 2239), Sec. 193 Pub. L. 101-575, 104 Stat. 2835 (42 U.S.C. 2243). Section 2.105 also issued under Pub. L. 97-415, 96 Stat. 2073 (42 U.S.C. 2239). Section 2.200-2.206 also issued under secs. 186, 234, 68 Stat. 955, 83 Stat. 444, as amended (42 U.S.C. 2236, 2282); sec. 206, 88 Stat. 1246 (42 U.S.C. 5846). Sections 2.600-2.606 also issued under sec. 102, Pub. L. 91-190, 83 Stat. 853, as amended (42 U.S.C. 4332). Sections 2.700a, 2.179 also issued under 5 U.S.C. 554. Sections 2.754, 2.760, 2.770, 2.780 also issued under 5 U.S.C. 557. Section 2.764 and Table 1A of Appendix C also issued under secs. 135, 141 Pub. L. 97-425, 96 Stat. 2232, 2241 (42 U.S.C. 10155, 10161), Section 2.790 also issued under sec. 103, 68 Stat. 936, as amended (42 U.S.C. 2133) and 5 U.S.C. 552. Sections 2.800 and 2.808 also issued under 5 U.S.C. 553. Section 2.809 also issued under 5 U.S.C. 553 and sec. 29, Pub. L. 85-256, 71 Stat. 579, as amended (42 U.S.C. 2039). Subpart K, also issued under sec. 189, 68 Stat. 955 (42 U.S.C. 2239); sec. 134, Pub. L. 97-425, 96 Stat. 2230 (42 U.S.C. 10154). Subpart L. also issued under sec. 189, 68, Stat. 955 (42 U.S.C. 2239). Appendix A also issued under sec. 6 Pub. L. 91-560, 84 Stat. 1473 (42 U.S.C. 2135). Appendix B also issued under sec. 10, Pub. L.99-240, 99 Stat. 1842 (42 U.S.C. 2021b et seq.).

2. In § 2.104, paragraph (b)(2) is revised to read as follows:

§ 2.104 Notice of hearing.

* * * * *

(b) * * *

(2) That, if the proceeding is not a contested proceeding, the presiding officer will determine (i) without conducting a de novo evaluation of the application, whether the application and the record of the proceeding contain sufficient information, and the review of application by the Commission's staff

has been adequate to support affirmative findings on (b)(1) (i) through (iii) specified in this section and a negative finding on (b)(1)(iv) specified in this section proposed to be made and the issuance of the construction permit proposed by the Director of Nuclear Reactor Regulation or Director of Nuclear Material Safety and Safeguards, as appropriate, and (ii) if the application is for a construction permit for a nuclear power reactor, a testing facility, a fuel processing plant, a uranium enrichment facility, or other facility whose construction or operation has been determined by the Commission to have a significant impact on the environment, whether the review conducted by the Commission pursuant to the National Environmental Policy Act (NEPA) has been adequate.

PART 40—DOMESTIC LICENSING OF SOURCE MATERIAL

3. The authority citation for part 40 is revised to read as follows:

Authority: Secs. 62, 63, 64, 65, 81, 161, 182, 183, 186, 68 Stat. 932, 933, 935, 948, 953, 954, 955, as amended, secs. 11e(2), 83, 84, Pub. L. 95-604, 92 Stat. 3033, as amended, 3039, sec. 234, 83 Stat. 444, as amended (42 U.S.C. 2014(e)(2), 2092, 2093, 2094, 2095, 2111, 2113, 2114, 2201, 2232, 2233, 2236, 2282); sec. 274, Pub. L. 86-373, 73 Stat. 688 (42 U.S.C. 2021); secs. 201, as amended, 202, 206, 88 Stat. 1242, as amended, 1244, 1246 (42 U.S.C. 5841, 5842, 5846); sec. 275, 92 Stat. 3021, as amended by Pub. L. 97-415, 96 Stat. 2067 (42 U.S.C. 2022); sec. 193, 104 Stat. 2835 (42 U.S.C. 2243).

Section 40.7 also issued under Pub. L. 95-601, sec. 10, 92 Stat. 2951 (42 U.S.C. 5851). Section 40.31(g) also issued under sec. 122, 68 Stat. 939 (42 U.S.C. 2152). Section 40.46 also issued under sec. 184, 68 Stat. 954, as amended (42 U.S.C. 2234). Section 40.71 also issued under sec. 187, 68 Stat. 955 (42 U.S.C. 2237).

For purposes of sec. 223, 68 Stat. 958, as amended (42 U.S.C. 2273); §§ 40.3, 40.7(g), 40.25(d)(1)-(3), 40.35(a)-(d) and (f), 40.41(b) and (c), 40.46, 40.51(a) and (c), and 40.63 are issued under sec. 161b, 161i, and 161o, 68 Stat. 948, 949, and 950, as amended (42 U.S.C. 2201(b), 2201(i), and 2201(o)); and §§ 40.5, 40.9, 40.25(c), (d)(3), and (4), 40.26(c)(2), 40.35(e), 40.42, 40.61, 40.62, 40.64, and 40.65 are issued under sec. 161o, 68 Stat. 950, as amended (42 U.S.C. 2201(o)).

4. In § 40.4, the term "Uranium Enrichment Facility" is added to read as follows:

§ 40.4 Definitions.

* * * * *

Uranium enrichment facility means:

(1) Any facility used for separating the isotopes of uranium or enriching uranium in the isotope 235, except laboratory scale facilities designed or used for experimental or analytical purposes only; or

(2) Any equipment or device, or important component part especially designed for such equipment or device, capable of separating the isotopes of uranium or enriching uranium in the isotope 235.

* * * * *

5. Section 40.5 is amended by adding paragraph (b)(1)(vi) to read as follows:

§ 40.5 Communications.

* * * * *

(b) * * *

(1) * * *

(vi) Uranium enrichment facilities.

* * * * *

6. Section 40.31 is amended by adding paragraphs (k) and (l) to read as follows:

§ 40.31 Applications for specific licenses.

* * * * *

(k) A license application for a uranium enrichment facility must be accompanied by an Environmental Report required under subpart A of part 51 of this chapter.

(l) A license application that involves the use of source material in a uranium enrichment facility must include the applicant's provisions for public liability insurance.

* * * * *

7. Section 40.32 is amended by revising paragraph (e) and adding paragraph (g) to read as follows:

§ 40.32 General requirements for issuance of specific licenses.

* * * * *

(e) In the case of an application for a license for a uranium enrichment facility, or for a license to possess and use source and byproduct material for uranium milling, production of uranium hexafluoride, or for the conduct of any other activity which the Commission determines will significantly affect the quality of the environment, the Director of Nuclear Material Safety and Safeguards or his designee, before commencement of construction of the plant or facility in which the activity will be conducted, on the basis of information filed and evaluations made pursuant to subpart A of part 51 of this chapter, has concluded, after weighing the environmental, economic, technical and other benefits against environmental costs and considering available alternatives, that the action called for is the issuance of the proposed license, with any appropriate conditions to protect environmental values. Commencement of construction prior to this conclusion is grounds for denial of a license to possess and use source and byproduct material in such plant or facility. As used in this paragraph, the term *commencement of construction* means any clearing of land, excavation, or other substantial action that would adversely affect the environment of a site. The term does not mean site exploration, roads necessary for site exploration, borings to determine foundation conditions, or other preconstruction monitoring or testing to establish background information related to the suitability of the site or the protection of environmental values.

* * * * *

(g) Where the proposed activity involves use of source material in a uranium enrichment facility, the applicable provisions of Part 140 of this chapter have been satisfied.

8. A new § 40.33 is added to read as follows:

§ 40.33 Issuance of a license for a uranium enrichment facility.

(a) The commission will hold a hearing pursuant to 10 CFR part 2, subparts A, G and I, on each application with regard to the licensing of the construction and operation of a uranium enrichment facility. The Commission will publish public notice of the hearing in the **Federal Register** at least 30 days before the hearing.

(b) A license for a uranium enrichment facility may not be issued before the hearing is completed and a decision issued on the application.

9. Section 40.41 is amended by adding paragraph (g) to read as follows:

§ 40.41 Terms and conditions of licenses.

* * * * *

(g) No person shall commence operation of a uranium enrichment facility until the Commission verifies through inspection that the facility has been constructed in accordance with the requirements of the license. The Commission shall publish notice of the inspection results in the **Federal Register**.

10. In § 40.65, the introductory text of paragraph (a) is revised to read as follows:

§ 40.65 Effluent monitoring reporting requirements.

(a) Each licensee authorized to possess and use source material in uranium milling, in production of uranium hexafluoride, or in a uranium enrichment facility shall:

* * * * *

PART 50—DOMESTIC LICENSING OF PRODUCTION AND UTILIZATION FACILITIES

11. The authority citation for part 50 continues to read as follows:

Authority: Secs. 102, 103, 104, 105, 161, 182, 183, 186, 189, 68 Stat. 936, 937, 938, 948, 953, 954, 955, 956, as amended, sec. 234, 83 Stat. 1244, as amended (42 U.S.C. 2132, 2133, 2134, 2135, 2201, 2232, 2233, 2236, 2239, 2282); secs. 201, as amended, 202, 206, 88 Stat. 1242, as amended, 1244 1246 (42 U.S.C. 5841, 5842, 5846).

Section 50.7 also issued under Pub. L. 95–601, sec. 10, 92 Stat. 2951 (42 U.S.C. 5851). Section 50.10 also issued under secs. 101, 185, 68 Stat. 936, 955, as amended (42 U.S.C. 2131, 2235); sec. 102, Pub. L. 91–190, 83 Stat. 853 (42 U.S.C. 4332). Sections 50.13, 50.54(dd), and 50.103 also issued under sec. 108, 68 Stat. 939, as amended (42 U.S.C. 2138). Sections 50.23, 50.35, 50.55, and 50.56 also issued under sec. 185, 68 Stat. 955 (42 U.S.C. 2235). Sections 50.33a, 50.55a and Appendix Q also issued under sec. 102, Pub. L. 91–190, 83 Stat. 853 (42 U.S.C. 4332). Sections 50.34 and 50.54 also issued under sec. 204, 88 Stat. 1245 (42 U.S.C. 5844). Sections 50.58, 50.91, and 50.92 also issued under Pub. L. 97–415, 96 Stat. 2073 (42 U.S.C. 2239). Section 50.78 also issued under sec. 122, 68 Stat. 939 (42 U.S.C. 2152). Sections 50.80–50.81 also issued under sec. 184, 68 Stat. 954, as amended (42 U.S.C. 2234). Appendix F also issued under sec. 187, 68 Stat. 955 (42 U.S.C. 2237).

For the purposes of sec. 223, 68 Stat. 958, as amended (42 U.S.C. 2273); §§ 50.46 (a) and (b), and 50.54(c) are issued under sec. 161b, 68 Stat. 948, as amended (42 U.S.C. 2201(b)); §§ 50.7(a), 50.10(a)–(c), 50.34 (a) and (e), 50.44(a)–(c), 50.46 (a) and (b), 50.47(b), 50.48 (a), (c), (d), and (e), 50.49(a), 50.54 (a), (i), (i)(1), (l)–(n), (p), (q), (t), (v), and (y), 50.55(f), 50.55a (a), (c)–(e), (g), and (h), 50.59(c), 50.60(a), 50.62(c), 50.64(b), and 50.80 (a) and (b) are issued under sec. 161i, 68 Stat. 949, as amended (42 U.S.C. 2201(i)); and §§ 50.49 (d), (h), and (j), 50.54 (w), (z), (bb), (cc), and (dd), 50.55(e), 50.59(b), 50.61(b), 50.62(b), 50.70(a), 50.71 (a)–(c) and (e), 50.72(a), 50.73 (a) and (b), 50.74, 50.78, and 50.90 are issued under sec. 161o, 68 Stat. 950, as amended (42 U.S.C. 2201(o)).

12. In § 50.2, paragraph (2) of the term "Production Facility" is revised to read as follows:

§ 50.2 Definitions.

As used in this part,

* * * * *

Production facility means:

* * * * *

(2) Any facility designed or used for the separation of the isotopes of plutonium, except laboratory scale facilities designed or used for experimental or analytical purposes only; or

* * * * *

13. In § 50.33a, paragraph (e) is revised to read as follows:

§ 50.33a Information requested by the Attorney General for antitrust review.

* * * * *

(e) Any person who applies for a class 103 construction permit for a fuel reprocessing plant shall submit such information as may be requested by the Attorney General for antitrust review, as a separate document, as soon as possible and in accordance with § 2.101 of this chapter.

* * * * *

PART 51—ENVIRONMENTAL PROTECTION REGULATIONS FOR DOMESTIC LICENSING AND RELATED REGULATORY FUNCTIONS

14. The authority citation for part 51 is revised to read as follows:

Authority: Sec. 161, 68 Stat. 948, as amended (42 U.S.C. 2201); secs. 201, as amended, 202, 88 Stat. 1242, as amended, 1244 (42 U.S.C. 5841, 5842).

Subpart A also issued under National Environmental Policy Act of 1969, secs. 102, 104, 105, 83 Stat. 853–854, as amended (42 U.S.C. 4332, 4334, 4335); and Pub. L. 95–604, Title II, 92 Stat. 3033–3041; and Sec. 193, Pub. L. 101–575, 104 Stat. 2835 (42 U.S.C. 2243). Sections 51.20, 51.30, 51.60, 51.61, 51.80, and 51.97, also issued under secs. 135, 141 Pub. L. 97–425, 96 Stat. 2232, 2241, and sec. 148, Pub. L. 100–203, 101 Stat. 1330–223 (42 U.S.C. 10155, 10161, 10168). Section 51.22 also issued under sec. 274, 73 Stat. 688, as amended by 92 Stat. 3036–3038 (42 U.S.C. 2021) and under Nuclear Waste Policy Act of 1982, sec. 121, 96 Stat. 2228 (42 U.S.C. 10141). Secs. 51.43, 51.67, and 51.109 also issued under Nuclear Waste Policy Act of 1982, sec. 114(f), 96 Stat. 2216, as amended (42 U.S.C. 10134(f)).

15. In § 51.14, the term "Uranium enrichment facility" is added to read as follows:

§ 51.14 Definitions.

(a) As used in this subpart,

* * * * *

Uranium enrichment facility means:

(1) Any facility used for separating the isotopes of uranium or enriching uranium in the isotope 235, except laboratory scale facilities designed or used for experimental or analytical purposes only; or

(2) Any equipment or device, or important component part especially designed for such equipment or device, capable of separating the isotopes of uranium or enriching uranium in the isotope 235.

* * * * *

16. Section 51.20 is amended by adding paragraph (b)(10) to read as follows:

§ 51.20 Criteria for and identification of licensing and regulatory actions requiring environmental impact statements.

* * * * *

(b) * * *

(10) Issuance of a license for a uranium enrichment facility.

* * * * *

17. Section 51.60 is amended by adding paragraph (b)(1)(vii) to read as follows:

§ 51.60 Environmental report—materials licenses.

* * * * *

(b) * * *

(1) * * *

(vii) Construction and operation of a uranium enrichment facility.

* * * * *

18. Section 51.97 is amended by adding paragraph (c) to read as follows:

§ 51.97 Final environmental impact statement—materials license.

* * * * *

(c) Uranium enrichment facility. As provided in section 5(e) of the Solar, Wind, Waste, and Geothermal Power Production Incentives Act of 1990 (104 Stat. 2834 at 2835, 42 U.S.C. 2243), a final environmental impact statement must be prepared before the hearing on the issuance of a license for a uranium enrichment facility is completed.

PART 70—DOMESTIC LICENSING OF SPECIAL NUCLEAR MATERIAL

19. The authority citation for part 70 is revised to read as follows:

Authority: Secs. 51, 53, 161, 182, 183, 68 Stat. 929, 930, 948, 953, 954, as amended, sec. 234, 83 Stat. 444, as amended (42 U.S.C. 2071, 2073, 2201, 2232, 2233, 2282); secs. 201, as amended, 202, 204, 206, 88 Stat. 1242, as amended, 1244, 1245, 1246 (42 U.S.C. 5841, 5842, 5845, 5846); sec. 193, 104 Stat. 2835 (42 U.S.C. 2243).

Sections 70.1(c) and 70.20a(b) also issued under secs. 135, 141, Pub. L. 97–425, 96 Stat. 2232, 2241 (42 U.S.C. 10155, 10161). Section 70.7 also issued under Pub. L. 95–601, sec. 10, 92 Stat. 2951 (42 U.S.C. 5851). Section 70.21(g) also issued under sec. 122, 68 Stat. 939 (42 U.S.C. 2152). Section 70.31 also issued under sec. 57d, Pub. L. 93–377, 88 Stat. 475 (42 U.S.C. 2077). Sections 70.36 and 70.44 also issued under sec. 184, 68 Stat. 954, as amended (42 U.S.C. 2234). Section 70.61 also issued under secs. 186, 187, 68 Stat. 955 (42 U.S.C. 2236, 2237). Section 70.62 also issued under sec. 108, 68 Stat. 939, as amended (42 U.S.C. 2138).

For the purposes of sec. 223, 68 Stat. 958, as amended (42 U.S.C. 2273); §§ 70.3, 70.7(g), 70.19(c), 70.21(c), 70.22 (a), (b), (d)–(k), 70.24 (a) and (b), 70.32 (a)(3), (5), (6), (d), and (i), 70.36, 70.39 (b) and (c), 70.41(a), 70.42 (a) and (c), 70.56, 70.57 (b), (c), and (d), 70.58 (a)–(g)(3), and (h)–(j) are issued under sec. 161b, 151i, and 161o, 68 Stat. 948, 949, and 950, as amended (42 U.S.C. 2201(b), 2201(i), and 2201(o)); §§ 70.7, 70.20a (a) and (d), 70.20b (c) and (e), 70.21(c), 70.24(b), 70.32(a)(6), (c), (d), (e), and (g), 70.36, 70.51 (c)–(g), 70.56, 70.57 (b) and (d), and 70.58 (a)–(g)(3) and (h)–(j) are issued under sec. 161i, 68 Stat. 949, as amended (42 U.S.C. 2201(i)); and §§ 70.5, 70.9, 70.20b (d) and (e), 70.38, 70.51 (b) and (i), 70.52, 70.53, 70.54, 70.55, 70.58(g)(4), (k), and

(l), 70.59, and 70.60 (b) and (c) are issued under sec. 161o, 68 Stat. 950, as amended (42 U.S.C. 2201(o)).

20. In § 70.4 the term "Uranium enrichment facility" is added to read as follows:

§ 70.4 Definitions.

* * * * *

Uranium enrichment facility means:

(1) Any facility used for separating the isotopes of uranium or enriching uranium in the isotope 235, except laboratory scale facilities designed or used for experimental or analytical purposes only; or

(2) Any equipment or device, or important component part especially designed for such equipment or device, capable of separating the isotopes of uranium or enriching uranium in the isotope 235.

21. Section 70.5 is amended by adding paragraph (b)(1)(vii) to read as follows:

§ 70.5 Communications.

(b) * * *

(1) * * *

(vii) Uranium Enrichment Facility.

22. In § 70.8, paragraph (b) is revised to read as follows:

§ 70.8 Information collection requirements: OMB approval.

* * * * *

(b) The approved information collection requirements contained in this part appear in §§ 70.19, 70.20a, 70.20b, 70.21, 70.22, 70.24, 70.25, 70.32, 70.33, 70.34, 70.38, 70.39, 70.51, 70.52, 70.53, 70.57, 70.58, 70.59, and 70.60.

* * * * *

23. Section 70.21 is amended by revising paragraph (a)(1) and adding paragraph (h) to read as follows:

§ 70.21 Filing.

(a)(1) A person may apply for a license to possess and use special nuclear material in a plutonium processing or fuel fabrication plant, or for a uranium enrichment facility license by filing 25 copies of the application with the Director, Office of Nuclear Material Safety and Safeguards, U.S. Nuclear Regulatory Commission, Washington, DC 20555.

* * * * *

(h) A license application for a uranium enrichment facility must be accompanied by an Environmental Report required under subpart A of part 51 of this chapter.

24. Section 70.22 is amended by adding paragraph (m) to read as follows:

§ 70.22 Contents of applications.

* * * * *

(m) A license application that involves the use of special nuclear material in a uranium enrichment facility must include the applicant's provisions for public liability insurance.

25. Section 70.23 is amended by revising paragraphs (a)(7) and (a)(11) and by adding paragraph (a)(12) to read as follows:

§ 70.23 Requirements for the approval of applications.

(a) * * *

(7) Where the proposed activity is processing and fuel fabrication, scrap recovery, conversion of uranium hexafluoride, uranium enrichment facility construction and operation, or any other activity which the Commission determines will significantly affect the quality of the environment, the Director of Nuclear Material Safety and Safeguards or his designee, before commencement of construction of the plant or facility in which the activity will be conducted, on the basis of information filed and evaluations made pursuant to subpart A of part 51 of this chapter, has concluded, after weighing the environmental, economic, technical, and other benefits against environmental costs and considering available alternatives, that the action called for is the issuance of the proposed license, with any appropriate conditions to protect environmental values. Commencement of construction prior to this conclusion is grounds for denial to possess and use special nuclear material in such plant or facility. As used in this paragraph, the term "commencement of construction" means any clearing of land, excavation, or other substantial action that would adversely affect the environment of a site. The term does not mean site exploration, roads necessary for site exploration, borings to determine foundation conditions, or other preconstruction monitoring or testing to establish background information related to the suitability of the site or the protection of environmental values.

* * * * *

(11) Where the proposed activity is processing and fuel fabrication, scrap recovery, conversion of uranium hexafluoride, or involves the use of special nuclear material in a uranium enrichment facility, the applicant's proposed emergency plan is adequate.

(12) Where the proposed activity is use of special nuclear material in a uranium enrichment facility, the applicable provisions of part 140 of this chapter have been satisfied.

* * * * *

26. A new § 70.23a is added to read as follows:

§ 70.23a Hearing required for uranium enrichment facility.

The Commission will hold a hearing under 10 CFR part 2, subparts A, G, and I, on each application for issuance of a license for construction and operation of a uranium enrichment facility. The Commission will publish public notice of the hearing in the **Federal Register** at least 30 days before the hearing.

27. Section 70.25 is amended by revising paragraph (a) to read as follows:

§ 70.25 Financial assurance and recordkeeping for decommissioning.

(a) Each applicant for a specific license of the types enumerated in paragraphs (a) (1) and (2) of this section shall submit a decommissioning funding plan as described in paragraph (e) of this section.

(1) A specific license for a uranium enrichment facility;

(2) A specific license authorizing the possession and use of unsealed special nuclear material in quantities exceeding 10^5 times the applicable quantities set forth in appendix C to §§ 20.1–20.601 of 10 CFR part 20. A decommissioning funding plan must also be submitted when a combination of isotopes is involved if R divided by 10^5 is greater than 1 (unity rule), where R is the sum of the ratios of the quantity of each isotope to the applicable value in appendix C to §§ 20.1–20.601 of 10 CFR part 20.

* * * * *

28. Section 70.31 is amended by adding paragraph (e) to read as follows:

§ 70.31 Issuance of licenses.

* * * * *

(e) No license to construct and operate a uranium enrichment facility shall be issued until a hearing pursuant to 10 CFR part 2, subparts G and I, is completed and a decision issued on the application.

29. Section 70.32 is amended by adding paragraph (k) to read as follows:

§ 70.32 Conditions of licenses.

* * * * *

(k) No person shall commence operation of a uranium enrichment facility until the Commission verifies through inspection that the facility has been constructed in accordance with the requirements of the license. The Commission shall publish notice of the inspection results in the **Federal Register**.

30. Section 70.59 is amended by revising the introductory text of paragraph (a) to read as follows:

§ 70.59 Effluent monitoring reporting requirements.

(a) Each licensee authorized to possess and use special nuclear material for processing and fuel fabrication, scrap recovery, conversion of uranium hexafluoride, or in a uranium enrichment facility shall:

* * * * *

PART 75—SAFEGUARDS ON NUCLEAR MATERIAL—IMPLEMENTATION OF US/IAEA AGREEMENT

31. The authority citation for part 75 is revised to read as follows:

Authority: Secs. 53, 63, 103, 104, 122, 161, 68 Stat. 930, 932, 937, 939, 948, as amended (42 U.S.C. 2073, 2093, 2133, 2134, 2152, 2201); sec. 201, 88 Stat. 1242, as amended (42 U.S.C. 5841); sec. 5, Pub. L. 101-575, 104 Stat. 2835 (42 U.S.C. 2243).

Section 75.4 also issued under secs. 135, 141, Pub. L. 97-425, 96 Stat. 2232, 2241 (42 U.S.C. 10155, 10161).

For the purposes of section 223, 68 Stat. 958, as amended (42 U.S.C. 2273); the provisions of this part are issued under sec. 161o, 68 Stat. 950, as amended (42 U.S.C. 2201(o)).

* * * * *

32. In § 75.4, paragraph (k)(6) is added to read as follows:

§ 75.4 Definitions.

* * * * *

(k) * * *

(6) Any facility used for separating the isotopes of uranium or enriching uranium in the isotope 235, except laboratory scale facilities designed or used for experimental or analytical purposes only; or any equipment or device, or important component part especially designed for such equipment or device, capable of separating the isotopes of uranium or enriching uranium in the isotope 235.

* * * * *

PART 110—EXPORT AND IMPORT OF NUCLEAR EQUIPMENT AND MATERIAL

33. The authority citation for part 110 is revised to read as follows:

Authority: Secs. 51, 53, 54, 57, 63, 64, 65, 81, 82, 103, 104, 109, 111, 126, 127, 128, 129, 161, 181, 182, 183, 187, 189, 69 Stat. 929, 930, 931, 932, 933, 936, 937, 948, 953, 954, 955, 956, as amended (42 U.S.C. 2071, 2073, 2074, 2077, 2092-2095, 2111, 2112, 2133, 2134, 2139, 2139a, 2141, 2154-2158, 2201, 2231-2233, 2237, 2239); sec. 201, 88 Stat. 1242, as amended (42 U.S.C. 5841); sec. 5, Pub. L. 101-575, 104 Stat. 2835 (42 U.S.C. 2243).

Section 110.1(b)(2) also issued under Pub. L. 96-92, 93 Stat. 710 (22 U.S.C. 2403). Section 110.11 also issued under sec. 122, 68 Stat. 939 (42 U.S.C. 2152) and secs. 54c and 57d., 88 Stat. 473, 475 (42 U.S.C. 2074). Section 110.27 also issued under sec. 309(a), Pub. L. 99-440. Section 110.50(b)(3) also issued under sec. 123, 92 Stat. 142 (42 U.S.C. 2153). Section 110.51 also issued under sec. 184, 68 Stat. 954, as amended (42 U.S.C. 2234). Section 110.52 also issued under sec. 186, 68 Stat. 955 (42 U.S.C. 2236). Sections 110.80-110.113 also issued under 5 U.S.C. 552, 554. Sections 110.30-110.35 also issued under 5 U.S.C. 553.

For the purposes of sec. 223, 68 Stat. 958, as amended (42 U.S.C. 2273); §§ 110.20-110.29, 110.50, and 110.120-110.129 also issued under secs. 161b and i, 68 Stat. 948, 949, as amended (42 U.S.C. 2201(b) and (i)); and §§ 110.7a and 110.53 also issued under sec. 161o, 68 Stat. 950, as amended (42 U.S.C. 2201(o)).

* * * * *

34. In § 110.2, the term "Uranium enrichment facility" is added to read as follows:

§ 110.2 Definitions.

* * * * *

Uranium enrichment facility means:

(1) Any facility used for separating the isotopes of uranium or enriching uranium in the isotope 235, except laboratory scale facilities designed or used for experimental or analytical purposes only; or

(2) Any equipment or device, or important component part especially designed for such equipment or device, capable of separating the isotopes of uranium or enriching uranium in the isotope 235.

* * * * *

35. Section 110.9 is amended by adding paragraph (f) to read as follows:

§ 110.9 List of nuclear equipment and material under NRC import licensing authority.

* * * * *

(f) Uranium enrichment facilities.

PART 140—FINANCIAL PROTECTION REQUIREMENTS AND INDEMNITY AGREEMENTS

36. The authority citation for part 140 is revised to read as follows:

Authority: Secs. 161, 170, 68 Stat. 948, 71 Stat. 576, as amended (42 U.S.C. 2201, 2210); secs. 201, as amended, 202, 88 Stat. 1242, as amended, 1244 (42 U.S.C. 5841, 5842).

Section 140.13b is issued under Section 193(d) 104 Stat. 2835 (42 U.S.C. 2243).

For the purposes of sec. 223, 68 Stat. 958, as amended (42 U.S.C. 2273); §§ 140.11(a), 140.12(a), 140.13, and 140.13a are issued under sec. 161b, 68 Stat. 948, as amended (42 U.S.C. 2201(b)); and § 140.6 is issued under sec. 161o, 68 Stat. 950, as amended (42 U.S.C. 2201(o)).

* * * * *

37. Section 140.1 is revised to read as follows:

§ 140.1 Purpose.

The regulations in this part are issued to provide appropriate procedures and requirements for determining:

(a) The financial protection required of licensees and for the indemnification and limitation of liability of certain licensees and other persons pursuant to section 170 of the Atomic Energy Act of 1954 (68 Stat. 919), as amended; and

(b) The financial protection required of uranium enrichment facility licensees pursuant to section 193 of the Atomic Energy Act of 1954 (88 Stat. 919), as amended.

38. Section 140.2 is amended by adding paragraph (a)(4) to read as follows:

§ 140.2 Scope.

(a) The regulations in this part apply

* * * * *

(4) To each person licensed pursuant to parts 40 and 70 of this chapter to construct and operate a uranium enrichment facility.

* * * * *

39. Section 140.3 is amended by adding a new paragraph (m) to read as follows:

§ 140.3 Definitions.

As used in this part:

* * * * *

(m) *Uranium enrichment facility* means:

(1) Any facility used for separating the isotopes of uranium or enriching uranium in the isotope 235, except laboratory scale facilities designed or used for experimental or analytical purposes only; or

(2) Any equipment or device, or important component part especially designed for such equipment or device, capable of separating the isotopes of uranium or enriching uranium in the isotope 235.

40. In § 140.9a, paragraph (b) is revised to read as follows:

140.9a Information collection requirements: OMB approval.

* * * * *

(b) The approved information collection requirements contained in this part appear in §§ 140.6, 140.7, 140.13b, 140.15, 140.17, 140.20, 140.21 and 140.22. (49 FR 19629, May 9, 1984).

41. A new § 140.13b is added to read as follows:

§ 140.13b Amount of financial protection required for uranium enrichment facilities.

Each holder of a license issued under parts 40 or 70 of this chapter for a uranium enrichment facility that involves the use of source material or

special nuclear material is required to have and maintain financial protection in the form of liability insurance. Such liability insurance must be the type and in the amounts the Commission considers appropriate to cover liability claims arising out of any occurrence within the United States that causes, within or outside the United States, bodily injury, sickness, disease, death, loss of or damage to property, or loss of use of property arising out of or resulting from the radioactive, toxic, explosive, or other hazardous properties of chemical compounds containing source material or special nuclear material. Proof of financial protection must be filed with the Commission as required by § 140.15 before issuance of a license for a uranium enrichment facility under parts 40 and 70 of this chapter.

PART 150—EXEMPTIONS AND CONTINUED REGULATORY AUTHORITY IN AGREEMENT STATES AND IN OFFSHORE WATERS UNDER SECTION 274

42. The authority citation for part 150 is revised to read as follows:

Authority: Sec. 161, 68 Stat. 948, as amended, sec. 274, 73 Stat. 688 (42 U.S.C. 2201, 2021); sec. 201, 88 Stat. 1242, as amended (42 U.S.C. 5841); sec. 5, Pub. L. 101–575, 104 Stat. 2835 (42 U.S.C. 2243).

Sections 150.3, 150.15, 150.15a, 150.31, 150.32 also issued under secs. 11e(2), 81, 68 Stat. 923, 935, as amended, secs. 83, 84, 92 Stat. 3033, 3039 (42 U.S.C. 2014e(2), 2111, 2113, 2114). Section 150.14 also issued under sec. 53, 68 Stat. 930, as amended (42 U.S.C. 2073). Section 150.15 also issued under secs. 135, 141, Pub. L. 97–425, 96 Stat. 2232, 2241 (42 U.S.C. 10155, 10161). Section 150.17a also issued under sec. 122, 68 Stat. 939 (42 U.S.C. 2152). Section 150.30 also issued under sec. 234, 83 Stat. 444 (42 U.S.C. 2282).

For the purposes of sec. 223, 68 Stat. 958, as amended (42 U.S.C. 2273); §§ 150.20(b)(2)–(4) and 150.21 are issued under sec. 161b, 68 Stat. 948, as amended (42 U.S.C. 2201(b)); § 150.14 is issued under sec. 161i, 68 Stat. 949, as amended (42 U.S.C. 2201(i)); and §§ 150.16–150.19 and 150.20(b)(1) are issued under sec. 161o, 68 Stat. 950, as amended (42 U.S.C. 2201(o)).

43. In § 150.3, paragraph (h) is revised and paragraph (m) is added to read as follows:

§ 150.3 Definitions.

* * * * *

(h) *Production facility* means:

(1) Any equipment or device determined by rule of the Commission to be capable of the production of special nuclear material in such quantity as to be of significance to the common defense and security, or in such manner as to affect the health and safety of the public, including a uranium enrichment facility; or

(2) Any important component part especially designed for such equipment or device as determined by the Commission.

* * * * *

(m) *Uranium enrichment facility* means:

(1) Any facility used for separating the isotopes of uranium or enriching uranium in the isotope 235, except laboratory scale facilities designed or used for experimental or analytical purposes only; or

(2) Any equipment or device, or important component part especially designed for such equipment or device, capable of separating the isotopes of uranium or enriching uranium in the isotope 235.

PART 170—FEES FOR FACILITIES AND MATERIALS LICENSES AND OTHER REGULATORY SERVICES UNDER THE ATOMIC ENERGY ACT OF 1954, AS AMENDED

44. The authority citation for part 170 continues to read as follows:

Authority: 31 U.S.C. 9701, 96 Stat. 1051; sec. 301, Pub. L. 92–314, 86 Stat. 222 (42 U.S.C. 2201w); sec. 201, 88 Stat. 1242, as amended (42 U.S.C. 5841).

* * * * *

45. In § 170.3, paragraph (2) of the term "production facility" is revised and a new term "Uranium enrichment facility" is added to read as follows:

§ 170.3 Definitions.

* * * * *

Production facility means:

* * * * *

(2) Any facility designed or used for the separation of the isotopes of plutonium, except laboratory scale facilities designed or used for experimental or analytical purposes only; or

* * * * *

Uranium enrichment facility means:

(1) Any facility used for separating the isotopes of uranium or enriching uranium in the isotope 235, except laboratory scale facilities designed or used for experimental or analytical purposes only; or

(2) Any equipment or device, or important component part especially designed for such equipment or device, capable of separating the isotopes of uranium or enriching uranium in the isotope 235.

* * * * *

§ 170.21 [Amended]

46. In § 170.21, the table "Schedule of Facility Fees" is amended by removing and reserving Category E, Uranium Enrichment Plant.

47. In § 170.31, the table "Schedule of Materials Fees" is revised by adding 1E to read as follows:

§ 170.31 Schedule of fees for materials licenses and other regulatory services, including inspections and import and export licenses.

* * * * *

SCHEDULE OF MATERIALS FEES

[See footnotes at the end of table]

Category of materials licenses and type of fees [1]	Fee [2] [3]
1. Special nuclear material:	
* * * * *	
E. Licenses for construction and operation of a uranium enrichment facility.	
Application	$125,000
License, Renewal, Amendment	Full Cost
Inspection:	
Routine	Full Cost
Nonroutine	Full Cost

* * * * *

[1] *Type of fees*—Separate charges as shown in the schedule will be assessed for preapplication consultations and reviews, applications for new licenses and approvals, issuance of new licenses and approvals, amendments and renewals to existing licenses and approvals, safety evaluations of sealed sources and devices, and inspections. The following guidelines apply to these charges:

(a) *Application fees*—Applications for new materials licenses and approvals; applications to reinstate expired licenses and approvals except those subject to fees assessed at full cost; and applicants filed by Agreement State licensees to register under general license provisions of 10 CFR 150.20, must be accompanied by the prescribed application fee for each category, except that: (1) Applications for licenses covering more than one fee category of special nuclear material or source material must be accompanied by the prescribed application fee for the highest fee category; and (2) applications for licenses under the Category 1E must be accompanied by an application fee of $125,000.

(b) *License/approval/review fees*—Fees for applications for new licenses and approvals and for preapplication consultations and reviews subject to full cost fees (fee Categories 1A, 1B, 1E, 2A, 4A, 5B, 10A, 11, 12, 13A, and 14) are due upon notification by the Commission in accordance with § 170.12 (b), (e), and (f).

(c) *Renewal/reapproval fees*—Applications for renewal of licenses and approvals must be accompanied by the prescribed renewal fee for each category, except that fees for applications for renewal of licenses and approvals subject to full cost fees (fee Categories 1A, 1B, 2A, 4A, 5B, 10A, 11, 12, 13A, and 14) are due upon notification by the Commission in accordance with § 170.12(d).

(d) *Amendment fees*—(1) Applications for amendments to licenses and approvals, except those subject to fees assessed at full cost, must be accompanied by the prescribed amendment fee for each license affected. An application for an amendment to a license or approval classified in more than one fee category must be accompanied by the prescribed amendment fee for the category affected by the amendment unless the amendment is applicable to two or more fee categories, in which case the amendment fee for the highest fee category applies. For those licenses and approvals subject to full costs (fee Categories 1A, 1B, 1E, 2A, 4A, 5B, 10A,

11, 12, 13A, and 14), amendment fees are due upon notification by the Commission in accordance with § 170.12(c). (2) An application for amendment to a materials license or approval that would place the license or approval in a higher fee category or add a new fee category must be accompanied by the prescribed application fee for the new category. (3) An application for amendment to a license or approval that would reduce the scope of a license's program to a lower fee category must be accompanied by the prescribed amendment fee for the lower fee category. (4) Applications to terminate licenses authorizing small materials programs, when no dismantling or decontamination procedures are required, are not subject to fees.

(e) *Inspection fees*—Separate charges will be assessed for each routine and nonroutine inspection performed, including inspections conducted by the NRC of Agreement State Licensees who conduct activities in non-Agreement States under the reciprocity provisions of 10 CFR 150.20. Inspections resulting from investigations conducted by the Office of Investigations and nonroutine inspections that result from third-party allegations are not subject to fees. If a licensee holds more than one materials license at a single location, a fee equal to the highest fee category covered by the licenses will be assessed if the inspections are conducted at the same time, unless the inspection fees are based on the full cost to conduct the inspection. The fees assessed at full cost will be determined based on the professional staff time required to conduct the inspection multiplied by the rate established under § 170.20 to which any applicable contractual support services costs incurred will be added. Licenses covering more than one category will be charged a fee equal to the highest fee category covered by the license. Inspection fees are due upon notification by the Commission in accordance with § 170.12(g). See Footnote 5 for other inspection notes.

[2] Fees will not be charged for orders issued by the Commission pursuant to 10 CFR 2.204 nor for amendments resulting specifically from such Commission orders. However, fees will be charged for approvals issued pursuant to a specific exemption provision of the Commission's regulation under title 10 of the Code of Federal Regulations (e.g., §§ 30.11, 40.14, 70.14, 73.5, and any other sections now or hereafter in effect) regardless of whether the approval is in the form of a license amendment, letter of approval, safety evaluation report, or other form. In addition to the fee shown, an applicant may be assessed an additional fee for sealed source and device evaluations as shown in Category 9A through 9D.

[3] Full cost fees will be determined based on the professional staff time and appropriate contractual support services expended. For those applications currently on file and for which fees are determined based on the full cost expended for the review, the professional staff hours expended for the review of the application up to the effective date of this rule will be determined at the professional rates established for the June 20, 1984, January 30, 1989, and July 2, 1990, rules, as appropriate. For those applications currently on file for which review costs have reached an applicable fee ceiling established by the June 20, 1984, and July 2, 1990 rules, but are still pending completion of the review, the cost incurred after any applicable ceiling was reached through January 29, 1989, will not be billed to the applicant. Any professional staff-hours expended above those ceilings on or after January 30, 1989, will be assessed at the applicable rates established by § 170.20, as appropriate, except for topical reports whose costs exceed $50,000. Costs which exceed $50,000 for each topical report, amendment, revision or supplement to a topical report completed or under review from January 30, 1989, to the effective date of this rule will not be billed to the applicant. Any professional hours expended on or after the effective date of this rule will be assessed at the rate established in § 170.20. In no event will the total review costs be less than twice the hourly rate shown in § 170.20.

Dated at Rockville, Maryland, this 9th day of September 1991.

For the Nuclear Regulatory Commission.

Samuel J. Chilk,

Secretary of the Commission.

[FR Doc. 91-22072 Filed 9-13-91; 8:45 am]

BILLING CODE 7590-01-M

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 75

[Airspace Docket No. 91-AWP-4]

Proposed Alteration of Jet Route J-92

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Notice of proposed rulemaking.

SUMMARY: This notice proposes to alter the description of Jet Route J-92 located between Yakima, WA, and Mustang, NV. The establishment of this route is necessary to improve the flow of traffic in the Reno, NV, terminal area and provide an alternate route for northbound departures. Aircraft departing northbound and overflying this area are often issued this route by controllers to insure separation from traffic using Jet Route J-5. The adjustment of this route is designed to establish optimum use of the airspace in this region and reduce controller workload.

DATES: Comments must be received on or before November 1, 1991.

ADDRESSES: Send comments on the proposal in triplicate to: Manager, Air Traffic Division, AWP-500, Docket No. 91-AWP-4, Federal Aviation Administration, P.O. Box 92007, Worldway Postal Center, Los Angeles, CA 90009.

The official docket may be examined in the Rules Docket, weekdays, except Federal holidays, between 8:30 a.m. and 5 p.m. The FAA Rules Docket is located in the Office of the Chief Counsel, room 916, 800 Independence Avenue, SW., Washington, DC.

An informal docket may also be examined during normal business hours at the office of the Regional Air Traffic Division.

FOR FURTHER INFORMATION CONTACT: Alton D. Scott, Airspace and Obstruction Evaluation Branch (ATP-240), Airspace-Rules and Aeronautical Information Division, Air Traffic Rules and Procedures Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone: (202) 267-9252.

SUPPLEMENTARY INFORMATION:

Comments Invited

Interested parties are invited to participate in this proposed rulemaking by submitting such written data, views, or arguments as they may desire. Comments that provide the factual basis supporting the views and suggestions presented are particularly helpful in developing reasoned regulatory decisions on the proposal. Comments are specifically invited on the overall regulatory, aeronautical, economic, environmental, and energy aspects of the proposal. Communications should identify the airspace docket and be submitted in triplicate to the address listed above. Commenters wishing the FAA to acknowledge receipt of their comments on this notice must submit with those comments a self-addressed, stamped postcard on which the following statement is made: "Comments to Airspace Docket No. 91-AWP-4." The postcard will be date/time stamped and returned to the commenter. All communications received before the specified closing date for comments will be considered before taking action on the proposed rule. The proposal contained in this notice may be changed in the light of comments received. All comments submitted will be available for examination in the Rules Docket both before and after the closing date for comments. A report summarizing each substantive public contact with FAA personnel concerned with this rulemaking will be filed in the docket.

Availability of NPRM's

Any person may obtain a copy of this Notice of Proposed Rulemaking (NPRM) by submitting a request to the Federal Aviation Administration, Office of Public Affairs, Attention: Public Inquiry Center, APA-230, 800 Independence Avenue, SW., Washington, DC 20591, or by calling (202) 267-3484. Communications must identify the notice number of this NPRM. Persons interested in being placed on a mailing list for future NPRM's should also request a copy of Advisory Circular No. 11-2A which describes the application procedure.

The Proposal

The FAA is considering an amendment to § 75.100 of part 75 of the Federal Aviation Regulations (14 CFR part 75) to alter the description of Jet Route J-92 located between Yakima, WA, and Mustang, NV. The establishment of this route is necessary to improve the flow of traffic in the Reno, NV, terminal area and provide an alternate route for northbound departures. Aircraft departing northbound and overflying this area are often issued this route by controllers to insure separation from traffic using Jet Route J-5. This action would improve existing routes within this region while providing additional routes to accommodate increasing air traffic. This

proposal would reduce pilot/controller communications. Section 75.100 of part 75 of the Federal Aviation Regulations was republished in Handbook 7400.6G dated September 4, 1990.

The FAA has determined that this proposed regulation only involves an established body of technical regulations for which frequent and routine amendments are necessary to keep them operationally current. It, therefore—(1) is not a "major rule" under Executive Order 12291; (2) is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034; February 26, 1979); and (3) does not warrant preparation of a regulatory evaluation as the anticipated impact is so minimal. Since this is a routine matter that will only affect air traffic procedures and air navigation, it is certified that this rule, when promulgated, will not have a significant economic impact on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

List of Subjects in 14 CFR Part 75

Aviation safety, Jet routes.

The Proposed Amendment

Accordingly, pursuant to the authority delegated to me, the Federal Aviation Administration proposes to amend part 75 of the Federal Aviation Regulations (14 CFR part 75) as follows:

PART 75—ESTABLISHMENT OF JET ROUTES AND AREA HIGH ROUTES

1. The authority citation for part 75 continues to read as follows:

Authority: 49 U.S.C. App. 1348(a), 1354(a), 1510; Executive Order 10854; 49 U.S.C. 106(g) (Revised Pub. L. 97-449, January 12, 1983); 14 CFR 11.69.

§ 75.100 [Amended]

2. Section 75.100 is amended as follows:

J-92 [Amended]

By removing the words "From Mustang, NV via Coaldale, NV;" and substituting the words "From Yakima, WA; via Redmond, OR; Klamath Falls, OR; Mustang, NV; Coaldale, NV;"

Issued in Washington, DC, on September 6, 1991.

William C. Davis,

Acting Manager, Airspace-Rules and Aeronautical Information Division.

[FR Doc. 91-22147 Filed 9-13-91; 8:45 am]

BILLING CODE 4910-13-M

SECURITIES AND EXCHANGE COMMISSION

17 CFR Part 240

[Release No. 34-29663; File No. S7-27-91]

RIN 3235-AE19

Acceptance of Signature Guarantees From Eligible Guarantor Institutions

AGENCY: Securities and Exchange Commission.

ACTION: Notice of proposed rulemaking.

SUMMARY: The Securities and Exchange Commission is publishing for comment a new rule under the Securities Exchange Act of 1934 ("Act") designed to: Provide for the protection of investors; facilitate the equitable treatment of financial institutions which guarantee signatures of endorsers of securities; increase the efficiency of the security transfer process; and, reduce the risk associated with a signature guarantor's inability to meet its obligations. The proposed rule would: (1) Prohibit inequitable treatment of eligible guarantor institutions; and (2) require transfer agents to establish written standards for the acceptance of signature guarantees. The proposed rule would implement section 17A(d)(5) of the Act, as amended by section 206 of the Securities Enforcement Remedies and Penny Stock Reform Act of 1990 ("Enforcement Act"). Section 206 of the Enforcement Act clarifies the Commission's rulemaking authority to implement rules to facilitate the equitable treatment of financial institutions which issue signature guarantees.

DATES: Comments must be received on or before October 31, 1991.

ADDRESSES: People wishing to submit written views, data and comments should file three copies with Jonathan G. Katz, Secretary, Securities and Exchange Commission, 450 Fifth Street, NW., Mail Stop 6-9, Washington, DC 20549. Comment letters should refer to File No. S7-27-91 and will be available for public inspection and copying at the Commission's Public Reference Room, 450 Fifth St., NW., Washington, DC 20549.

FOR FURTHER INFORMATION CONTACT: Anthony Bosch, Attorney, Branch of Transfer Agent Regulation, at 202/272-2775, Division of Market Regulation, Securities and Exchange Commission, Washington, DC 20549.

SUPPLEMENTARY INFORMATION: The Securities and Exchange Commission ("Commission") is proposing for comment new rule 17Ad-15 (17 CFR 240.17Ad-15) under the Securities Exchange Act of 1934 ("Act") that, if adopted, would amend title 17 of chapter II, part 240 of the Code of Federal Regulations. The rule as proposed would require, among other things, that registered transfer agents treat all financial institutions in the acceptance of signature guarantees on an equitable basis. The proposed rule, if adopted, would implement section 17A(d)(5) of the Act, as amended by section 206 of the Securities Enforcement Remedies and Penny Stock Reform Act of 1990 ("Enforcement Act").[1]

I. Need for the Rule

A. *Implement Statutory Directive*

Section 17A(d)(5) of the Act, as amended by section 206 of the Enforcement Act, provides the Commission rulemaking authority to implement rules to facilitate the equitable treatment by transfer agents of financial institutions that issue signature guarantees. Section 17A(d)(5) of the Act states that a registered transfer agent may not, directly or indirectly, engage in any activity in connection with the guarantee of a signature of an endorser of a security, including the acceptance or rejection of such guarantee, in contravention of such rules and regulations as the Commission may prescribe as necessary or appropriate in the public interest, or for the protection of investors, to facilitate the equitable treatment of financial institutions which issue such guarantees.

The Enforcement Act's amendments provide the Commission with explicit authority to ensure equitable treatment among signature guarantors. In enacting the Enforcement Act, Congress expected the Commission to adopt rules prohibiting, among other things, disparate treatment of various financial institutions in the acceptance of signature guarantees. This practice imposes unnecessary burdens on investors and persons facilitating transactions by and on behalf of investors.[2] Proposed Rule 17Ad-15 would implement that directive by facilitating the equitable treatment of financial institutions which issue signature guarantees.

B. *Facilitate the Equitable Treatment of Guarantors*

Signature guarantees are essential to the transfer of registered-form securities. In order to effect a transfer of ownership

[1] 15 U.S.C. 78q-9(d)(5) as amended by Public Law 101-429, 206, 104 Stat. 941 (1990).

[2] 136 Cong. Rec. S14059 (daily ed. September 27, 1990) (statement of Sen. Garn).

of the registered-form security, the security certificate must be endorsed by the registered owner.[3] Because it is not possible for an issuer, or its transfer agent,[4] to know all registered securities owners, the issuer or its transfer agent must rely on the guarantee of a financial intermediary that the endorsement on the certificate is genuine and effective.[5] The transfer agent also must determine whether the signature guarantor has the financial capacity to satisfy future claims in the event of a wrongful transfer of the security.

A signature guarantee transfers to the guarantor from the issuer or its transfer agent the risk of, and liability for, forged endorsements or unauthorized transfers. Because acceptance of a signature guarantee involves a determination that the guarantor has sufficient financial strength to satisfy any future claims in the event of a wrongful transfer of the security, state law permits issuers and transfer agents to require signature guarantees for each endorsement by persons "reasonably believed * * * to be responsible." [6] State law further permits issuers and transfer agents to adopt financial responsibility standards for guarantors, if those standards are not "manifestly unreasonable."[7]

Financial institutions guarantee signatures through use of rubber stamp and manual authorized signatures. They must provide each of an estimated 2,000 transfer agents with signature cards containing a specimen signature for each individual authorized to effect the institution's signature guarantee.[8] Guarantors must update the signature cards on file with transfer agents whenever there is a change in the personnel authorized to effect signature guarantees.[9] Guarantors also must maintain strict internal controls to assure that only authorized personnel effect signature guarantees, and that those individuals understand the extent of the institution's liability for a signature guarantee. Transfer agents must maintain files of tens of thousands of specimen signature cards, which must be readily accessible so that their employees can compare the specimen signature on the card with the signature guarantee on the securities certificate. Whenever new signature cards are received by the transfer agent, they must be sorted and filed appropriately to ensure that transfers of securities are based only on the signature of currently authorized personnel of the guarantor.[10] Moreover, transfer agents must maintain financial information on signature guarantors to ensure that those guarantors meet the individual transfer agent's financial responsibility standards.[11]

Transfer agents generally accept the signature guarantees of commercial banks, trust companies, and broker-dealers, institutions that traditionally have offered signature guarantee services to their customers.[12] The universe of financial institutions authorized to provide signature guarantees for customers, however, has expanded dramatically in recent years. As a result of legislative reforms in the financial services industry over the past several years, approximately 2,500 savings and loan associations [13] and 14,000 credit unions are now authorized to guarantee signatures for securities transfer.[14] Consequently, approximately 35,000 financial institutions are currently authorized to provide signature guarantee services.

Although many of these institutions are authorized to offer signature guarantee services to their customers, they are precluded, as a practical matter, from doing so because transfer agents accept their signature guarantees only on an exception basis. Transfer agents attribute their reluctance to accept these signature guarantees to the burden of assessing financial responsibility of, and monitoring authorized signatures from, this expanded universe of potential signature guarantors and the increased risk posed by increasing the group of acceptable guarantors.[15] Moreover, transfer agents have expressed the view that the risks incurred in accepting signature guarantees from unknown financial institutions outweigh by far any inconvenience savings and loan associations and credit unions experience in obtaining signature guarantees from guarantors that are acceptable to transfer agents.[16] Although the Commission has advised transfer agents of its belief that applicable state law requires agents to make an independent determination on the financial responsibility and integrity of a signature guarantor, and that relying solely on the type of institution (*i.e.*, "commercial bank" or "savings and loan association") in determining whether to accept that institution's signature guarantee would appear to be inconsistent with state law,[17] many transfer agents continue to reject signature guarantees from savings and loan associations.

C. *Improve the Signature Guarantee Process*

Since the universe of potential guarantors has expanded dramatically in recent years, it is not possible for the current signature guarantee system to accommodate the increased number of signature guarantors. As a consequence, many financial institutions are precluded from providing signature guarantee services for their customers or must enlist the services of another financial intermediary to re-guarantee their signature guarantees.

At the urging of Commission staff, an inter-industry task force ("Task Force") composed of representatives from the American Bankers Association ("ABA"),

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[3] Transfer of a security requires delivery to a purchaser. U.C.C. 8–313. A purchaser may not become a bona fide purchaser until the certificate is endorsed. U.C.C. 8–307. An issuer must transfer a registered security when it is endorsed by the registered owner. U.C.C. 8–401.

[4] A transfer agent has the same obligation to the holder of the security and has the same rights and privileges as the issuer with regard to the transfer agent functions it perform. U.C.C. 8–406(1).

[5] In general, a signature guarantor warrants at the time of signing that: (1) The signature was genuine; (2) the signer was an appropriate person to endorse the security or originate the instruction; and (3) the signer had legal capacity to sign. U.C.C. 8–312.

[6] U.C.C. 8–402.

[7] *Id.*

[8] A large financial institution with many branches would have to provide the transfer agent with a signature card with an authorized signature for each branch location. One large retail broker-dealer, for example, files between 6,000–10,000 signature cards with transfer agents.

[9] Multi-branch signature guarantor broker-dealers or banks may spend as much as $35,000 to $40,000 annually to update signature card filings with transfer agents and to process certificates for transfer.

[10] Failure to file and review updated signature cards from guarantors could expose the transfer agent to liability for wrongful transfer of a security if the transfer agent relied on a signature guarantee effected by an individual no longer authorized by the guarantor institution. Also, failure to file signature cards accurately could result in transfer agent liability for unreasonable delays in transfer or refusal to register a transfer, if the transfer agent rejected the signature guarantee.

[11] Because of the large number of guarantors, many transfer agents are unable to monitor closely the financial condition of signature guarantors to discover whether reliance on the institution's guarantee continues to be prudent.

[12] *See* U.S. League of Savings Associations, SEC No-Action Letter, [1982–1983 Transf. Binder] Fed. Sec. L. Rep. (CCH) ¶ 77,412 at 78,500 (April 29, 1983) ("U.S. League Letter").

[13] 12 U.S.C. 1464(n). *See also* Opinion of the General Counsel, Federal Home Loan Bank Board (1988–1989 Transfert Binder] Fed. Banking L. Rep. (CCH) ¶ 82,007 (August 11, 1981).

[14] Federal credit unions, seeking to expand their customer services, are permitted to provide signature guarantees so long as the guarantees are limited to the signatures of existing credit union customers and are provided at no cost. See letter from Robert M. Fenner, General Counsel, National Credit Union Administration, to Congressman Charles Wilson, dated December 15, 1986.

[15] *See* U.S. League Letter, *supra* note 12.

[16] *Id.*

[17] *Id. See also* Midwest Stock Exchange, Inc., SEC No-Action Letter (1982–83 Transfer Binder) Fed. Sec. L. Rep. (CCH) ¶77,411 at 78,499 (December 6, 1982).

the Securities Industry Association ("SIA"), the Securities Transfer Association ("STA"), the National Association of Securities Dealers, Inc. ("NASD"), the United States League of Savings and Loan Institutions ("U.S. League"), and the Credit Union National Association ("CUNA"), and assisted by insurance experts, was formed in 1983 to study the problems with the current signature guarantee process. After several years of exploring different approaches, the Task Force adopted the Surety/Medallion concept and developed the Guarantee Assurance Program ("GAP"), which would have permitted nationwide acceptance by transfer agents of the signature guarantees of all qualifying financial institutions.[18] Specifically, the program was designed to provide: (A) Minimum qualification standards; (B) surety bond protection to guarantors and transfer agents in the event of breach of guarantor warranties coupled with guarantor insolvency; (C) improved processing of guarantees through the use of imprinted or stamped medallions; and (D) accommodation for small qualifying financial institutions that seek to provide signature guarantees to their customers on a limited basis. This Task Force, however, could not reach a consensus; thus GAP was never implemented.

II. Section by Section Discussion of Proposed Rule 17Ad–15

The Commission preliminarily believes that proposed rule 17Ad–15, if adopted, would improve the current signature guarantee process, which is archaic, manually intensive and costly for both signature guarantors and transfer agents. Rule 17Ad–15 would: (1) Prohibit inequitable treatment of eligible guarantor institutions; and (2) require transfer agents to establish written standards for the acceptance of signature guarantees.

Rule 17Ad–15(a) would define certain terms used in the rule, such as "eligible guarantor institutions" and "signature guarantee." Rule 17Ad–15(a) would define eligible guarantor institutions that would be protected by the rule. Eligible guarantor institutions would include banks, brokers, dealers, municipal securities dealers, municipal securities brokers, government securities dealers, government security brokers, insured credit unions, national securities exchanges, registered securities associations, clearing agencies and savings associations. The proposed definition is intended to provide for the universe of financial institutions that are authorized to provide signature guarantees for their customers. The commission invites comments regarding whether the proposed definition of eligible guarantor institutions includes all financial institutions that are authorized to provide signature guarantees.

Rule 17Ad–15(a)(3) would define the term "guarantee" as a guarantee of the signature of the person endorsing a certificated security or originating an instruction to transfer ownership of a security; or a guarantee of erasures, alterations, or similar changes material to the certificate, endorsements on the certificate, or instructions concerning transfer of securities. The proposed definition is intended to define "guarantee" broadly to provide for the guarantee of endorsement necessary to effect a transfer of ownership in registered-form securities and to ensure that the endorsement is genuine and effective.[19] The Commission invites commentators to address whether the proposed definition of "guarantee" is sufficient to cover the various types of guarantees currently used by the financial community.

Rule 17Ad–15(b) would implement section 17A(d)(5) of the Act by prohibiting a registered transfer agent from engaging in any activity in connection with a guarantee, including the acceptance or rejection of such guarantee, that results in the inequitable treatment of any eligible guarantor institution. Absent a regulatory solution that provides a mechanism for acceptance of signature guarantees from savings and loan associations and credit unions, many transfer agents continue to reject signature guarantees from such financial institutions.[20] Implementation of the proposed rule would facilitate the equitable treatment of financial institutions qualified to issue signature guarantees.

Rule 17Ad–15(c) would require transfer agents to establish written standards for the acceptance of guarantees of securities transfers from eligible guarantor institutions. Transfer agents also would be required to establish procedures, including written guidelines where appropriate, to ensure that those standards are used by the transfer agent in determining whether to accept or reject guarantees from eligible guarantor institutions.

Rule 17Ad–15(c) also would require transfer agents to adopt standards and procedures that do not establish terms and conditions (including those pertaining to financial condition) that, as written or applied, treat different classes of eligible guarantor institutions inequitably nor result in the rejection of a guarantee from an eligible guarantor institution solely because the guarantor institution is of a particular type of institution. Transfer agents' written standards may include requirements relating to the financial institution's creditworthiness, such as the financial institution's net worth, net capital, operational integrity and credit history.[21]

The Commission is not proposing to specify minimum standards or procedures. The Commission believes that the proposed rule is consistent with section 8–402(2) of the Uniform Commercial Code ("U.C.C."). Section 8–402 defines "guarantee of signature" as "a guarantee signed by or on behalf of a person reasonably believed by the issuer to be responsible." Further, section 8–402(2) of the U.C.C. enables the issuer to "adopt standards with respect to responsibility if they are not manifestly unreasonable." [22] The Commission invites commentators to address whether the proposed approach and substance are adequate to ensure the equitable treatment of financial guarantors eligible to issue signature guarantees.

Proposed rule 17Ad–15(d) would require transfer agents to make certain determinations before rejecting a transfer request because of the signature guarantor. Before a transfer agent rejects a request for transfer because the certificate, instruction or documentation accompanying the transfer request includes an unacceptable guarantee,

[18] The SIA, STA, NASD, U.S. League and CUNA formally approved the GAP program which encompasses the Surety/Medallion concept and technology.

[19] *See* U.C.C. 8–312, *supra* note 5.

[20] *See* U.S. League Letter, *supra* note 12.

[21] Transfer agents may incur increased expense in order to assess the creditworthiness of an expanded universe of guarantor institutions, and the commission invites commentators to identify and quantify that expense. One likely cost component will be information about the financial condition of eligible guarantors. That information appears to be available from commercial vendors such as Sheshunoff Information Services Inc.; Thomson Bankwatch, Inc.; Thomson Financial Information; and Veribanc, Inc. Information concerning the financial condition of eligible guarantors may also be available from the guarantor's regulatory agency. For example, bank financial reports are available from the Federal Deposit Insurance Corporation; savings association financial reports are available from the Office of Thrift Supervision; and credit union financial reports are available from the National Credit Union Administration.

[22] "[W]ith regard to the particular function he performs, a transfer agent has the same obligation to the holder or owner of a [security] and has the same rights and privileges as the issuer has in regard to those functions." U.C.C. section 8–406.

rule 17Ad–15(d) would require the transfer agent to make a determination that the guarantor, if it is an eligible guarantor institution, does not satisfy the transfer agent's written standards or procedures. As proposed, the transfer agent bears the burden of proof in determining whether the criteria used to accept or reject signature guarantees satisfies the proposed rule. The Commission invites commentators to address whether the proposed approach and substance impose on transfer agents costs or burdens that are excessive in relation to the extent to which anticipated equitable treatment will be ensured for financial guarantors.

The Commission believes that requiring transfer agents to establish and follow written standards in accepting or rejecting signature guarantees will facilitate monitoring transfer agent compliance with the proposed rule. Further, written standards will ensure that criteria used and the financial document relied on to determine whether to accept a guarantee from any particular financial institution are not manifestly unreasonable and do not, as written or applied, treat different classes of eligible guarantor institutions inequitably.

Rule 17Ad–15(e) would require registered transfer agents to maintain a copy of their standards and procedures in an easily accessible place.[23] Transfer agents also would be required to maintain, for a period of three years following the date of the rejection, a record of all transfers rejected, along with the reason for the rejection, who the guarantor was and whether the guarantor failed to meet the transfer agent's guarantee standard. This also would facilitate Commission and other regulatory agencies in monitoring and enforcement of the proposed rule. The Commission invites commentators to address whether these measures will be adequate to enforce the proposed rule.

Rule 17Ad–15(f) would specify certain instances where transfer agents may reject signature guarantees from guarantor institutions without violating rule 17Ad–15. The Commission notes that state law permits transfer agents to reject a transfer for reasons unrelated to the signature guarantee.[24] Thus, rule 17Ad–15(f) would provide a "safe harbor" to transfer agents for rejections that might otherwise be viewed as a violation of the proposed rule.

Rule 17Ad–15(f)(1) would provide that a transfer agent may reject a transfer request for reasons unrelated to acceptance of the guarantor institution. For example, a transfer agent may reject a transfer request if the signature is forged. Rule 17Ad–15(f)(2) would specify that a transfer agent may reject a securities transfer if the person purportedly acting on behalf of the guarantor institution is not authorized by that institution to act on its behalf.

Rule 17Ad–15(f)(3) would provide a safe harbor for transfer agents by specifying that a transfer agent may reject a request for a securities transfer if the eligible guarantor institution is a broker-dealer than neither is a member of a registered clearing agency nor maintains net capital of at least $100,000. By virtue of their business, broker-dealers often handle securities with substantial value. The proposed safe harbor would allow transfer agents to specify minimum capital standards for broker-dealers who are not members of or participants in a registered clearing agency. Those standards could be different from the standards for other types of guarantor institutions, provided the standards for broker-dealers do not require the broker-dealer to maintain more than $100,000 in net capital. The proposed safe harbor would be permissive, not mandatory. The Commission invites commentators to address whether the concept underlying this safe harbor is appropriate and, if so, whether the threshold should be modified in any way.

Rule 17Ad–15(f)(4) would allow transfer agents to reject securities transfers if the dollar value of the securities subject to the requested transfer exceeds a maximum dollar value as specified in the transfer agent's standards or procedures, provided that the maximum dollar value specified applies to all eligible guarantor institutions or bears a reasonable relationship to the financial condition of the eligible guarantor institution whose guarantee was rejected. For example, rule 17Ad–15(f)(4) would allow a transfer agent to set a maximum dollar value of one million dollars for any transfer submission from all financial institutions with equivalent capital of $10 million to $20 million.[25] Rule 17Ad–15(f)(4) also would allow transfer agents to establish a maximum dollar amount in relation to the guarantor's financial condition or net equity. Rule 17Ad–15(f)(4) would not allow transfer agents to set a maximum dollar amount according to a particular class of financial institution.

The Commission invites commentators to address whether the exclusions enumerated in proposed rule 17Ad–15(f) constitute appropriate bases for rejections based on objective measures of financial strength or on reasons unrelated to the guarantee of signature. Commentators also are invited to address whether the exclusions are too broad or should be expanded and, if so, in what manner.

Rule 17Ad–15(g) would permit a transfer agent to comply with the requirements of rule 17Ad–15(c) if the transfer agent's standards and procedures provide for the acceptance of guarantees from eligible guarantor institutions who are participants in a "signature guarantee program." As defined in rule 17Ad–15(g), a "signature guarantee program" is a program, the terms and conditions of which, the transfer agent reasonably determines are designed to meet two goals. The first goal is the equitable, non-discriminatory treatment of eligible guarantor institutions. The second goal is promoting the prompt, accurate and safe transfer of securities by providing protection to the transfer agent against financial loss in cases where the transfer agent cannot obtain compensation from the guarantor due, for example, to closure of the eligible guarantor institution, or in instances of an unauthorized guarantee purportedly made in the name of the eligible guarantor institution.[26]

This provision would permit a transfer agent to shift ongoing credit evaluation and monitoring of eligible financial institutions to the administrators of a signature guarantee program. To benefit from this provision, a transfer agent must review the program design, specifications, agreements, standards

[23] The Commission expects that those standards or a brief summary of those standards will be available to the public upon request. The Commission invites commentators to address whether the rule should require transfer agents to make these standards available to the public upon request.

[24] For example, a transfer agent may reject a request for transfer of a security where the transfer agent reasonably believes that the transfer would be wrongful, the issuer has a duty as to adverse claims, or the transfer would result in a violation of any applicable law relating to the collection of taxes.

[25] Accordingly, if a broker-dealer or savings and loan association with $15 million in capital guaranteed signatures on a transfer request whose value exceeded $1 million, the transfer agent could reject the transfer without violating rule 17Ad–15. If, in this example, the savings and loan association guaranteed signatures on the transfer and its value was less than $1 million, the rejection would appear to violate rule 17Ad–15 as proposed.

[26] For example, the Security Transfer Agents Medallion Program ("STAMP") currently utilizes new technology for production of labels and imprint plates to improve signature guarantee procedures and controls.

STAMP also provides insurance to protect transfer agents, guarantors and other parties against the risk of forged or unauthorized endorsements.

and operational details. The transfer agent must make an independent determination that the program satisfies the conditions proposed under rule 17Ad-15(g). The transfer agent then must incorporate in its signature guarantee standards its determination to accept signature guarantees from an eligible guarantor institution that participates in that program.

To prevent transfer agents from rejecting guarantees on securities transfer requests based on inequitable standards incorporated in a signature guarantee program, rule 17Ad-15(g) would require the transfer agent's determinations to be reasonable. In addition, rule 17Ad-15(g) does not exempt a transfer agent from its obligation under rule 17Ad-15(b), which prohibits rejection of guarantees that result in the inequitable treatment of an eligible guarantor institution.

Proposed rule 17Ad-15(g) is intended to encourage the development of signature guarantee programs, similar in concept to the "STAMP" and "GAP" programs noted above, that have the potential to reduce paperwork and financial risks in connection with signature guarantees. As proposed, rule 17Ad-15(g) would not mandate specific signature guarantee programs or participation in those programs.[27] Nevertheless, the Commission invites commentators to address whether mandating specific guarantee programs or participation in those programs is necessary and appropriate to accomplish the Commission's statutory mandate.[28]

The Commission invites general comments from interested persons regarding all aspects of the proposed rule. The Commission also invites comments on the costs and benefits of the proposed rule. Specifically, interested persons may comment on transfer agent costs to develop and employ written standards and procedures for the acceptance of signature guarantees and the potential benefits from requiring such standards and procedures.

III. Initial Regulatory Flexibility Analysis

The Commission has prepared an Initial Regulatory Flexibility Analysis ("IRFA") in accordance with 5 U.S.C. 603 regarding proposed rule 17Ad-15. The IRFA notes the importance of equitable treatment among financial institutions that guarantee signatures. The IRFA also notes the need for the proposed rule in light of the unwillingness of transfer agents to accept signature guarantees from savings and loan associations and credit unions. The Commission therefore believes that the benefits of proposed rule 17Ad-15 would outweigh the costs incurred by transfer agents in complying with the proposed rule.

A copy of the IRFA may be obtained by contacting Anthony Bosch, Esquire, Division of Market Regulation, Mail Stop 5-1, 450 Fifth Street, NW., Washington, DC 20549.

IV. Statutory Authority

Pursuant to the Securities Exchange Act of 1934 and particularly sections 3, 17, 17A(d), and 23(a) thereof, 15 U.S.C. 78c, 78q, 78q-1(d) and 78w(a), the Commission proposes to adopt rule 17Ad-15.

List of Subjects in 17 CFR Part 240

Reporting and recordkeeping, Securities.

V. Text of Proposed Amendments

In accordance with the foregoing, title 17, chapter II of the Code of Federal Regulations is proposed to be amended as follows:

1. The authority citation for Part 240 continues to read as follows:

Authority: 15 U.S.C. 77c, 77d, 77s, 77ttt, 78c, 78d, 78i, 78j, 78l, 78m, 78n, 78o, 78p, 78s, 78w, 78x, 79q, 79t, 80a-29, 80a-37, unless otherwise noted.

2. Section 240.17Ad-15 is added to read as follows:

§ 240.17Ad-15 Signature Guarantees.

(a) *Definitions.* For purposes of this section, the following terms shall mean:

(1) *Act* means the Securities Exchange Act of 1934;

(2) *Eligible guarantor institution* means:

(i) Banks (as that term is defined in section 3(a) of the Federal Deposit Insurance Act (12 U.S.C. 1813(a)));

(ii) Brokers, dealers, municipal securities dealers, municipal securities brokers, government securities dealers, and government securities brokers, as those terms are defined under the Act;

(iii) Insured credit unions (as that term is defined in Section 101(7) of the Federal Credit Union Act (12 U.S.C. 1752(7)));

(iv) National securities exchanges, registered securities associations, clearing agencies, as those terms are used under the Act; and

(v) Savings associations (as that term is defined in section 3(b) of the Federal Deposit Insurance Act (12 U.S.C. 1813(b))).

(3) *Guarantee* means:

(i) Guarantee of the signature of the person endorsing a certificated security or originating an instruction to transfer ownership of a security; or

(ii) Guarantee of erasures, alterations, or similar changes material to the certificate, endorsements on the certificate, or instructions concerning transfer of securities.

(b) *Acceptance of Signature Guarantees.* A registered transfer agent shall not, directly or indirectly, engage in any activity in connection with a guarantee, including the acceptance or rejection of such guarantee, that results in the inequitable treatment of any eligible guarantor institution.

(c) *Transfer Agent's Standards and Procedures.* Every registered transfer agent shall establish:

(1) Written standards for the acceptance of guarantees of securities transfers from eligible guarantor institutions; and

(2) Procedures, including written guidelines where appropriate, to ensure that those standards are used in determining whether to accept or reject guarantees from eligible guarantor institutions. Such standards and procedures shall not establish terms and conditions (including those pertaining to financial condition) that, as written or applied, treat different classes of eligible guarantor institutions inequitably, or result in the rejection of a guarantee from an eligible guarantor institution solely because the guarantor institution is of a particular type specified in paragraphs (a)(2)(i)-(a)(2)(v) of this section.

(d) *Rejection of Items Presented for Transfer.* No registered transfer agent shall reject a request for transfer of a certificated or uncertificated security because the certificate, instruction, or documents accompanying the certificate or instruction includes an unacceptable guarantee, unless the transfer agent determines that the guarantor, if it is an eligible guarantor institution, does not

[27] The Commission invites commentators to address whether the Commission should amend rule 17Ad-15(g) to permit a transfer agent to accept signature guarantees *only* from eligible guarantor institutions that participate in a signature guarantee program acceptable to that transfer agent. In effect, this would permit a transfer agent to reject a guarantee from an eligible guarantor institution that does not participate in the signature guarantee program acceptable to the transfer agent but nonetheless can document its ability to satisfy the financial standards for participation in that program.

[28] In this regard, the Commission invites interested persons to comment on whether Commission involvement in the review and recognition of signature guarantee programs would ensure the equitable treatment of eligible guarantor institutions and provide a more efficient security transfer process. Any such comments should address the scope and substance of any suggested Commission involvement.

satisfy the transfer agent's written standards or procedures.

(e) *Record Retention.* (1) Every registered transfer agent shall maintain a copy of the standards and procedures specified in paragraph (c) of this section in an easily accessible place.

(2) Every registered transfer agent shall maintain, for a period of three years following the date of the rejection, a record of transfers rejected including the reason for the rejection, who the guarantor was and whether the guarantor failed to meet the transfer agent's guarantee standards.

(f) *Exclusions.* Nothing in this section shall prohibit a transfer agent from rejecting a request for transfer of a certificated or uncertificated security:

(1) For reasons unrelated to acceptance of the guarantor institution;

(2) Because the person acting on behalf of the guarantor institution is not authorized by that institution to act on its behalf, provided that the transfer agent maintains a list of people authorized to act on behalf of that guarantor institution;

(3) Because the eligible guarantor institution of a type specified in paragraph (a)(2)(ii) of this section is neither a member of a clearing corporation nor maintains net capital of at least $100,000; or

(4) Because the dollar value of the securities subject to the requested transfer exceeds a maximum dollar value as specified in the transfer agent's standards or procedures under paragraph (c) of this section, provided that the maximum dollar value so specified applies to all eligible guarantor institutions or bears a reasonable relationship to the financial condition of the eligible guarantor institution whose guarantee was rejected.

(g) *Singature Guarantee Program.* (1) A registered transfer agent shall be deemed to comply with paragraph (c) of this section, if its standards and procedures include accepting a guarantee from an eligible guarantor institution who, at the time of issuing the guarantee, is a member of or participant in a signature guarantee program.

(2) For purposes of this section, the term "signature guarantee program," means a program, the terms and conditions of which the transfer agent reasonably determines:

(i) To facilitate the equitable treatment of eligible guarantor institutions; and

(ii) To promote the prompt, accurate and safe transfer of securities by providing:

(A) Adequate protection to the transfer agent against risk of financial loss in the event persons have no recourse against the eligible guarantor institution; and

(B) Adequate protection to the transfer agent against the issuance of unauthorized guarantees.

Dated: September 9, 1991.

By the Commission.

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 91-22141 Filed 9-13-91; 8:45 am]

BILLING CODE 8010-01-M

DEPARTMENT OF STATE

22 CFR Part 121

[Public Notice 1474]

Bureau of Politico—Military Affairs Amendments to the International Traffic in Arms Regulations (ITAR)

AGENCY: Department of State.

ACTION: Proposed rule.

SUMMARY: This proposed rule would amend the regulations implementing section 38 of the Arms Export Control Act, which governs the export of defense articles and defense services. Specifically, it would remove from the USML certain types of lasers, image intensification and infrared equipment; further define the types of defense articles controlled under USML Category XII; and move inertial platforms into a new sub-category.

DATES: Comments must be submitted on or before October 16, 1991.

ADDRESSES: Written comments should be sent to: Kyna Cooper, Office of Defense Trade Controls, SA-6, Room 228, U.S. Department of State, Washington, DC 20522-0602, FAX # (703) 875-6647. Public comments will be made available for public inspection.

FOR FURTHER INFORMATION CONTACT: Kyna Cooper, Office of Defense Trade Controls, Department of State, tel. (703) 875-6644.

SUPPLEMENTARY INFORMATION: On November 16, 1990, the President signed Executive Order 12735 on Chemical and Biological Weapons Proliferation and directed various other export control measures. The measures directed by the President include the following:

By June 1, 1991, the United States will remove from the U.S. Munitions List all items contained on the CoCom dual-use list unless significant U.S. national security interests would be jeopardized. (Memorandum of Disapproval of H.R. 4653, 26 Weekly Compilation of Presidential Documents 1839).

In implementation of the President's directive of November 16, 1990, regarding the United States Munitions List (USML), the Department of State has proposed comprehensive changes to the USML, which is part of the International Traffic in Arms Regulations (ITAR) (22 CFR parts 120-130). The ITAR implements section 38 of the Arms Export Control Act (22 U.S.C. 2778). The proposed rule that follows amends § 121.1 of the ITAR.

It is the intent of the Department that this proposed rule change shall continue coverage on the USML of items specially designed, modified, or configured for military application or items justified for retention by significant national security interests. It is not the intent of the Department in the future to impose controls on dual-use items which are not controlled by the COCOM IL unless significant national security interests would be jeopardized. The Department particularly welcomes comments from the exporting community addressing any current overlap which we have not identified.

The Department of State believes Categories XII does not control any commodity currently on the Commodity Control List, nor is it the intention of the Department to control such commodities in the future unless significant national security interests would be jeopardized.

The Department identified no USML/IL overlap for lasers, digital computers, software and technology for digital computers and photomultiplier tubes.

The Department identified the following overlap between the USML and COCOM International List: Electron tubes for image conversion or intensification (IL 1555); optical elements (IL 1556); and single and multi-element infrared communication, tracking and detection devices (ILs 1502, 1564, & 1548). The Department understands that second and third generation image intensification tubes are not widely used for commercial applications. We invite your views and comments on this understanding.

The Department intends that the following items no longer require control under the ITAR and will be removed from the USML: Zero and first generation image intensifier tubes; systems and manufacturing technology for zero and first generation image intensification tubes; single-element detector non-scanning infrared tracking, detection, and communication devices.

Further, the Department of State, with the concurrence of the Department of Defense, has determined that the following items will be moved from the coverage of the U.S. Munitions List to the coverage of the Commodity Control List upon establishment of a foreign policy control:

(1) Commercial systems containing image intensification tubes or focal plane arrays,

(2) Military lasers which are specifically designed for commercial equipment, and at the time of export, an integral part of the equipment, and

(3) Commercial image intensification tubes (i.e. those tubes not meeting U.S. Government military specifications).

The Department intends to retain on the USML:

(1) Military image intensification systems and their component parts.

(2) Military image intensification tubes (i.e. second generation and above meeting military specifications). This does not include any zero-first generation tubes and related technical data.

(3) Single-element scanning and multi-element scanning and non-scanning infrared tracking, detection and communication devices specifically designed, modified or configured for military use. This equipment is critical to U.S. covert reconnaissance and surveillance capabilities.

Additionally, this amendment proposes to revise the description of military lasers, infrared, and image intensification equipment which will be controlled on the USML. It will combine inertial platforms and inertial guidance and control equipment into a new sub-category XII(d). At the same time, gyros and accelerometers for the articles in XII(d) will be designated as significant military equipment in order to conform with current requirements for these same articles associated with the items covered in Category VIII.

This amendment involves a foreign affairs function of the United States and thus is excluded from the major rule procedures of Executive Order 12291 (46 FR 13193) and the procedures of 5 U.S.C. 553 and 554. Nevertheless, it is being published as a proposed rule in order to provide the public with an opportunity to comment and provide advice and suggestions regarding the proposal. The period for submission of comments will close 30 days after publication of this proposed rule.

In addition, this rule affects collection of information subject to the Paperwork Reduction Act (44 U.S.C. 3501 et seq.), and will serve to reduce the burden on exporters in that respect. The relevant information collection is to be reviewed by the Office of Management and Budget under control No. 1405–0013.

List of Subjects in 22 CFR Part 121

Arms and munitions, Exports.

Accordingly, for the reasons set forth in the preamble, it is proposed that title 22, chapter I, subchapter M (consisting of parts 120 through 130) of the Code of Federal Regulations, be amended as set forth below:

PART 121—THE UNITED STATES MUNITIONS LIST

1. The authority citation for part 121 continues to read as follows:

Authority: Sec. 38, Arms Export Control Act, 90 Stat. 744 (22 U.S.C. 2778); E.O. 11958, 42 FR 4311; 22 U.S.C. 2658.

2. In § 121.1, Category XII is revised to read as follows:

§ 121.1 General. The United States Munitions List.

* * * * *

Category XII—Fire control, range finder, optical and guidance and control equipment.

(a) Fire control systems; gun and missile tracking and guidance systems; gun laying equipment, range, position and height finders and spotting instruments; aiming devices (electronic, optic, and acoustic); bomb sights, bombing computers, military television sighting and viewing units, and periscopes for the articles of this section.

(b) Military lasers including super high-power lasers (i.e., a laser capable of delivering the total or any portion of the output energy exceeding 1 kj within 50 milliseconds or having an average or CW power exceeding 20 kw); and low energy lasers specifically developed, modified or configured for military application such as those used in military communication devices, target designators and range finders, target detection systems, and directed energy weapons. This excludes lasers which are specifically designed for and, at the time of export, an integral part of equipment used for medical, commercial, scientific, and industrial applications.

(c) Infrared focal plane detectors employing time delay and integration; image intensification and other night sighting equipment or systems specifically designed, modified, configured for military use; second generation and above military image intensification tubes (defined below); and, infrared, visible, and ultraviolet devices specifically designed, developed, modified, or configured for military application.

Note

Image Intensifier tubes and specifically designed components are defined as follows:

1. Tubes having a peak response within the 0.4 to 1.05 micrometre wavelength range and incorporating a microchannel plate for electron image amplification having a hole pitch (center-to-center spacing) of less than 25 micrometres, and having either of the following:

a. An S–20, S–25 or multialkali photocathode; or

b. A semiconductor photocathode;

2. Components having any of the following characteristics:

a. Vacuum tight fiber optic image inverters;

b. Microchannel Plates; or

c. Semiconductor photocathodes.

(d) Inertial platforms and sensors for weapons or weapon systems; guidance, control and stabilization systems except for those systems covered in category VIII and XV; accelerometers, gyros, astro compasses and star trackers for weapons and weapons systems. For aircraft or spacecraft intertial reference systems and related components refer to Category VIII and XV respectively.

(e) Components, parts, accessories, attachments and associated equipment specifically designed or modified for the articles in paragraphs (a), (b), (c) and (d) of this category, except for such items as are in normal commercial use.

(f) Technical data (as defined in § 120.21) and defense services (as defined in § 120.8) directly related to the defense articles enumerated in paragraphs (a) through (e) of this category. (See § 125.4 for exemptions.) Technical data directly related to any defense articles enumerated elsewhere in this category that are designated as Significant Military Equipment (SME) shall itself be designated as SME.

Dated: August 30, 1991.

Charles A. Duelfer,

Director, Center for Defense Trade, Bureau of Politico-Military Affairs.

[FR Doc. 91–22016 Filed 9–13–91; 8:45 am]

BILLING CODE 4710–25–M

Bureau of Politico-Military Affairs

22 CFR Part 121

[Public Notice 1475]

Amendments to the International Traffic in Arms Regulation (ITAR)

AGENCY: Department of State.

ACTION: Proposed rule.

SUMMARY: This proposed rule would amend the regulations implementing section 38 of the Arms Export Control Act, which governs the export of defense articles and defense services. A Working Group on Inertial Navigation Systems (INS) and related technical data reviewed the overlap of the coverage in the U.S. Munitions List (USML) and the COCOM dual-use list. The review included all INS and related technical data for the manufacture, design, development, or production of all INS and related components, parts, and accessories. This proposed rule change will clarify items already on the USML and adds a new paragraph on technical data and defense services currently covered in category XVIII and XIX.

DATES: Comments must be submitted on or before October 16, 1991.

ADDRESSES: Written comments should be sent to: Carol B. Basden, Office of Defense Trade Controls, SA–6, room 228, U.S. Department of State,

Washington, DC 20522–0602, fax # 703–875–6647. Public comments will be made available for public inspection.

FOR FURTHER INFORMATION CONTACT: Carol B. Basden, Office of Defense Trade Controls, Department of State, tel. 703–875–6644.

SUPPLEMENTARY INFORMATION: On November 16, 1990, the President signed Executive Order 12735 on Chemical and Biological Weapons Proliferation and directed various other export control measures. The measures directed by the President include the following:

By June 1, 1991, the United States will remove from the U.S. Munitions List all items contained on the CoCom dual-use list unless significant U.S. national security interests would be jeopardized.

(Memorandum of Disapproval of H.R. 4653, 26 Weekly Compilation of Presidential Documents 1839).

In implementation of the President's directive of November 16, 1990, regarding the United States Munitions List (USML), the Department of State has proposed comprehensive changes to the USML, which is part of the International Traffic in Arms Regulations (ITAR) (22 CFR parts 120–130). The ITAR implements section 38 of the Arms Export Control Act (22 U.S.C. 2778). The proposed rule that follows amends section 121.1 of the ITAR.

It is the intent of the Department that this proposed rule change shall continue coverage on the USML of items specifically designed, modified, or configured for military application or items justified for retention by significant national security interests. It is not the intent of the Department in the future to impose controls on dual-use items which are not controlled by the COCOM IL unless significant national security interests would be jeopardized. The Department particularly welcomes comments from the exporting community addressing any current overlap which we have not identified.

Although the coverage of developmental aircraft and components with significant military applicability, paragraph VIII (h), was not the subject of this review, we believe the wording and/or intent of the coverage may be of concern to industry. Therefore, the Department has determined that this paragraph will be included as a part of an ongoing project to review the International Traffic in Arms Regulations. In preparation for this review, your comments would be welcomed regarding the feasibility of determining appropriate jurisdiction at the time of application for FAA certification vice the current time of certification. Any early determination would be dependent upon sufficient technical definition of the aircraft, its components and intended mission that would permit this department to make a jurisdiction determination.

The Department of State believes category VIII of the USML does not control any commodity currently on the commodity control list, nor is it the intention of the Department to control such commodities in the future unless significant national security interests would be jeopardized.

First, this amendment clarifies the coverage of Attitude and Hearing Reference Systems (AHRS), Inertial Measurement Units (IMUs), and aided and hybrid INS by specifically identifying them in Category VIII(e).

Second, this amendment adds a new paragraph (i) on technical data and defense services for all the defense articles in paragraphs (a) through (h) of Category VIII, which are currently covered in Categories XVIII and XIX.

COCOM ILs 1485 and 1465(c) and (d) specifically cover all Inertial Navigation Systems (INS) and associated equipment and related technical data and certain guidance and attitude control equipment respectively. The USML Categories that cover INSs and related technical data are: VIII(g) and XII(b). The Department of State, with the concurrence of the Department of Defense, has determined that non-military INS design, development, production or manufacture technical data currently in category VIII(g) will be moved from the coverage of the U.S. Munitions List to the coverage of the Commodity Control List upon the establishment of a foreign policy control. The Department intends to retain all INS, related components and technical data as defined in § 120.21 that are specifically designed, modified or configured for military use since the items are intended for military purposes.

This amendment involves a foreign affairs function of the United States and thus is excluded from the major rule procedures of Executive Order 12291 (46 FR 13191) and the procedures of 5 U.S.C. 553 and 554. Nevertheless, this amendment is being published as a proposed rule in order to provide the public with an opportunity to comment and provide advice and suggestions regarding the proposal. The period for submission of comments will close 30 days after publication of this proposed rule. In addition, this rule affects collection of information subject to the Paperwork Reduction Act (44 U.S.C. 3501 et seq.), and will serve to reduce the burden on exporters in that respect. The relevant information collection is to be reviewed by the Office of Management and Budget under control no. 1404–0013.

List of Subjects in 22 CFR Part 121

Arms and munitions, Export.

Accordingly, for the reasons set forth in the preamble, it is proposed that title 22, chapter I, subchapter M (consisting of parts 120 through 130) of the Code of Federal Regulations, be amended as set fourth below:

PART 121—THE UNITED STATES MUNITIONS LIST

1. The authority citation for part 121 continues to read as follows:

Authority: Sec. 38, Arms Export Control Act, 90 Stat. 744 (22 U.S.C. 2778); E.O. 11958, 42 FR 4311; 22 U.S.C. 2658.

The enumeration of articles in Category VIII of § 121.1, the United States Munitions List, is revised as follows:

2. In § 121.1, the heading of Category VIII is revised to read as follows:

§ 121.1 General. The United States Munitions List.

* * * * *

Category VIII—Aircraft and Associated Equipment

3. In § 121.1, Category VIII, remove paragraph (b).

4. In § 121.1, Category VIII, paragraph (c) is redesignated as new paragraph (b) and revised to read as follows:

* * * * *

(b) Military aircraft engines, except reciprocating engines, specifically designed or modified for the aircraft in paragraph (a) of this category.

* * * * *

5. In § 121.1, Category VIII, paragraph (d), is redesignated as new paragraph (c) and is revised to read as follows:

* * * * *

(c) Cartridge-actuated devices utilized in emergency escape of personnel and airborne equipment (including but not limited to airborne refueling equipment) specifically designed or modified for use with the aircraft and engines of the types in paragraphs (a) and (b) of this category.

* * * * *

6. In § 121.1, Category VIII, paragraph (e) is redesignated as new paragraph (d) and is revised to read as follows:

* * * * *

(d) Launching and recovery equipment for the articles in paragraph (a) of this category, if the equipment is specifically designed or modified for military use. Fixed land-based arresting gear is not included in this category.

* * * * *

7. In § 121.1, Category VIII, remove paragraph (f).

8. In § 121.1, Category VIII, paragraph (g) is redesignated as new paragraph (e) and is revised to read as follows:

* * * * *

*(e) Inertial navigation systems, aided or hybrid inertial navigation systems, Inertial Measurement Units (IMUs), and Attitude and Heading Reference Systems (AHRS), and all specifically designed components, parts and accessories, except those systems or components that are standard equipment in civil aircraft, including spare parts and spare units to be used exclusively for the maintenance of inertial navigation equipment incorporated in civil aircraft, and that are certified by the Federal Aviation Administration (FAA) as being an integral part of such aircraft. For spacecraft or other inertial reference systems and related components refer to Category XV and XII (d) respectively.

* * * * *

9. In § 121.1, Category VIII, paragraph (h) is redesignated as new paragraph (f) and is revised to read as follows:

* * * * *

*(f) Developmental aircraft and components thereof which have a significant military applicability, excluding such aircraft and components that have been certified by the Federal Aviation Administration and determined through the commodity jurisdiction procedure, specified in § 120.5 of this subchapter, to be subject to the export control jurisdiction of the Department of Commerce for purposes of section 17(c) of the Export Administration Act, as amended.

* * * * *

10. In § 121.1, Category VIII, paragraph (i) is redesignated as new paragraph (g) and revised to read as follows:

* * * * *

*(g) Ground effect machines (GEMS) specifically designed or modified for military use, including but not limited to surface effect machines and other air cushion vehicles, and all components, parts, and accessories, attachments, and associated equipment specifically designed or modified for use with such machines.

* * * * *

11. In § 121.1, Category VIII, paragraph (j) is redesignated as new paragraph (h) and is revised to read as follows:

* * * * *

(h) Components, parts, accessories, attachments, and associated equipment (including ground support equipment) specifically designed or modified for the articles in paragraphs (a) through (g) of this category, excluding aircraft tires and propellers used with reciprocating engines.

* * * * *

12. In § 121.1, Category VIII, a new paragraph (i) is added to read as follows:

* * * * *

(i) Technical Data and Defense Services. Technical data (as defined in § 120.21) and defense services (as defined in § 120.8) directly related to the defense articles enumerated in paragraphs (a) through (h) of this category. (See § 125.4 for exemptions.) Technical data directly related to any defense articles enumerated elsewhere in this category that are designated as Significant Military Equipment (SME) shall itself be designated as SME.

Dated: August 20, 1991.

Charles A. Duelfer,

Director, Center for Defense Trade, Bureau of Politico-Military Affairs.

[FR Doc. 91-22017 Filed 9-13-91; 8:45 am]

BILLING CODE 4710-25-M

ENVIRONMENTAL PROTECTION AGENCY

40 CFR Ch I

[FRL-3996-6]

Economic Incentive Program Rules

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of document availability and of public meeting.

SUMMARY: The EPA is planning to propose rules for economic incentive programs as required by section 182(g)(4)(B) of the Clean Air Act as amended in 1990. These rules will apply to economic incentive programs which may be adopted by States pursuant to sections 182(g)(3), 182(g)(5), 187(d)(3), and 187(g) which either mandate, or identify as an option, the use of an economic incentive program upon failure of a State to meet certain further progress milestones or attainment requirements in extreme, severe, and serious ozone nonattainment areas or in serious carbon monoxide nonattainment areas. Further, these rules are intended to serve both as guidance to States in developing any discretionary economic incentive programs and as guidance in developing Federal implementation plans and Federal rules which may include economic incentives.

Due to potentially broad public interest in the issues involved, EPA believes that the public should have an opportunity to provide input on the issues raised by the rulemaking in advance of EPA's formal proposal of the rules. This notice announces the public availability of a public information document and EPA's intent to conduct a 1-day public meeting as a forum for EPA to receive public input on some of the key issues being addressed in this rulemaking. In addition, the Agency will accept written comments on the public information document provided that comments are received by November 7, 1991. The Agency intends to use this process as a means to bring the broad range of public views into the proposal development process.

DATES: The public meeting will be held October 8, 1991, from 9 a.m. to 4 p.m.

COMMENTS: Written comments are due on or before November 7, 1991. Comments should be submitted (in duplicate, if possible) to: Air Docket Section (A-131), Attention: Docket No. A-91-56, U.S. Environmental Protection Agency, 401 M Street, SW., Washington, DC 20460.

ADDRESSES: The public meeting will be held in the auditorium of the General Services Administration Regional Office Building, 7th and D Streets, SW., Washington, DC 20407.

To assist EPA in planning the public meeting, persons interested in attending should contact Mr. Michael Sink, Public Meeting Coordinator, at (919) 493-3536, telefax (919) 493-7779, Pacific Environmental Services, Inc., 3708 Mayfair Street, suite 202, Durham, North Carolina 27707, to give their name and affiliation. Please register by October 2, 1991.

Availability of Public Information Document: The public information document, "Public Information Document: Economic Incentive Program Rules," is available by contacting Mr. Michael Sink (address above).

Docket: Docket No. A-91-56 is available for public inspection and copying between 8:30 a.m. and 3:30 p.m., Monday through Friday, at EPA's Air Docket Section, Waterside Mall, room 1500, 1st floor, 401 M Street, SW., Washington, DC 20460.

FOR FURTHER INFORMATION CONTACT: Dr. Leland Deck at (919) 541-5294, Ambient Standards Branch, (MD-12), U.S. Environmental Protection Agency, Research Triangle Park, North Carolina 27711.

Dated: August 30, 1991.

John Calcagni,

Director, Air Quality Management Division.

[FR Doc. 91-22067 Filed 9-13-91; 8:45 am]

BILLING CODE 6560-50-M

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40 CFR Part 281

[FRL-3993-3]

Vermont; Approval of State Underground Storage Tank Program

AGENCY: Environmental Protection Agency.

ACTION: Notice of tentative determination on application of

Vermont for final approval, public hearing, and public comment period.

SUMMARY: The purpose of this notice is to announce that: (1) The Environmental Protection Agency (EPA) has received a complete application from the State of Vermont requesting final approval of its underground storage tank (UST) program under subtitle I of the Resource Conservation and Recovery Act (RCRA); (2) EPA has reviewed Vermont's application and has made the tentative decision that Vermont's UST program satisfies all of the requirements necessary to qualify for final approval; (3) Vermont's application for final approval is now available for public review and copying; (4) public comments are requested; and (5) a public hearing will be held to solicit comments on the application, if there is significant public interest.

DATES: A public hearing is scheduled for October 23, 1991. The State of Vermont will participate in the public hearing held by EPA. The hearing will begin at 10 a.m. and will continue until the end of testimony or 1 p.m., whichever comes first.

Requests to present oral testimony must be filed by October 17, 1991. Written comments must be received by October 23, 1991. EPA reserves the right to cancel the hearing should there be no significant public interest. Those informing EPA of their intention to testify will be notified of the cancellation.

ADDRESSES: Comments and requests to testify should be mailed to Joan Coyle, Underground Storage Tank Program, HPU-1, U.S. EPA, Region I, JFK Federal Building, Boston, MA 02203. Copies of Vermont's final application for program approval are available 8 a.m.–4 p.m., Monday through Friday, at the following locations for review:

Vermont Department of Environmental Conservation, 103 South Main Street, Waterbury, VT 05676, Phone: (802) 244-8702;

U.S. EPA Headquarters, Library, room 211A, 401 M Street, Washington, DC 20460, Phone: (202) 382-5926;

U.S. EPA, Region I, Library 11th Floor, 1 Congress Street, Boston, MA 02203, Phone: (617) 565-3300.

EPA and Vermont will hold the public hearing on October 23, 1991 in the Skylight Conference Room, Waterbury Office Complex, 103 South Main Street, Waterbury, VT. The hearing will begin at 10 a.m. and will continue until the end of testimony or 1 p.m., whichever comes first.

FOR FURTHER INFORMATION CONTACT: Joan Coyle HPU-1, Underground Storage Tank Program, U.S. EPA, Region I, JFK Federal Building, Boston, MA 02203. Comments should be sent to this address. Phone: (617) 573-9667.

SUPPLEMENTARY INFORMATION:

A. Background

Section 9004 of RCRA authorizes EPA to approve state UST programs to operate in the State in lieu of the Federal UST program. Two types of approval may be granted. The first type, known as "interim approval" is a temporary approval which is granted if EPA determines that the state UST program is "no less stringent" than the Federal program [section 9004(b), 42 U.S.C. 6991c(b)] in the following elements: Corrective action, financial responsibility, notification requirements, and new tank standards. While operating under interim approval, the State may complete the development of "no less stringent" standards for the following elements: Release detection, release detection recordkeeping, reporting of releases and corrective actions taken, and tank closure.

The second type of approval is a "final approval" that is granted if EPA determines that the State program: (1) Is "no less stringent" than the Federal UST program in all the following elements: Corrective action, financial responsibility, new tank standards, release detection, release detection recordkeeping, release reporting, tank closure, and notification requirements of section 9004(a)(8), 42 U.S.C. 6991c(a)(8); and (2) provides for adequate enforcement of compliance with UST standards [section 9004(a), 42 U.S.C. 6991c(a)].

B. Vermont

On May 2, 1990, EPA received a draft application for program approval from the State of Vermont. Prior to this, the State, working with EPA, made regulatory changes to meet the seven federal objectives and to demonstrate that it has a program that provides adequate enforcement of compliance with the requirements. On August 8, 1990, Vermont held a public hearing on the amended UST Regulations. The amendments were approved by the Legislative Rules Committee in December and became effective on February 1, 1991.

On May 15, 1991, Vermont submitted an official application for final approval. Prior to its submission, Vermont provided an opportunity for public notice and comment in the development of its underground storage tank program. This is required under 40 CFR 281.50(b). EPA has reviewed Vermont's application, and has tentatively determined that the State's program meets all of the requirements necessary to qualify for final approval. Consequently, EPA intends to grant final approval to Vermont to operate its program.

In accordance with Section 9004 of RCRA, 42 U.S.C. 6991c and 40 CFR 281.50(e), the Agency will hold a public hearing on its tentative decision on October 23, 1991 in Waterbury, Vermont from 10 a.m.–1 p.m. The public may also submit written comments on EPA's tentative determination until October 23, 1991. Copies of Vermont's application are available for inspection and copying at the locations indicated in the "**ADDRESSES**" section of this notice.

The Vermont Department of Environmental Conservation, through the Hazardous Materials Management Division, has developed state standards and criteria for the design, installation, operation, maintenance, and monitoring of underground storage tanks to prevent UST-related ground and surface water contamination, under authority of chapter 59, Underground Liquid Storage Tanks.

The statute provides for the following:

(1) Authority to promulgate UST regulations for controlling underground storage facilities containing petroleum, chemical substances, and related sludges.

(2) Authority to impose civil or criminal penalties for violations of any provision of the statute.

(3) Authority to conduct compliance monitoring inspections and other enforcement activities.

(4) Notification requirements for owners of underground storage tanks, including farm and residential motor fuel tanks and on-premises heating oil tanks greater than 1100 gallons.

(5) Establishment of the Petroleum Cleanup Fund that, through licensing fees and tank assessment fees, helps pay for cleanup and restoration of contaminated soil and groundwater caused by petroleum releases from USTs, and for third party damages.

(6) A loan assistance program to help owners of small retail gasoline outlets and small municipalities replace their petroleum tanks.

EPA will consider all public comments on its tentative determination received during the public comment period or at the hearing. Issues raised by those comments may be the basis for a decision to deny final approval to Vermont. EPA expects to make a final decision on whether or not to approve Vermont's program within sixty (60) days after the date of the public hearing and will give notice of it in the **Federal**

Register. The notice will include a summary of the reasons for the final determination and a response to all major comments.

Compliance With Executive Order 12291

The Office of Management and Budget has exempted this rule from the requirements of section 3 of Executive Order 12291.

Certification Under the Regulatory Flexibility Act

Pursuant to 5 U.S.C. 605(b), I hereby certify that this approval will not have a significant economic impact on a substantial number of small entities. Approval of Vermont's UST program effectively suspends the applicability of the Federal UST regulations, thereby eliminating duplicative requirements for owners and operators of underground storage tanks in the State. Consequently, it does not impose any new burdens on small entities. This rule, therefore, does not require a regulatory flexibility analysis.

List of Subjects in 40 CFR Part 281

Administrative practice and procedure, Hazardous material, State program approval, and Underground storage tanks.

Authority: This notice is issued under the authority of section 9004 of the Solid Waste Disposal Act as amended, 42 U.S.C. 6991c.

Dated: August 28, 1991.

Paul Keough,

Acting Regional Administrator.

[FR Doc. 91-22189 Filed 9-13-91; 8:45 am]

BILLING CODE 6560-50-M

FEDERAL EMERGENCY MANAGEMENT AGENCY

44 CFR Parts 59, 61, 62, and 75

RIN 3067-AB70

National Flood Insurance Program Coverage and Sales

AGENCY: Federal Insurance Administration (FIA), Federal Emergency Management Agency (FEMA).

ACTION: Proposed rule.

SUMMARY: This proposed rule would revise the National Flood Insurance Program (NFIP) regulations dealing with flood insurance coverage, premiums, and commissions for agents, including revisions to the Standard Flood Insurance Policy (SFIP) terms and provisions. The purpose of the proposed rule is to revise the commissions paid to property insurance agents and brokers ("producers") selling flood insurance policies issued by the National Flood Insurance Program (NFIP) through its servicing contractor; increase the deductibles (building and contents, separately) for those flood insurance policies which are rated using the subsidized rates, i.e., "chargeable rates", established pursuant to sections 1308(a)(1) and (a)(2) and 1336(b)(1) of the National Flood Insurance Act of 1968, as amended; increase the probation additional premium for flood insurance policies issued on properties located in communities which are on probation; and make other technical and/or editorial changes. This proposed rule is necessary to eliminate the administrative burden experienced by insurance agents and the NFIP servicing contractor because of the paperwork and record-keeping involved with the dual commission rate system and to effect an increase in the revenues to the National Flood Insurance Fund, from which all expenses for operation of the NFIP are derived. The intended effect of this proposed rule is to achieve a greater administrative and fiscal effectiveness in the operation of the NFIP and lessen the burdens on those property insurance agents and brokers ("producers") who are selling NFIP Direct policies.

DATE: All comments must be received on or before November 15, 1991.

ADDRESSES: Comments should be sent to the Rules Docket Clerk, Office of General Counsel, Federal Emergency Management Agency, 500 C Street, SW., room 840, Washington, DC 20472.

FOR FURTHER INFORMATION CONTACT: Donald L. Collins, Federal Emergency Management Agency, Federal Insurance Administration, 500 C Street, SW., Washington, DC 20472; telephone (202) 646-3419.

SUPPLEMENTARY INFORMATION: This proposed rule would amend the National Flood Insurance Program (NFIP) regulations dealing with the commissions paid to property insurance agents and brokers ("producers") for the procurement of new flood insurance policies, and renewals thereof, on behalf of policyholders insured under the National Flood Insurance Program (NFIP) directly by the Federal Government through its servicing contractor (NFIP direct business). The proposed amendments also relate to revision to the Standard Flood Insurance Policy (SFIP) terms pertaining to the deductible for those flood insurance policies issued or renewed on and after January 1, 1992, which are rated using the subsidized rates, i.e., "chargeable rates", established pursuant to sections 1308(a)(1) and (a)(2) and 1336(b)(1) of the National Flood Insurance Act of 1968, as amended, and to revision of the probation additional premium for flood insurance policies issued or renewed on properties located in communities which are placed on probation on and after January 1, 1992.

Commission Changes

The proposed revision to the commissions would return to the flat 15% on the first $2,000 of premium and 5% on the amount of premium in excess of $2,000, subject to a minimum commission of $10.00, in effect prior to October 1, 1988. The commissions to be replaced provide for a 17% commission on the first $2,000 of premium for new business and 14 percent on the first $2,000 of premium for renewal business and 5% on the amount of premium in excess of $2,000 for all business. The current rate was originally put in place in the hope that it would provide an added incentive for the production of new business. (Effective on that same date, FIA also revised the commission allowance provisions of the "Write Your Own" (WYO) Program (44 CFR part 62, subpart C) which was authorized pursuant to section 1345 of the National Flood Insurance Act of 1968, as amended (Pub. L. 90-448, 42 U.S.C. 4001, *et seq.*) to provide for a base commission allowance of 14% and additional percentage increases in increments of one tenth of one percent for each one percent growth in the company's policies in force during the Arrangement Year, up to a maximum of 17 percent).

As set forth in the final rules published in the **Federal Register** (53 FR 15208-15221) on April 28, 1988, these changes were established with the expressed intent of monitoring both systems and reviewing their impact after a two-year period. That period has now passed and FIA has completed an evaluation of the changes.

The analysis revealed that the accounting system for dual rates was an administrative burden for individual agents and the NFIP servicing contractor and that the 17% new business commission rate for the past two years did not result in a significant increase in new business. For example, for NFIP direct business, for the month of September 1988 (the date just prior to the date of the commission increase), the number of new policies written totaled 14,107 while for the month of December 1990 the number of new policies written totaled 5,153. While it is true that, during that period, a number of agents moved NFIP direct business to one or more WYO Companies, even

taking into account the reduced number of agents continuing to write policies issued directly by the Federal Government, the amount of new business generated has been insignificant.

Although the increase in the policy base over the last seven to eight months has been at a greater rate than the months prior to that, this appears to be due in large measure to other factors such as the introduction of new products (e.g., the Condominium Master Policy and the Preferred Risk Policy), increased enforcement of the mandatory purchase requirement by the lending community, and the public's increased awareness of flooding as a result of the devastation caused by Hurricane Hugo and other flooding events.

With respect to policies written under the WYO Program, the analysis of the system now in effect revealed that the planning, tracking, accounting, and annual adjustment required to determine the additional commission percentage earned by a WYO company is a major administrative burden to the company and to the NFIP servicing contractor. Hence, in a separate rulemaking published in the **Federal Register** (56 FR 22670–22674) on May 16, 1991, FEMA has also proposed a revision to the commission allowance provisions in the Financial Assistance/Subsidy Arrangement for WYO companies to return to the flat commission allowance of 15% of the company's written premiums.

Increased Deductibles for Subsidized Policies

Regarding the proposal to increase the deductibles (building and contents separately) for certain types of policies, the latest rate review of the NFIP indicates a need for an increase in revenues. This can be handled either by rate increases, or by other means such as imposing coverage limitations or increasing deductibles, or by both.

Section 1308(b)(2) of the National Flood Insurance Act of 1968, as amended, charges the Director of FEMA with the responsibility of establishing "chargeable premium rates" which are "* * * adequate, on the basis of accepted actuarial principles, to provide reserves for anticipated losses, or if less than such amount, consistent with the objective of making flood insurance available where necessary at reasonable rates so as to encourage prospective insureds to purchase such insurance * * *". Since there have been two increases in the subsidized premium rates within the last four years, it is felt that the better approach to increasing the revenue would be by adjustment to the deductible provisions for policies which are issued using those rates. Therefore, this proposed rule would revise the deductible provisions of the Standard Flood Insurance Policy (SFIP) to provide a separate, higher deductible (separately for building and contents) for any policy issued or renewed on or after January 1, 1992, where federally subsidized rates are used to calculate the premium. This means policies issued for buildings and contents in Emergency Program communities as well as those policies issued for buildings and/or contents in areas of special flood hazard (except A99 zones) of Regular Program communities which are rated using Pre-FIRM rates. These are buildings which, because they were built before the degree of flood risk had been ascertained and depicted on a Flood Insurance Rate Map (FIRM), are subject to a greater exposure to flood loss. The higher deductibles will not apply to policies issued for buildings and contents in A99 zones because these are areas of special flood hazard where enough progress has been made on a protective system, such as dikes, dams, and levees, to consider it complete for insurance rating purposes, nor will they apply to policies issued for buildings and contents which are located in B, C, and X zones (areas of moderate or minimal flood hazards) or D zones (areas of undetermined, but possible, flood hazards).

This proposed change to the deductibles will provide a greater flexibility to the Program and to the goal of designing the Program with an eye toward "* * * minimizing costs and distributing burdens equitably among those who will be protected by flood insurance and the general public" (Section 1302(d) of the 1968 Act). The proposed increase in the deductibles for those policies where the federally subsidized rates are used to calculate the premium is not intended to change the dollar amount which can be reimbursed to an insured without the deductibles being applied for certain mitigation expenses. There is a ceiling on reimbursement for these mitigation expenses. The ceiling is the current uniform minimum deductible of $500. The $500 ceiling will continue to apply to all policies, even those that will have a $750 deductible under the proposed change. The mitigation actions involved are the temporary removal and storage of insured property and the purchase of sandbags and the other items specifically spelled out in the policy for the purpose of mitigating flood damage when there is imminent danger of a flood loss. To clarify that the uniform ceiling will remain in effect, we are proposing to revise the language in both the Dwelling form and the General Property form of the SFIP to provide for such reimbursements up to a $500 ceiling without specifying the ceiling terms of the minimum deductible.

Increase in Probation Additional Premium

The probation procedures were put in place in 1986 as a means of encouraging communities which were non-compliant with the floodplain management requirements of the NFIP to remedy the deficiencies without having to be suspended from the Program. Placing a community on probation still allowed owners of insurable property within the communities to obtain flood insurance coverage for those properties. However, in recognition of the additional hazard that non-compliance presents, an additional premium of $25 was established for every NFIP policy issued or renewed on properties located in communities which are placed on probation. In light of our experiences in implementing the probation procedures over the last five years and in recognition of the inflation that has occurred during that period, we are proposing an increase in the probation additional premium to $50. The new $50 charge would apply to all policies issued or renewed for properties located in communities which are placed on probation on and after January 1, 1992. For example, a policy issued on January 1, 1992, for a property located in a community placed on probation effective December 31, 1991, would be subject to the $25.00 additional premium and, if the community were still on probation at renewal time (January 1, 1993), that same policy would then be subject to the $50.00 additional premium."

Technical or Editorial Changes

A few other changes of a technical or editorial nature are contained in this proposed rule such as deleting the State of Oklahoma from the list of states which qualify as self-insurers (this state was inadvertently included in the list and has never qualified as a self-insurer); deleting all references to the National Food Insurers Association (NFIA), which terminated all involvement with the NFIP on December 31, 1977; and deleting from the definitions section in Part 59 the definition for "Associate Director".

FEMA has determined that this proposed rule will have no effect on environmental quality and therefore, in accordance with 44 CFR 10.8(c)(2)(i), is categorically excluded from the

requirement to prepare an environmental assessment or environmental impact statement.

This proposed rule will not have a significant economic impact on a substantial number of small entities and has not undergone a regulatory flexibility analysis.

This proposed rule is not a "major rule" as defined in Executive Order 12291, dated February 27, 1981, and, hence, no regulatory analysis has been prepared.

FEMA has determined that this proposed rule does not contain a collection of information requirement as described in section 3504(h) of the Paperwork Reduction Act.

List of Subjects in 44 CFR Parts 59, 61, 62, and 75

Flood insurance, Flood plains.

Accordingly, it is proposed to amend 44 CFR chapter I, subchapter B, as follows:

PART 59—GENERAL PROVISIONS

1. The authority citation for part 59 will continue to read as follows:

Authority: 42 U.S.C. 4001; *et seq.*; Reorganization Plan No. 3 of 1978; E.O. 12127.

§ 59.1 [Amended]

2. Section 59.1 is proposed to be amended to read as follows:

a. By adding at the end of the definition of "area of special flood hazard", the following sentence; "For purposes of these regulations, the term "special flood hazard area (SFHA) is synonymous in meaning with the phrase "area of special flood hazard."

b. By removing the definition of "Associate Director".

c. By adding, alphabetically, a definition of "Special flood hazard area" to read as follows:

* * * * *

Special flood hazard area. See *area of special flood hazard.*

* * * * *

§ 59.4 [Amended]

3. Section 59.4 is proposed to be amended by deleting at the end of paragraph (c) the phrase "(39 FR 26186–26193, July 17, 1974; 40 FR 16710, April 14, 1975; 40 FR 54277–54278, November 21, 1975; and 41 FR 2426, January 16, 1976)" and adding in place thereof the phrase "(54 FR 29666–29695, July 13, 1989)".

§ 59.24 [Amended]

4. Section 59.24 is proposed to be amended as follows:

a. By removing in paragraph (b)(3), the phrase "when the probation is to begin on or after October 1, 1986,".

b. By removing in the eighth sentence of paragraph (b) all of the language after the phrase "on or after October 1, 1986," and adding in place thereof the phrase "but prior to January 1, 1992, an additional premium of $25.00 shall be charged on each such policy newly issued or renewed during the one-year period beginning on the date the community is placed on probation and during any successive one-year periods that begin prior to January 1, 1992."

c. By adding two new sentences to the end of paragraph (b) as follows: "Where a community's probation begins on or after January 1, 1992, the additional premium described in the preceding sentence shall be $50.00, which shall also be charged during any successive one-year periods during which the community remains on probation for any part thereof. This $50.00 additional premium shall further be charged during any successive one-year periods that begin on or after January 1, 1992, where the preceding one-year probation period began prior to January 1, 1992.

PART 61—INSURANCE COVERAGE AND RATES

5. The authority citation for part 61 will continue to read as follows:

Authority: 42 U.S.C. 4001 *et seq.*; Reorganization Plan No. 3 of 1978; E.O. 12127.

§ 61.5 [Amended]

6. Section 61.5 is proposed to be amended as follows:

a. In paragraph (d) by adding the designation "(1)" after "(d)", and by revising newly designated paragraph (d)(1) to read as follows:

* * * * *

(d)(1) Each loss sustained by the insured is subject to a deductible provision under which the insured bears a portion of the loss before payment is made under the policy. In the case of any flood insurance policy issued or renewed for a property located in an Emergency Program community or for any property located in a Regular Program community in Zones A, AO, AH, A1–30, AE, VO, V1–30, VE, or V where the rates available for buildings built before the effective date of the Flood Insurance Rate Map (FIRM) are used to compute the premium, the amount of the deductible for each loss occurrence is:

(i) For structural (i.e., insured building) losses, $750.00; and

(ii) For contents (i.e., insured personal property) losses, $750.00.

* * * * *

b. By adding the designation "(3)" before the paragraph beginning with the words "Optional Deductibles, All Zones, available as follows:", and by adding a new paragraph (d)(2) to read as follows:

* * * * *

(d) * * *

(2) For policies other than those described in paragraph (d)(1) of this section the amount of the deductible for each loss occurrence is:

(i) For structural (i.e., insured building) losses, $500.00; and

(ii) For contents (i.e., insured personal property) losses, $500.00.

* * * * *

§ 61.15 [Amended]

7. Section 61.15 is proposed to be removed in its entirety.

§ 61.16 [Amended]

8. Section 61.16 is proposed to be amended by removing the phrase "that has been placed on probation on or after October 1, 1986, is $25.00." and adding in place thereof the phrase "placed on probation prior to January 1, 1992, is $25.00. Where the community was placed on probation on or after January 1, 1992, the additional premium charge is $50.00.".

Appendix A(1) [Amended]

9. Appendix A(1) of part 61 is proposed to be amended as follows:

a. At Article II—Definitions, in the definition of "Direct Physical Loss by or from Flood", remove the phrase "for buildings in an amount up to the amount of the minimum building deductible" and add in place thereof, the phrase "for building in an amount not to exceed $500" and remove the phrase "for contents in an amount up to the amount of the minimum contents deductible." and add in place thereof, the phrase "for contents in an amount not to exceed $500.".

b. At Article II—Definitions, in the definition of "Probation additional premium", add a period after the phrase "44 CFR 59.24" and remove the rest of the sentence.

c. At Article IV—Property Covered (Subject to "Property Not Covered" Provisions), in paragraph A.7. remove, the phrase "up to the amount of the minimum building deductible." and add in place thereof the phrase "not to exceed $500.".

d. At Article VI—Deductibles, redesignate paragraph C. as paragraph D.; amend newly redesignated paragraph D by removing the word "The" the first time it is used and adding in place thereof the phrase "For policies other than those described in paragraph C above the"; and add a new paragraph C., to read as follows:

* * * * *

C. For any flood insurance policy issued or renewed for a property located in an Emergency Program community or for any property located in a Regular Program community in Zones A, AO, AH, A1–30, AE, VO, V1–30, VE, or V where the rates available for buildings built before the effective date of the Flood Insurance Rate Map (FIRM) are used to compute the premium, the amount of the deductible for each loss occurrence is determined as follows: We shall be liable only when such loss exceeds $750.00, or the amount of any higher deductible which you selected when you applied for this insurance or when your raised the deductible by endorsement."

* * * * *

Appendix A(2) [Amended]

10. Appendix A(2) of part 61 is proposed to be amended as follows:

a. At Article II—Definitions, in the definition of "Direct physical loss by or from flood", remove the phrase "for buildings in an amount up to the amount of the minimum building deductible" and add in place thereof, the phrase "for buildings in an amount not to exceed $500" and remove the phrase "for contents in an amount up to the amount of the minimum contents deductible." and add in place thereof, the phrase "for contents in an amount not to exceed $500.".

b. At Article II—Definitions, in the definition of "Probation additional premium", add a period after the phrase "44 CFR 59.24" and remove the rest of the sentence.

c. At Article IV—Property Covered (Subject to "Property Not Covered" Provisions) in paragraph A.3. remove the phrase "up to the amount of the minimum building deductible." and add in place thereof the phrase "not to exceed $500.".

d. Article VI—Deductibles, is revised to read as follows:

Article VI—Deductibles

A. Each loss to the insured property is subject to a deductible provision under which the insured bears a portion of the loss before payment is made under the policy.

B. The loss deductible shall apply separately to each building loss and contents loss including, as to each, any debris removal expenses.

C. For any flood insurance policy issued or renewed for a property located in an Emergency Program community or for any property located in a Regular Program community in Zones A, AO, AH, A1–30, AE, VO, V1–30, VE, or V where the rates available for buildings built before the effective date of the Flood Insurance Rate Map (FIRM) are used to compute the premium, the amount of the deductible for each loss occurrence is determined as follows: The Insurer shall be liable only when such loss exceeds $750.00, or the amount of any higher deductible which the Insured selected when the Insured applied for this insurance or when the Insured raised the deductible by endorsement.

D. For policies other than those described in paragraph C. above, the amount of the deductible for each loss occurrence is determined as follows: The Insurer shall be liable only when such loss exceeds $500.00, or the amount of any higher deductible which the Insured selected when the Insured applied for this insurance or when the Insured raised the deductible by endorsement.

PART 62—SALE OF INSURANCE AND ADJUSTMENT OF CLAIMS

11. The authority citation for part 62 will continue to read as follows:

Authority: 42 U.S.C. 4001; *et seq.*; Reorganization Plan No. 3 of 1978; E.O. 12127.

12. Section 62.6 is proposed to be amended by revising paragraph (a)(1) and (a)(2) to read as follows:

§ 62.6 Minimum commissions.

(a) * * *

(1) In the case of a new or renewal policy, the following commission shall apply based on the total premiums paid for the policy term:

Premium amount	Commissions (percent)
First $2,000 of Premium	15
Excess of $2,000	5

(2) In the case of a mid-term increases in amounts of insurance added by endorsements, the following commissions shall apply based on the total premiums paid for the increased amounts of insurance:

Premium amount	Commissions (percent)
First $2,000 of Premium	15
Excess of $2,000	5

* * * * *

PART 75—EXEMPTION OF STATE-OWNED PROPERTIES UNDER SELF-INSURANCE PLAN

13. The authority citation for part 75 will continue to read as follows:

Authority: 42 U.S.C. 4001; *et seq.*; Reorganization Plan No. 3 of 1978; E.O. 12127.

§ 75.14 [Amended]

14. Section 75.14 is proposed to be amended by removing the word "Oklahoma,".

Dated: August 20, 1991.

C.M. "Bud" Schauerte,

Federal Insurance Administrator.

[FR Doc. 91–21793 Filed 9–13–91; 8:45 am]

BILLING CODE 6718–05–M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 73

[MM Docket No. 91–262, RM–7792]

Radio Broadcasting Services; Walterboro, SC

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: The Commission requests comments on a petition by Gresham Communication, Inc., seeking the substitution of Channel 265C3 for Channel 265A at Walterboro, South Carolina, and the modification of Station WALD–FM's license to specify operation on the higher powered channel. Channel 265C3 can be allotted to Walterboro in compliance with the Commission's minimum distance separation requirements with a site restriction of 19.7 kilometers (12.2 miles) northeast to accommodate petitioner's desired transmitter site, at coordinates North Latitude 32–59–00 and West Longitude 80–28–00. In accordance with § 1.420(g) of the Commission's Rules, we will not accept competing expressions of interest in use of Channel 265C3 at Walterboro or require the petitioner to demonstrate the availability of an additional equivalent class channel for use by such parties.

DATES: Comments must be filed on or before November 4, 1991, and reply comments on or before November 19, 1991.

ADDRESSES: Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Gary S. Smithwick, Esq., Smithwick & Belendiuk, P.C., 2033 M Street, NW., suite 307, Washington, DC 20036 (Counsel to petitioner).

FOR FURTHER INFORMATION CONTACT: Leslie K. Shapiro, Mass Media Bureau (202) 634–6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's notice of proposed rule making, MM Docket No. 91–262, adopted August 30, 1991, and released September 11, 1991. The full text of this Commission decision is available for inspection and copying

during normal business hours in the FCC Dockets Branch (room 230), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, Downtown Copy Center (202) 452–1422, 1714 21st Street, NW., Washington, DC 20036.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

Michael C. Ruger,

Assistant Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 91–22227 Filed 9–13–91; 8:45 am]

BILLING CODE 6712-01-M

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47 CFR Part 73

[MM Docket No. 91-260, RM-7788]

Television Broadcasting Services; Eureka Springs, AR

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This document requests comments on a petition for rule making filed on behalf of New Life Evangelistic Center, Inc., seeking the allotment of UHF television Channel 34 to Eureka Springs, Arkansas, as that community's first local television broadcast service. Coordinates used for this proposal are 36–24–12 and 93–44–12.

Although the Commission has imposed a temporary freeze on new TV allotments in specified metropolitan areas pending the outcome of an inquiry into the use of advanced television systems in broadcasting, this proposal is not affected thereby. (See Order, Advanced Television Systems and Their Impact on Existing Television Broadcast Service, 52 FR 28346, July 29, 1987.)

DATES: Comments must be filed on or before November 4, 1991, and reply comments on or before November 4, 1991.

ADDRESSES: Secretary, Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: John H. Midlen, Jr. and Gregory H. Guillot, Esqs., Midlen & Guillot, Chartered, 3238 Prospect Street NW., Washington, DC 20007–3214.

FOR FURTHER INFORMATION CONTACT: Nancy Joyner, Mass Media Bureau, (202) 634–6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's notice of proposed rule making, MM Docket No. 91–260, adopted August 28, 1991, and released September 11, 1991. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (room 230), 1919 M Street NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, Downtown Copy Center, (202) 452–1422, 1714 21st St. NW., Washington, DC 20036.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Television broadcasting.

Federal Communications Commission.

Michael C. Ruger,

Assistant Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 91–22226 Filed 9–13–91; 8:45 am]

BILLING CODE 6712-01-M

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47 CFR Part 73

[MM Docket No. 91-261, RM-7789]

Radio Broadcasting Services; Callahan, FL, and St. Marys, GA

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: This document requests comments on a petition by Rowland First City Radio, Inc., licensee of Station WAIA(FM), Channel 227C2, St. Marys, Georgia, seeking to reallot Channel 227C2 from St. Marys, Georgia, to Callahan, Florida, and to modify its license accordingly, in accordance with Commission rule 1.420(i). The coordinates are North Latitude 30–33–22 and West Longitude 81–33–13.

DATES: Comments must be filed on or before November 4, 1991, and reply comments on or before November 19, 1991.

ADDRESSES: Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: Gary S. Smithwick, Smithwick & Belendiuk, P.C., 2033 M Street NW., suite 207, Washington, DC 20036 (Attorney for Rowland First City Radio, Inc.).

FOR FURTHER INFORMATION CONTACT: Nancy J. Walls, Mass Media Bureau, (202) 634–6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Notice of Proposed Rule Making, MM Docket No. 91–261, adopted August 29, 1991, and released September 11, 1991. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (room 230), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, Downtown Copy Center, (202) 452–1422, 1714 21 Street, NW., Washington, DC 20036.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

Michael C. Ruger,

Assistant Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 91–22224 Filed 9–13–91; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 91-259 RM-7309]

Radio Broadcasting Services; Canovanas, Mayaguez, Quebradillas, San Juan and Vieques, PR

AGENCY: Federal Communications Commission.

ACTION: Proposed rule.

SUMMARY: The Commission requests comments on a petition filed jointly by Carlos J. Colon-Ventura, licensee of Station WSAN, Vieques, Puerto Rico, and Jose J. Arzuaga, licensee of Station WREI, Quebradillas, Puerto Rico. Petitioners request the substitution of Channel 252A for Channel 255B at Vieques, the reallotment of Channel 252A from Vieques to Canovanas and the modification of Station WSAN's license accordingly, and the substitution of Channel 258A for Channel 252A to Quebradillas, Puerto Rico, and modification of Station WREI's license to specify the alternate Class A frequency. In addition, petitioners request the substitution of Channel 254B for Channel 256B at Mayaguez, Puerto Rico, licensed to Station WKJB-FM, and the substitution of Channel 256B for Channel 253B at San Juan, Puerto Rico, licensed to Station WPRM-FM. Petitioners are requested to furnish additional information concerning the public interest benefits accruing from the requested allotment changes. See **SUPPLEMENTARY INFORMATION**, *infra*.

DATES: Comments must be filed on or before November 4, 1991, and reply comments on or before November 19, 1991.

ADDRESSES: Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner, or its counsel or consultant, as follows: James L. Oyster, Esq., Route 1, Box 203A, Castleton, Virginia 22716 (Counsel to Arzuaga) and Frank R. Jazzo, Esq., Fletcher, Head & Hildreth, 1225 Connecticut Avenue, NW., suite 400, Washington, DC 20036-2679 (Counsel to Colon-Ventura).

FOR FURTHER INFORMATION CONTACT: Leslie K. Shapiro, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Notice of Proposed Rule Making and Orders to Show Cause, MM Docket No. 91-259, adopted August 28, 1991, and released September 11, 1991. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (room 230) 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractor, Downtown Copy Center, 1714 21st Street, NW., Washington, DC 20036 (202) 452-1422.

Channel 252A can be allotted to Canovanas in compliance with the Commission's minimum distance separation requirements with a site restriction of 13.8 kilometers (8.6 miles) southeast to accommodate petitioners' desired transmitter site, at coordinates North Latitude 18-18-36 and West Longitude 65-47-41. Channel 258A can be allotted to Quebradillas and can be used at Station WREI's present transmitter site, at coordinates 18-23-33 and 66-59-46. Channel 254B can be allotted to Mayaguez and can be used at Station WKJB's present transmitter site, at coordinates 18-09-05 and 66-59-19. Channel 256B can be allotted to San Juan and can be used at Station WPRM's present transmitter site, at coordinates 18-06-45 and 66-03-07. In accordance with § 1.420(i) of the Commission's Rules, we will not accept competing expressions of interest in use of Channel 252A at Canovanas or require the petitioners to demonstrate the availability of an additional equivalent class channel for use by such parties.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding. Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contacts. For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

Michael C. Ruger,

Assistant Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

[FR Doc. 91-22225 Filed 9-13-91; 8:45 am]

BILLING CODE 6712-01-M

Notices

Federal Register
Vol. 56, No. 179
Monday, September 16, 1991

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF AGRICULTURE

Forest Service

All-Terrain Vehicle & Motorcycle Trail, Salem and Potosi Ranger Districts, Mark Twain National Forest; Crawford, Dent, Iron, Reynolds, Shannon and Washington Counties, Missouri

AGENCY: Forest Service, USDA.

ACTION: Notice; intent to prepare environmental impact statement.

SUMMARY: The Forest Service, USDA, will prepare an environmental impact statement (EIS) for a designated ATV/Motorcycle trail in parts of the adjacent Salem and Potosi Ranger Districts, Mark Twain National Forest. The purpose of the EIS will be to analyze a range of alternative trails to provide for an expressed public demand for this kind of facility. The impacts of the alternative trail locations on the environment will be examined, the alternatives compared, and an alternative selected for designation. The Mark Twain National Forest Land and Resource Management Plan permits the designation of ORV trails.

DATES: Comments concerning the scope of the analysis should be received in writing by November 15, 1991.

ADDRESSES: Send written comments concerning the scope of the analysis to Darsan Wang, Forest Supervisor's Office, 401 Fairgrounds Road, Rolla, MO 65401.

FOR FURTHER INFORMATION CONTACT: Darsan Wang, Recreation Specialist (314) 364–4621.

SUPPLEMENTARY INFORMATION: The purpose of the proposed action is to respond to an expressed public demand for designated trails for motorized use by all-terrain vehicles and motorcycles over parts of the adjoining Salem Ranger District and Potosi Ranger District. Consideration of motorized trails has been underway on both Districts for some time. There has been previous scoping initiatives by both Districts. The information gathered is relevant to the decision to be made and will be used along with any new comments or information received by November 15, 1991. In April, 1990, both Districts issued separate decisions based on the NEPA process to establish a motorized trail. Both decisions were appealed and subsequently withdrawn by the Deciding Officers. ORVs have been extensively used on both Districts in the past and presently. Under the Forest Plan, the Forest Service transportation system is available for ORV use unless closed to this type use on specified roads. Cross-country use in prohibited. Unauthorized use has been a problem with the proliferation of ORVs.

The draft EIS is expected to be filed with the Environmental Protection Agency (EPA) and to be available for public review by March, 1992. At that time copies of the draft EIS will be distributed to interested and affected agencies, organizations, and members of the public for their review and comment. EPA will publish a Notice of Availability of the draft EIS in the **Federal Register**. The comment period on the draft EIS will be 60 days from the date the EPA publishes the Notice of Availability in the **Federal Register**.

The Forest Service believes it is important to give reviewers notice of this early stage of public participation and of several court rulings related to public participation in the environmental review process. First, reviewers of a draft EIS must structure their participation in the environmental review of the proposal so that it is meaningful and alerts an agency to the reviewer's position and contentions. *Vermont Yankee Nuclear Power Corp.* v. *NRDC*, 435 U.S. 519, 553 (1978). Also, environmental objections that could have raised at the draft stage may be waiver or dismissed by the court if not raised until after completion of the final EIS. *City of Angoon* v. *Hodel*, 803 F.2d. 1016, 1022 (9th Cir. 1986) and *Wisconsin Heritages, Inc.* v. *Harris*, 490 F. Supp. 1334, 1338 (E.D. Wis. 1980). Because of these court rulings, it is very important that those interested in these proposed actions participate by the close of the 60-day comment period so that substantive comments and objections are made available to the Forest Service at a time when it can meaningfully consider and respond to them in the final EIS.

To be most helpful, comments on the draft EIS should be as specific as possible and may address the adequacy of the statement or the merit of the alternatives discussed (see Council on Environmental Quality regulations for implementing the procedural provisions of the National Environmental Policy Act at 40 CFR 1502.3).

The final EIS is scheduled to be completed by May, 1992. In the final EIS, the Forest Service is required to respond to comments and responses received during the comment period that pertain to the environmental consequences discussed in the draft EIS and applicable laws, regulations, and policies considered in making a decision regarding the proposal. The Forest Service is the lead agency. B. Eric Morse is the responsible official. As the responsible official, he will decide which, if any, of the alternatives will be implemented. The responsible official will document the decision and reasons for the decision in the Record of Decision. That decision will be subject to Forest Service Appeal Regulations (36 CFR part 217).

Dated: September 4, 1991.

B. Eric Morse,

Forest Supervisor.

[FR Doc. 91–22174 Filed 9–13–91; 8:45 am]

BILLING CODE 3410–11–M

COMMISSION ON CIVIL RIGHTS

Membership of the USCCR Performance Review Board

AGENCY: U.S. Commission on Civil Rights.

ACTION: Notice of membership of the USCCR Performance Review Board.

SUMMARY: This notice announces the appointment of the Performance Review Board (PRB) of the United States Commission on Civil Rights. Publication of PRB membership is required by 5 U.S.C. 4314(c)(4).

The PRB provides fair and impartial review of the U.S. Commission on Civil Rights Senior Executive Service (SES) performance appraisals and makes recommendations regarding performance ratings and performance awards to the Staff Director, U.S. Commission on Civil Rights for FY 1991

rating year. The PRB will also serve for the CY 1991 SES recertification determination process.

FOR FURTHER INFORMATION CONTACT: Ms. Marcia Tyler, Personnel and EEO Division, Office of the Assistant Staff Director for Management, U.S. Commission on Civil Rights, 1121 Vermont Avenue, NW., Washington, DC 20425 (202) 376-8364.

Members

Richard L. Osbourn, Chairman of PRB, Director of Personnel, Small Business Administration.
Godfrey D. Dudley, Director, Field Management Programs-East, Equal Employment Opportunity Commission.
Myra Shiplett, Deputy Director of Human Resources, Administrative Office of the U.S. Courts.
Carlos Esparza, Assistant Director for Financial Control and Management, Retirement and Insurance Group, Office of Personnel Management.

Dated: September 10, 1991.

Emma Gonzalez-Joy,

Solicitor.

[FR Doc. 91-22114 Filed 9-13-91; 8:45 am]

BILLING CODE 6335-01-M

DEPARTMENT OF COMMERCE

International Trade Administration

[A-507-502]

In-Shell Pistachios From Iran

Determination not to Revoke Antidumping Duty Order

AGENCY: International Trade Administration/Import Administration, Department of Commerce.

ACTION: Notice of determination not to revoke antidumping duty order.

SUMMARY: The Department of Commerce is notifying the public of its determination not to revoke the antidumping duty order on in-shell pistachios from Iran.

EFFECTIVE DATE: September 16, 1991.

FOR FURTHER INFORMATION CONTACT: Robert Marenick, Office of Antidumping Compliance, International Trade Administration, U.S. Department of Commerce, Washington, DC 20230; telephone: (202) 377-5255.

SUPPLEMENTARY INFORMATION: On July 8, 1991 the Department of Commerce (the Department) published in the **Federal Register** (56 FR 30901) its intend to revoke the antidumping duty order on in-shell pistachios from Iran (51 FR 25922; July 17, 1986). The Department may revoke an order if the Secretary concludes that the order is no longer of interest to interested parties. We had not received a request for an administrative review of this order for the last four consecutive annual anniversary months and therefore published a notice of intent to revoke pursuant to § 353.25(d)(4) of the Department's regulations (19 CFR 353.25(d)(4)).

On July 26, 1991, the petitioners, the California Pistachio Commission and the Western Pistachio Association, objected to our intend to revoke the order. Therefore, we no longer intent to revoke the order.

Dated: September 6, 1991.

Roland L. MacDonald,

Acting Deputy Assistant Secretary for Compliance.

[FR Doc. 91-22216 Filed 9-13-91; 8:45 am]

BILLING CODE 3510-05-M

President's Export Council; Meeting

AGENCY: International Trade Administration, Commerce.

ACTION: Notice of change of time for an open meeting.

SUMMARY: On Monday, September 9, 1991, (56 FR 45943) a meeting of the President's Export Council was announced to be held on September 24, 1991, at 10 a.m. The meeting is now scheduled to begin at 9:30 a.m.

DATES: September 24, 1991, from 9:30 a.m. to 11:45 a.m. and 1:30 p.m. to 3 p.m.

ADDRESSES: Willard Hotel, Ballroom, 1401 Pennsylvania Avenue, NW., Washington, DC 20004. Seating is limited and will be on a first come, first serve basis.

FOR FURTHER INFORMATION CONTACT: Ms. Sylvia Lino Prosak, President's Export Council, room 3215, Washington, DC 20230.

Dated: September 11, 1991.

Robert W. Pearson,

Director, Office of Planning and Coordination.

[FR Doc. 91-22217 Filed 9-13-91; 8:45 am]

BILLING CODE 3510-DR-M

National Oceanic and Atmospheric Administration

Emergency Striped Bass Research Study; Meeting

AGENCY: National Marine Fisheries Service (NMFS), NOAA, Commerce.

SUMMARY: The NMFS and the U.S. Fish and Wildlife Service will hold a joint meeting to discuss progress on the Emergency Striped Bass Research Study as authorized by the amended Anadromous Fish Conservation Act (Pub. L. 96-118).

DATES: The meeting will convene on Thursday, October 31, 1991, at 10 a.m., and will adjourn at approximately 2 p.m. The meeting is open to the public.

ADDRESSES: Room 200, U.S. Fish and Wildlife Service, 4401 North Fairfax Drive, Arlington, Virginia.

FOR FURTHER INFORMATION CONTACT: David G. Deuel, Office of Fisheries Conservation and Management, NMFS, 1335 East-West Highway, Silver Spring, Maryland 20910. Telephone: (301) 427-2347.

Dated: September 10, 1991.

David S. Crestin,

Acting Director, Office of Fisheries Conservation and Management, National Marine Fisheries Service.

[FR Doc. 91-22125 Filed 9-13-91; 8:45 am]

BILLING CODE 3510-22-M

Marine Mammals

AGENCY: National Marine Fisheries Service, NOAA, Commerce.

ACTION: Request for modification to Scientific Research, Permit No. 677.

Notice is hereby given that Audrey D. Kopec and James T. Harvey, Romberg Tiburon Center for Environmental Studies, San Francisco State University, Tiburon, California, have requested a modification to Permit No. 677 (P422) pursuant to the provisions of § 216.33 (d) and (e) of the Regulations Governing the Taking and Importing of Marine Mammals (50 CFR part 216).

Permit No. 677 was issued on July 27, 1989, to capture, tag and release a maximum of 100 harbor seals (*Phoca vitulina richardsi*) annually in the San Francisco Bay area. Blood samples may be taken from 30 of these seals. An additional 120 seals were authorized to be harassed during tagging operations.

This modification is requested to: (1) Take an additional 300 harbor seals annually by inadvertent harassment in the process of collecting scats for the purpose of investigating the feeding ecology of harbor seals in San Francisco Bay; (2) take an additional thirty (30) blood samples; and (3) take bacterial swabs (rectal and ocular) from 60 of the seals.

Concurrent with the publication of this notice in the **Federal Register**, the Secretary of Commerce is forwarding copies of this application to the Marine Mammal Commission and the Committee of Scientific Advisors.

Written data or views, or requests for a public hearing on this application

should be submitted to the Assistant Administrator for Fisheries, National Marine Fisheries Service, U.S. Department of Commerce, Silver Spring, Maryland 20910, within 30 days of the publication of this notice. Those individuals requesting a hearing should set forth the specific reasons why a hearing on this particular application would be appropriate. The holding of such hearing is at the discretion of the Assistant Administrator for Fisheries. All statements and opinions contained in this application are summaries of those of the Applicant and do not necessarily reflect the views of the National Marine Fisheries Service.

Documents submitted in connection with the above applications are available for review by interested persons in the following offices:

Permits Division, Office of Protected Resources, National Marine Fisheries Service, 1335 East-West Highway, SSMC1, room 7324, Silver Spring, Maryland 20910 (301/427–2289); and Director, Southwest Region, National Marine Fisheries Service, NOAA, 300 South Ferry Street, Terminal Island, California 90731–7415 (213/514–6196).

Dated: September 10, 1991.

Nancy Foster,

Director, Office of Protected Resources, National Marine Fisheries Service.

[FR Doc. 91–22124 Filed 9–13–91; 8:45 am]

BILLING CODE 3510-22-M

COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

Adjustment of Import Limits for Certain Wool Textile Products Produced or Manufactured in Czechoslovakia

September 11, 1991.

AGENCY: Committee for the Implementation of Textile Agreements (CITA).

ACTION: Issuing a directive to the Commissioner of Customs increasing limits.

EFFECTIVE DATE: September 18, 1991.

FOR FURTHER INFORMATION CONTACT: Naomi Freeman, International Trade Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, (202) 377–4212. For information on the quota status of these limits, refer to the Quota Status Reports posted on the bulletin boards of each Customs port or call (202) 566–5810. For information on embargoes and quota re-openings, call (202) 377–3715.

SUPPLEMENTARY INFORMATION:

Authority: Executive Order 11651 of March 3, 1972, as amended; section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854).

The current limits for Categories 433, 434 and 435 are being increased for carryover.

A description of the textile and apparel categories in terms of HTS numbers is available in the CORRELATION: Textile and Apparel Categories with the Harmonized Tariff Schedule of the United States (see **Federal Register** notice 55 FR 50756, published on December 10, 1990). Also see 56 FR 21132, published on May 7, 1991.

The letter to the Commissioner of Customs and the actions taken pursuant to it are not designed to implement all of the provisions of the bilateral agreement, but are designed to assist only in the implementation of certain of its provisions.

Auggie D. Tantillo,

Chairman, Committee for the Implementation of Textile Agreements.

Committee for the Implementation of Textile Agreements

September 11, 1991.

Commissioner of Customs,
Department of the Treasury, Washington, DC 20229.

Dear Commissioner: This directive amends, but does not cancel, the directive issued to you on May 2, 1991, by the Chairman, Committee for the Implementation of Textile Agreements. That directive concerns imports of certain wool and man-made fiber textile products, produced or manufactured in Czechoslovakia and exported during the twelve-month period which began on June 1, 1991 and extends through May 31, 1992.

Effective on September 18, 1991, you are directed to amend further the directive dated May 2, 1991 to increase the limits for the following categories, as provided under the terms of the current bilateral agreement between the Governments of the United States and the Czech and Slovak Federal Republic:

Category	Adjusted twelve-month limit [1]
433	9,059 dozen.
434	13,361 dozen.
435	8,266 dozen.

[1] The limits have not been adjusted to account for any imports exported after May 31, 1991.

The Committee for the Implementation of Textile Agreements has determined that these actions fall within the foreign affairs exception to the rulemaking provisions of 5 U.S.C. 553(a)(1).

Sincerely,

Auggie D. Tantillo,

Chairman, Committee for the Implementation of Textile Agreements.

[FR Doc. 91–22214 Filed 9–13–91; 8:45 am]

BILLING CODE 3510-DR-F

Implementation of a New Customs Guideline Concerning Tights Imported into the United States

September 10, 1991.

AGENCY: Committee for the Implementation of Textile Agreements (CITA).

ACTION: Amendment of guideline concerning tights.

EFFECTIVE DATE: January 1, 1992.

FOR FURTHER INFORMATION CONTACT: Jennifer Tallarico, International Trade Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, (202) 377–4212.

SUPPLEMENTARY INFORMATION:

Authority: Executive Order 11651 of March 3, 1972, as amended; Executive Order 12475 of May 9, 1984; section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854).

On December 28, 1988, the United States Customs Service published Guidelines for the Reporting of Imported Products in Various Textile and Apparel Categories (53 FR 52563, December 28, 1988, CIE 13/88). These guidelines were developed and revised in order to ensure uniformity, facilitate statistical classification and assist in the determination of the appropriate textile categories established for the administration of the Arrangement Regarding International Trade in Textiles.

The above-mentioned Guidelines were issued, in part, pursuant to authority contained in Executive Order 11651, dated March 4, 1972 (37 FR 4699) and Executive Order 11951, dated January 7, 1977 (42 FR 1453). The original Guidelines defined tights as follows:

"Tights are form-fitting garments which cover the lower torso and legs. They may have stirrups at the feet. Short tights also cover the lower torso, but only extend to above the knees. Tights are constructed of finely knit fabric which includes Lycra spandex, or similar yarns. They have an elasticized waistband. They are intended for use during exercise, dance or similar athletic activity. They have a gusset in the crotch area and are unsuitable for wear outside the athletic area unless worn in conjunction with a garment which conceals the lower torso." (53 FR 52566)

The Committee for the Implementation of Textile Agreements, pursuant to its authority to supervise and implement textile agreements, has determined that the following amendment to the above guideline relating to tights is necessary to ensure the proper implementation of textile agreements entered into by the United States. This amendment to the guidelines is necessary to help distinguish true tights from a class of merchandise commonly known as leggings, which are worn as trousers.

In the letter published below, the Chairman, Committee for the Implementation of Textile Agreements, directs the Commissioner of Customs, effective for goods exported on or after January 1, 1992, to implement the following new guideline concerning tights:

"Tights are form-fitting garments which cover the lower torso and legs or may extend to just above/below the knees. They may be footed, footless or have stirrups at the feet. Tights are constructed of finely knit fabric. Napped, piled and plush knit fabrics are excluded. The leg portion of the tights is seamless or may have a center back seam along the leg. They have an elasticized waist and generally have a gusset in the crotch area."

This guideline is effective for goods exported to the United States on or after January 1, 1992.

The U.S. Customs Service is directed to issue this new guideline to all Customs ports.

Auggie D. Tantillo,

Chairman, Committee for the Implementation of Textile Agreements.

Committee for the Implementation of Textile Agreements

September 10, 1991.

Commissioner of Customs,

Department of the Treasury, Washington, DC 20229.

Dear Commissioner: For the purpose of ensuring the proper implementation of textile agreements, you are directed, effective for goods exported to the United States on or after January 1, 1992, to apply the following guideline for tights imported into the United States. Goods exported prior to January 1, 1992, shall not be subject to this new guideline.

"Tights are form-fitting garments which cover the lower torso and legs or may extend to just above/below the knees. They may be footed, footless or have stirrups at the feet. Tights are constructed of finely knit fabric. Napped, piled and plush knit fabrics are excluded. The leg portion of the tights is seamless or may have a center back seam along the leg. They have an elasticized waist and generally have a gusset in the crotch area."

Further, you are directed to immediately issue this guideline to all Customs ports, to be effective for goods exported on or after January 1, 1992.

The Committee for the Implementation of Textile Agreements has determined that this action falls within the foreign affairs exception to the rulemaking provisions of 5 U.S.C. 553(a)(1).

Sincerely,

Auggie D. Tantillo,

Chairman, Committee for the Implementation of Textile Agreements.

[FR Doc. 91-22215 Filed 9-13-91; 8:45 am]

BILLING CODE 3510-DR-F

New Visa Stamp for Certain Cotton, Wool, Man-Made Fiber, Silk Blend and Other Vegetable Fiber Textiles and Textile Products Produced or Manufactured in Korea

September 11, 1991.

AGENCY: Committee for the Implementation of Textile Agreements (CITA).

ACTION: Issuing a directive to the Commissioner of Customs authorizing the use of a new visa stamp.

EFFECTIVE DATE: October 1, 1991.

FOR FURTHER INFORMATION CONTACT: Ross Arnold, International Trade Specialist, Office of Textiles and Apparel, U.S. Department of Commerce, (202) 377-4212.

SUPPLEMENTARY INFORMATION:

Authority: Executive Order 11651 of March 3, 1972, as amended; section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854).

The Government of the Republic of Korea has notified the United States Government that, effective on October 1, 1991, it will begin issuing a new circular visa stamp to accompany shipments of textiles and textile products, produced or manufactured in Korea and exported from Korea on and after October 1, 1991. Goods exported from Korea during the period October 1, 1991 through December 31, 1991 shall be permitted entry if accompanied by either the old rectangular visa or the new circular visa.

See 47 FR 50940, published on November 10, 1982; 51 FR 18574, published on April 23, 1991; and 51 FP 22403, published on May 15, 1991

Ronald I. Levin,

Acting Chairman, Committee for the Implementation of Textile Agreements.

Committee for the Implementation of Textile Agreements

September 11, 1991.

Commissioner of Customs,

Department of the Treasury, Washington, DC 20229.

Dear Commissioner: This directive amends, but does not cancel, the directive issued to you by the Chairman, Committee for the Implementation of Textile Agreements, on April 17, 1991, as amended on May 9, 1991, concerning visa and exempt certification requirements for certain cotton, wool, man-made fiber, silk blend and other vegetable fiber textiles and textile products, produced or manufactured in Korea.

Effective on October 1, 1991, you are directed to amend further the directive dated April 17, 1991 to provide for the use of a new visa stamp to accompany shipments of textiles and textile products, produced or manufactured in Korea and exported from Korea on and after October 1, 1991. The new visa stamp replaces the rectangular visa stamp currently being issued by the Government of Korea. There will be no change to the exempt certification stamp currently in use for Korea.

Goods produced or manufactured in Korea and exported from Korea during the period October 1, 1991 through December 31, 1991 shall be permitted entry if accompanied by either the rectangular visa or the circular visa. Merchandise exported from Korea on and after January 1, 1992 which is not accompanied by the new circular visa shall be denied entry.

A facsimile of the new circular visa stamp is enclosed with this letter.

The Committee for the Implementation of Textile Agreements has determined that these actions fall within the foreign affairs exception to the rulemaking provisions of 5 U.S.C. 553(a)(1).

Sincerely,

Ronald I. Levin,

Acting Chairman, Committee for the Implementation of Textile Agreements.

BILLING CODE 3510-DR-M

FACSIMILE OF EXPORT VISA STAMP

[FR Doc. 91-22286 Filed 9-12-91; 4:09 pm]
BILLING CODE 3510-DR-C

COMMODITY FUTURES TRADING COMMISSION

Regulatory Coordination Advisory Committee Meeting

This is to give notice, pursuant to section 10(a) of the Federal Advisory Committee Act, 5 U.S.C. app. 2, section 10(a) and 41 CFR 101-6.1015(b), that the Commodity Futures Trading Commission's Regulatory Coordination Advisory Committee will conduct a public meeting in the new Hearing Room at the Commission's Washington, DC headquarters located at level B-1, 2033 K Street, NW., Washington, DC 20581, on Wednesday, October 9, 1991, beginning at 1 p.m. and lasting until 5 p.m. The agenda will consist of:

Agenda

1. Report from the Working Group on International Competitiveness.
2. Report from the Working Group on Clearance and Settlement regarding multi-currency netting.
3. Report from the Division of Economic Analysis regarding:
   a. Proposed exemption from speculative limits for certain contracts.
   b. Reform of the contract designation process and Guideline 1.
4. Report from the Division of Trading and Markets regarding:
   a. Proposed rulemaking pertaining to an accredited investor exemption and bifurcated risk disclosure.
   b. Performance reporting including notional funds.
5. Follow-up on issued discussed at earlier Committee meetings.
6. Other issues for Committee consideration; timing of next meeting; other Committee business.

The purpose of this meeting is to solicit the views of the Committee on the agenda matters listed above. The Advisory Committee was created by the Commodity Futures Trading Commission for the purpose of advising the Commission on ways to improve coordination and to facilitate cross market transactions, including cross border transactions. The purposes and objectives of the Advisory Committee are more fully set forth in the April 16, 1990 Charter of the Advisory Committee.

The meeting is open to the public. The Chairman of the Advisory Committee, Chairman Wendy L. Gramm, is empowered to conduct the meeting in a fashion that will, in her judgment, facilitate the orderly conduct of business. Any member of the public who wishes to file a written statement with the Advisory Committee should mail a copy of the statement to the attention of: the Commodity Futures Trading Commission Regulatory Coordination Advisory Committee, c/o Ms. Kate Hathaway or Mr. Robert Zwirb, Commodity Futures Trading Commission, 2033 K Street, NW., Washington, DC 20581, before the meeting. Members of the public who wish to make oral statements should inform Ms. Hathaway or Mr. Zwirb in writing at the foregoing address at least three business days before the meeting. Reasonable provision will be made, if time permits, for an oral presentation of no more than five minutes each in duration.

Issued by the Commission in Washington, DC on September 9, 1991.

Jean A. Webb,

Secretary of the Commission.

[FR Doc. 91-22203 Filed 9-13-91; 8:45 am]

BILLING CODE 6351-01-M

DEPARTMENT OF DEFENSE

Department of the Army

Military Traffic Management Command, Directorate of Inland Traffic: Rules and Accessorial Services Governing the Movement of Department of Defense Bulk Liquid Commodity Traffic Requiring Tank Truck Service

AGENCY: Military Traffic Management Command (MTMC).

ACTION: Procedural changes in DOD freight rate acquisition programs.

SUMMARY: On July 16, 1991. The Military Transportation Management Command (MTMC), published in the **Federal Register** (56 FR 32409) the final notice on Rules and Accessorial Services Governing the Movement of Department of Defense Bulk Liquid Commodity Traffic Requiring Tank Truck Service. Due to significant modifications necessary at this time, the publication is not yet final. MTMC on behalf of the Department of Defense (DOD), will be amending the procedures used to acquire rates and charges from the commercial motor carrier industry for the movement of its bulk commodity traffic requiring tank truck service. Any draft copies of this publication distributed to date should not be used although Department of Defense Standard Tenders of Freight Services. MT FORM 364-R, submitted in accordance with the publication will be accepted. We will continue to accept Uniform Tenders of Raters and/or Charges for Transportation Services. Optional Form 280 for the movement of bulk liquid commodity traffic requiring tank truck service until further notice.

EFFECTIVE DATE: August 1, 1991.

FOR FURTHER INFORMATION CONTACT: Mr. Len Wright or Ms. Leesha Saunders, HQ, Military Traffic Management Command. ATTN: MTIN-NG, 5611 Columbia Pike, Falls Church, Virginia 22041-5050 or telephone (703) 756-1585.

SUPPLEMENTARY INFORMATION: The transportation regulatory reform legislation enacted over the past several years has brought an influx of new carriers doing business with DOD resulting in a corresponding proliferation of rate publications, and a great diversity in the manner in which carriers' rates, rules, and services are expressed within those publications. As a result, the standardization and automation of carriers' rates and charges are essential to the formulation of a successful and manageable rate comparison program. Automation is feasible, of course, only if these rates and charges are expressed in a uniform manner compatible with electronic data processing.

MTMC Freight Traffic Rules Publication No. 4 (MFTRP No. 4) contains both rules and accessorial service requirements to govern the rates and services of all motor tank truck carriers doing business with DOD. The publication has application to both interstate and intrastate commerce from, to, or between points in the continental United States (CONUS), and from, to, or between points in CONUS and points in Alaska and/or Canada which are specified in carriers' individual tenders filed with HQ, MTMC. The purpose in developing this publication is to define and clearly express the transportation needs of DOD for the movement of bulk liquid commodities requiring tank truck service and to provide the standardization necessary for achieving a fully automated system for routing and auditing DOD traffic.

This publication is designed to be used with DOD Standard Tender of freight Services, MT Form 364-R. Bulk liquid commodity tenders filed on or after august 30, 1991, must be submitted on MT Form 364-R. Tenders of carriers subject to MFTRP No. 4 may not refer to any other publication for application of rates and charges therein.

John O. Roach, II,

Army Liaison Officer with the Federal Register.

[FR Doc. 91-22233 Filed 9-13-91; 8:45 am]

BILLING CODE 3710-08-M

Department of the Navy

CNO Executive Panel; Closed Meeting

On Wednesday, August 7, 1991, a Notice of a closed meeting of the Chief of Naval Operations (CNO) Executive Panel Space and Electronic Combat Standing Task Force was published at 56 FR 37533. That meeting was originally scheduled to be held on September 13, 1991. That meeting date has been changed.

The Chief of Naval Operations (CNO) Executive Panel Space and Electronic Combat Standing Task Force will now meet October 15, 1991 from 9 a.m. to 5 p.m., at 4401 Ford Avenue, Alexandria, Virginia. This session will be closed to the public.

For further information concerning this meeting, contact: Judith A. Holden, Executive Secretary to the Executive Panel, 4401 Ford Avenue, room 601, Alexandria, Virginia 22302- 0268, Phone (703) 756-1205.

Dated: September 5, 1991.

Wayne T. Baucino,

Lieutenant, JAGC, U.S. Naval Reserve, Alternate Federal Register Liaison Officer.

[FR Doc. 91-22119 Filed 9-13-91; 8:45 am]

BILLING CODE: 3810-AE-F

DEPARTMENT OF EDUCATION

[CFDA No. 84.031A]

Strengthening Institutions Program, Title III, Part A of the Higher Education Act of 1965, as amended; Notice Inviting Applications for New Awards for Fiscal Year 1992

Purpose of Program: Provide grants to eligible institutions of higher education to improve their academic quality, institutional management, and fiscal stability to enable institutions to become self-sufficient.

This grant program should be seen as an opportunity for those institutions to support those elements of the National Education Goals and the AMERICA 2000 Education Strategy that are relevant to their unique missions.

Deadline for Transmittal of Applications: January 24, 1992.

Deadline for Transmittal of Intergovernmental Review: March 23, 1992.

Applications Available: Applications will be mailed by December 2, 1991, to the Office of the President of all institutions that are designated eligible to apply for a grant under the Strengthening Institutions Program.

Available Funds: $20,131,000.

Estimated Range of Awards: $20,000 to $25,000 for planning grants; $125,000 to $500,000 for development grants.

Average Size of Awards: $23,000 for planning grants; $185,000 per year for one- to three-year development grants; $450,000 per year for four- and five-year development grants.

Estimated Number of Awards: 12 planning grants and 95 development grants.

Project Period: Up to 12 months for planning grants; up to 60 months for development grants.

Note: The Department is not bound by any estimates in this notice.

Special Funding Considerations: In tie-breaking situations described in § 607.23 of the Strengthening Institutions Program regulations, 34 CFR 607.23, the Secretary awards additional points under §§ 607.21 and 607.22 to an application from an institution which has an endowment fund of which the current market value, per FTE student, is less than the average, per FTE student, at similar type institutions; or which has expenditures for library materials, per FTE student, which are less than the average, per FTE student, at similar type institutions. For the purposes of these funding considerations, an applicant must be able to demonstrate that the current market value of its endowment fund, per FTE student, or expenditures for library materials, per FTE student, is less than the following national averages for base year 1988–89.

	Average market value of endowment fund, per FTE	Average library expenditures for materials, per FTE
Two-year Public Institutions	$117.00	$39.00
Two-year Nonprofit, Private Institutions	4,048.00	61.00
Four-year Public Institutions	2,379.00	137.00
Four-year Nonprofit, Private Institutions	26,294.00	200.00

Applicable Regulations: (a) The Education Department General Administrative Regulations (EDGAR) in 34 CFR parts 74, 75, 77, 79, 82, 85, and 86; and (b) the Strengthening Institutions Program Regulations, 34 CFR part 607.

FOR INFORMATION CONTACT: Dr. Louis J. Vento, U.S. Department of Education, 400 Maryland Avenue, SW., room 3042, ROB-3, Washington, DC 20202-5335. Telephone: (202) 708-8839. Deaf and hearing impaired individuals may call the Federal Dual Party Relay Services at 1-800-877-8339 (in Washington, DC, (202) 708-9300) between 8 a.m. and 7 p.m., eastern time.

Program Authority: 20 U.S.C. 1057.

Dated: September 9, 1991.

John B. Childers,

Acting Assistant Secretary for Postsecondary Education.

[FR Doc. 91-22201 Filed 9-13-91; 8:45 am]

BILLING CODE 4000-01-M

DEPARTMENT OF ENERGY

Environmental Restoration and Waste Management Site Specific Plans; Solicitation of Comments

AGENCY: Chicago Field Office, Department of Energy.

ACTION: Solicitation of Comments on Environmental Restoration and Waste Management Site Specific Plans for Facilities under the DOE Field Office, Chicago.

SUMMARY: The Department of Energy (DOE) Field Office, Chicago has prepared its first annual update to the Environmental Restoration and Waste Management Site Specific Plans for the facilities under its management. These facilities include Ames Laboratory, Iowa; Argonne National Laboratory-East, Illinois; Argonne National Laboratory-West, Idaho; Battelle Columbus Laboratories Decommissioning Project, Ohio; Brookhaven National Laboratory, New York; Fermi National Accelerator Laboratory, Illinois; Hallam Nuclear Power Facility, Nebraska; Piqua Nuclear Power Facility, Ohio; Princeton Plasma Physics Laboratory, New Jersey; and Site A/Plot M, Illinois.

The Site Specific Plans implement and provide more detail to the DOE Environmental Restoration and Waste Management Five-Year Plan (DOE/S-0089P; Executive Summary DOE/S-0090P), with regard to plans through fiscal year 1997 for corrective activities, environmental restoration, waste management operations, and applied technology development programs at each DOE Field Office, Chicago facility (56 FR 43590) September 3, 1991. The Site Specific Plans also provided a vehicle for evaluating DOE's progress in meeting the environmental goals established under the Five-Year Plan.

To facilitate public participation in this process, DOE is making the Environmental Restoration and Waste Management Site Specific Plans available to interested groups and individuals for review and comment. All comments received during the comment period will be considered in the preparation of the next update to the plans, which should be available for public review in summer 1992.

In addition to the comment period, separate public information meetings will be held from 7 p.m. to 9 p.m. to discuss the plans for Argonne National Laboratory-East (September 12, 1991, on the laboratory site), Site A/Plot M (September 17, 1991 at Moraine Valley Community College, Palos Hills, IL), and Brookhaven National Laboratory (September 26, 1991, on the laboratory site).

DATES: The comment period is 60 days, beginning September 11, 1991 and ending November 9, 1991.

ADDRESSES: Persons requesting copies of these Site Specific Plans should submit requests to Mr. Joel Haugen, Director, Environmental Restoration and Waste Management Division, attn: Site Specific Plans, U.S. Department of Energy, 9800 South Cass Avenue, Argonne, IL 60439, or call (708) 972-2288. Written comments should be addressed to Mr. Haugen at the same address. Persons requesting copies of the Environmental Restoration and Five-Year Plan, Fiscal Years, 1993-1997 should contact Richard Aiken, EM-25, Department of Energy, Washington, DC 20585, or telephone (301) 353-3553.

FOR FURTHER INFORMATION CONTACT: For information regarding the public meetings, contact Mr. Brian Quirke at (708) 972-2423. For information regarding the Site Specific Plans, contact Ms. Patricia Harrington at (708) 972-2288.

David T. Goldman,

Acting Manager.

[FR Doc. 91-22212 Filed 9-13-91; 8:45 am]

BILLING CODE 6450-01-M

Morgantown Energy Technology Center; Cooperative Agreement; Financial Assistance Award to West Virginia University Research Corporation

AGENCY: Morgantown Energy Technology Center, Department of Energy (DOE).

ACTION: Notice of acceptance of a noncompetitive financial assistance application for a cooperative agreement award.

SUMMARY: Based upon a determination made pursuant to 10 CFR 600.7(b)(2)(i)(B) the DOE, Morgantown Energy Technology Center gives notice of its plans to award a three (3) year cooperative agreement to the West Virginia University Research Corporation, West Virginia University, Appalachian Oil and Natural Gas Research Consortium (AONGRC), 213 Glenlock Hall, Morgantown, WV 26506, with an associated budget of approximately $4,317,320; the budget includes a 39% participant cost share.

FOR FURTHER INFORMATION CONTACT: Mary C. Spatafore, I-07, U.S. Department of Energy, Morgantown Energy Technology Center, P.O. Box 880, Morgantown, West Virginia 26507-0880, Telephone: (304) 291-4253, Procurement Request No. 21-91MC28079.000.

SUPPLEMENTARY INFORMATION: The pending award involves preparing and publishing an Appalachian Gas Atlas. The Appalachian Gas Atlas development will pull together in one document the systematic compilation of reserves and production data in a reservoir play-defined framework. The data collection activities will enhance natural gas exploration and development activities in the Appalachian Basin. This compilation of reserves and production data will help reveal the most prolific combinations of structures and producing facies. In addition, it will identify areas of greatest potential with the highest concentration of remaining unrecovered hydrocarbons in existing fields. The state surveys that make up AONGRC possess a significant base of fundamental and preparatory work which will expedite the atlas development. AONGRC also brings a significant amount of experience and expertise, along with computer capabilities and map construction facilities, to the project. DOE support of this activity will enhance the public benefits and accelerate the accomplishment of the effort; furthermore, the DOE knows of no other entity which is planning to conduct the specifically proposed project. Overall, the public will benefit by this atlas development as DOE support will allow for greater dissemination of the project results to industry in a timely fashion.

Issued: September 5, 1991.

Louie L. Calaway,

Director, Acquisition and Assistance Division, Morgantown Energy Technology Center.

[FR Doc. 91-22158 Filed 9-13-91; 8:45 am]

BILLING CODE 6450-01-M

Conservation and Renewable Energy

Financial Assistance Award; Intent To Award Grant to National Association of Regulatory Utility Commissioners

AGENCY: Department of Energy.

ACTION: Notice of unsolicited financial assistance award.

SUMMARY: The Department of Energy (DOE) announces that pursuant to 10 CFR 600.14, it is making a financial assistance award based on an unsolicited application submitted to the U.S. Department of Energy, Philadelphia Support Office, through DOE's Headquarters Office of Conservation and Renewable Energy, by the National Association of Regulatory Utility Commissioners (NARUC).

The grant will provide funding in the amount of $30,000 for the NARUC to conduct a conference on regional regulatory matters. The focus of the conference will be current jurisdictional questions between federal and state agencies and discussion and evaluation of a variety of options for reform of existing regulatory requirements. This national conference will be scheduled during a period (September 30-October 2, 1991) when several legislative proposals in the U.S. Congress, as well as proposals for Federal Energy Regulatory Commission (FERC) rulemakings involving the electric power industry are under consideration. Participants will include representatives from state and federal regulatory agencies and other electric power industry persons.

DOE knows of no other entity that is conducting or planning to conduct such a national conference. This effort is suitable for noncompetitive financial assistance and would not be eligible for financial assistance under a recent, current, or planned solicitation.

DATES: The term of this grant shall be six (6) months from the effective date of award.

FOR FURTHER INFORMATION CONTACT: Christopher G. McGowan, Philadelphia Support Office, U.S. Department of Energy, Tenth Floor, 1421 Cherry Street, Philadelphia, Pennsylvania, 19102-1492. (215) 597-3890. Issued in Washington, DC on September 9, 1991.

J. Michael Davis,

Assistant Secretary, Conservation and Renewable Energy.

[FR Doc. 91-22213 Filed 9-13-91; 8:45 am]

BILLING CODE 6450-01-M

Federal Energy Regulatory Commission

[Docket No. QF88-142-002]

Dravo Energy Resources of Montgomery Co., Inc.; Shortening Comment Period

September 10, 1991.

Take notice that the comment period set by the Notice of Amendment to Filing, issued August 28, 1991 (56 FR 45,946, September 9, 1991) is changed to September 23, 1991.

Lois D. Cashell,

Secretary.

[FR Doc. 91-22137 Filed 9-13-91; 8:45 am]

BILLING CODE 6717-01-M

[Docket Nos. ER91-409-000, et al.]

Public Service Company of Oklahoma, et al.; Electric Rate, Small Power Production, and Interlocking Directorate Filings

Take notice that the following filings have been made with the Commission:

1. Public Service Company of Oklahoma

[Docket No. ER91-409-000]

September 3, 1991.

Take notice that Public Service Company of Oklahoma (PSO), on August 14, 1991, tendered for filing an amendment to its filing for its Customer Supplied Fuel Rider (CSF), which supplements and amends its Wholesale Full Requirements Rate, FERC Rate Schedule Nos. 170, 171, 189 and 197.

Under the CSF, certain wholesale full requirements customers of PSO may elect to supply PSO with the gas supplies required to generate a portion of or a specified percentage of their requirements for electricity. PSO requests that the CSF be permitted to become effective as of June 29, 1991.

PSO amends its filing in responses to the June 28, 1991 letter of the Director, Division of Applications.

Copies of the amended filing were served upon PSO's full requirements wholesale customers and the Oklahoma Corporation Commission.

Comment date: September 17, 1991 in accordance with Standard Paragraph E at the end of this notice.

2. Holyoke Power & Electric Company

[Docket No. ER91-598-000]

September 4, 1991.

Take notice that on August 22, 1991, Holyoke Power & Electric Company (Holyoke) tendered for filing a Notice of Termination of the Agreement by Western Massachusetts Electric Company, Holyoke Power and Electric Company, Holyoke Water Power Company, and Old Colony Trust Company (FERC Rate Schedule No. 2) dated October 14, 1957.

Holyoke requests that this Agreement be terminated as of June 30, 1991.

Comment date: September 18, 1991, in accordance with Standard Paragraph E at the end of this notice.

3. New England Power Company

[Docket No. EC91-19-000]

September 4, 1991.

Take notice that on August 26, 1991, New England Power Company (NEP) tendered for filing an Application for the Sale of Electric Facilities by NEP to the Town of Littleton, Massachusetts. NEP requests approval for the sale pursuant to section 203 of the Federal Power Act and part 33 of the Commission's Regulations.

Comment date: September 20, 1991, in accordance with Standard Paragraph E at the end of this notice.

4. Consolidated Edison Company of New York, Inc.

[Docket No. ER91-611-000]

September 5, 1991.

Take notice that on August 29, 1991, Consolidated Edison Company of New York, Inc. ("Con Edison") tendered for filing a Supplement to its Rate Schedule FERC No. 51, an agreement to provide transmission service for the Power Authority of the State of New York (the "Authority"). The Supplement provides for a decrease in the monthly transmission charge from $2.53 to $2.43 per kilowatt for transmission of power and energy sold by the Authority to the Long Island Villages of Freeport, Greenport and Rockville Centre (the "Villages"), thus decreasing annual revenues under the Rate Schedule by a total of $70,122. Con Edison has requested waiver of notice requirements to that the decrease can be made effective as of July 1, 1991.

Con Edison states that a copy of this filing has been served by mail upon the Authority and the Villages.

Comment date: September 19, 1991, in accordance with Standard Paragraph E at the end of this notice.

5. The Empire District Electric Company

[Docket No. ER91-616-000]

September 5, 1991.

Take notice that The Empire District Electric Company on August 30, 1991, tendered for filing proposed changes in its FERC Electric Rate Schedules W-1, W-2 and Fuel Adjustment Rider Schedule FA. The proposed changes would increase revenues from jurisdictional sales and service by $1,157,771 based on the twelve-month period ending December 31, 1991.

The presently effective rates are based on costs for the twelve months ending December 31, 1982 for schedule W-2 and September 30, 1987 for Schedule W-1. Since the time Empire has experienced a substantial increase in many construction to provide additional capacity and to meet environmental requirements.

Copies of the filing were served upon the public utility's jurisdictional customers, The Missouri Public Service Commission, and The Kansas Corporation Commission.

Comment date: September 19, 1991, in accordance with Standard Paragraph E at the end of this notice.

6. Northeast Utilities Service Company

[Docket No. ER91-617-000]

September 5, 1991.

Take notice that on August 30, 1991, Northeast Utilities Service Company (NUSCO) on behalf of The Connecticut Light and Power Company (CL&P) and Western Massachusetts Electric Company (WMECO), tendered for filing an agreement between NUSCO and New England power Company terminating a unit contract and extending the term under which transmits electricity to serve NEP's loads.

NUSCO requests that the Commission waive its standard notice periods and filing regulations to the extent necessary to permit the agreement to become effective September 1, 1991.

NUSCO states that copies of this agreement have been mailed or delivered to each of the parties.

Comment date: September 19, 1991, in accordance with Standard Paragraph E at the end of this notice.

7. Wisconsin Electric Power Company

[Docket No. ER91-615-000]

September 5, 1991.

Take notice that on August 29, 1991, Wisconsin Electric Power Company (Wisconsin Electric) tendered for filing a Standby Service Facilities Agreement between itself and the City of Oconomowoc, Wisconsin. The Agreement provides for mutual standby service by both parties until such time as the City installs its second 138 kV transformer at the Cooney Substation. The instant filing also contains a revised Exhibit C—Supplemental Service Specifications under Rate Schedule TR-1C, which allows The Wisconsin Public Power Inc. SYSTEM (WPPI) to obtain a credit for service at 138,000 volts. Wisconsin Electric has also submitted

revised Exhibits B to the Power Sales Agreement and Conjunctive Transmission Service Agreement between itself and WPPI to conform these agreements to the new service conditions.

Wisconsin Electric requests an effective date of August 1, 1991, consistent with the date of the Standby Service Facilities Agreement. Wisconsin Electric is authorized to state that the City of Oconomowoc joints in the requested effective date. Accordingly, Wisconsin Electric requests waiver of the 60 day notice requirement.

Copies of the filing have been served on the City of Oconomowoc, WPPI, and the Public Service Commission of Wisconsin.

Comment date: September 19, 1991, in accordance with Standard Paragraph E at the end of this notice.

8. Puget Sound Power & Light Company

[Docket No. ER91-614-000]

September 5, 1991.

Take notice that Puget Sound Power & Light Company (Puget) on August 29, 1991 tendered for filing, as an initial rate schedule, Supplement No. 2 dated as of July 26, 1991 (the Supplement) to the Agreement for Standby Transmission Service between Puget and Public Utility District No. 1 Snohomish County (Snohomish) dated as of October 12, 1987 (the Agreement).

The Agreement relates to standby transmission service which may be provided by Puget to Snohomish in the event of interruption, suspension, or curtailment of energy deliveries to Snohomish. For each calendar day or portion thereof in which transmission capacity if made available by Puget, Snohomish is required to pay a daily charge. In addition, Snohomish is required to deliver to Puget an amount of energy to compensate for transmission losses.

The Supplement establishes Snohomish's East Arlington Substation as a Point of Delivery and the Beverly Park Substation as a Point of Interconnection. The daily charge for service under the Supplement is $28 when the Demand Limit is 2 mw and $424 when the Demand Limit is 30 mw. Service under the Supplement commenced on August 15, 1991.

Copies of the filing were served upon Snohomish.

Comment date: September 19, 1991, in accordance with Standard Paragraph E at the end of this notice.

9. Wisconsin Power & Light Company

[Docket No. ER91-619-000]

September 5, 1991.

Take notice that on August 30, 1991, Wisconsin Power & Light Company (WP&L) tendered for filing an Interchange Agreement effective September 1, 1991, between WP&L and Wisconsin Public Power Incorporated, SYSTEM (WPPI). WP&L further requests simultaneous termination of its General Purpose Agreement with WPPI. WP&L requests waiver of the notice requirement.

Comment date: September 19, 1991, in accordance with Standard Paragraph E end of this notice.

10. Northeast Utilities Service Company

[Docket No. ER91-618-000]

September 5, 1991.

Take notice that on August 30, 1991, Northeast Utilities Service Company (NUSCO) on behalf of The Connecticut Light and Power Company (CL&P) tendered for filing a unit contract for service to Canal Electric Company. The submitted rate schedule will supersede CL&P Rate Schedule No. 458 and WMECO Rate Schedule No. 352. NUSCO, on behalf of Western Massachusetts Electric Company, concurrently requests termination of WMECO Rate Schedule No. 352.

NUSCO requests that the Commission waive its standard notice periods and filing regulations to the extent necessary to permit the rate schedule change to become effective September 1, 1991 and to permit WMECO Rate Schedule No. 352 to terminate on August 31, 1991.

NUSCO states that copies of this rate schedule have been mailed or delivered to each of the parties.

Comment date: September 19, 1991, in accordance with Standard Paragraph E end of this notice.

11. Consolidated Edison Company of New York, Inc.

[Docket No. ER91-610-000]

September 5, 1991.

Take notice that on August 29, 1991, Consolidated Edison Company of New York, Inc. (Con Edison) tendered for filing Supplements to its Rate Schedules FERC Nos. 60, 66 and 78, agreements to provide transmission service for the Power Authority of the State of New York (the Authority). The Supplements provide for a decrease in the monthly transmission charge from $1.15 to $1.07 per kilowatt for transmission of power and energy sold by the Authority to Brookhaven National Laboratory, Grumman Corporation and the municipal distribution agencies of Nassau and Suffolk Counties, thus decreasing annual revenues under the Rate Schedules by a total of $38,383.20. Con Edison has requested waiver of notice requirements so that the decreases can be made effective as of July 1, 1991.

Con Edison states that a copy of this filing has been served by mail upon the Authority.

Comment date: September 19, 1991, in accordance with Standard Paragraph E at the end of this notice.

12. Arizona Public Service Company

[Docket No. ER91-622-000]

September 5, 1991.

Take notice that on August 30, 1991, Arizona Public Service Company (APS) tendered for filing Amendment No. 1 to Supplement No. 16 (Amendment) to the Wholesale Power Supply Agreement between APS and the Navajo Tribal Utility Authority (NTUA) (APS-FPC Rate Schedule No. 6). The Amendment provides for the transmission by APS to NTUA of additional load of APS' Leupp Junction substation.

Copies of this filing have been served on NTUA and the Arizona Corporation Commission.

Comment date: September 19, 1991, in accordance with Standard Paragraph E at the end of this notice.

13. Canal Electric Company

[Docket No. ER91-613-000]

September 5, 1991.

Take notice that on August 29, 1991, Canal Electric Company ("Canal") tendered for filing under section 205 of the Federal Power Act: (1) Notice of Termination relating to Power Contracts filed on December 21, 1987 and December 16, 1988 respectively between itself, Cambridge Electric Light Company and Commonwealth Electric Company and related Capacity Acquisition Commitments; (2) a Power Contract (the "Power Contract") between itself, Cambridge Electric Light Company and Commonwealth Electric Company and a Capacity Acquisition Commitment (the "Commitment"). The Power Contract implements the terms of the Capacity Acquisition Agreement (FERC Rate Schedule No. 21) and the Commitment. Such Power Contract recognizes the purchase of demand and energy by Canal from The Connecticut Light and Power Company over the time period September 1, 1991 to April 30, 1993 and the sale of such power to Cambridge Electric Light Company and Commonwealth Electric Company. Canal states that the transaction, which replaces the two existing power

contracts being terminated with a single contract with more favorable economic terms, will result in a net decrease in its wholesale rates to Cambridge and Commonwealth of approximately $3.1 million over the term of the contract.

Canal has requested the Commission waive its notice requirements pursuant to § 35.11 of the Commission's Regulations in order to allow the tendered rate schedules to become effective as of September 1, 1991, the date on which the transactions are scheduled to commence, and to allow the power contract which they replace to terminate as of August 31, 1991.

Comment date: September 19, 1991 in accordance with Standard Paragraph E at the end of this notice.

14. Tampa Electric Company

[Docket No. ER91-624-000]

September 5, 1991.

Take notice that on August 30, 1991, Tampa Electric Company (Tampa Electric) tendered for filing a Letter of Commitment providing for the sale by Tampa Electric to the Reedy Creek Improvement District (RCID) of up to 100 megawatts of capacity and energy. Tampa Electric states that the Letter of Commitment is submitted as a supplement to Service Schedule J (negotiated interchange service) under the existing contract for interchange service between Tampa Electric and RCID, designated as Tampa Electric Rate Schedule FERC No. 31.

Tampa Electric proposes an effective date of September 1, 1991 for the commitment of capacity and energy, and therefore requests waiver of the Commission's notice requirements.

Copies of the filing have been served on RCID and the Florida Public Service Commission.

Comment date: September 19, 1991, in accordance with Standard Paragraph E at the end of this notice.

15. Public Service Company of New Hampshire

[Docket No. ER91-621-000]

September 5, 1991.

Take notice that on August 30, 1991, Public Service Company of New Hampshire (PSNH) submitted for filing with the Commission a revised rate schedule sheet for FERC Electric Rate Schedule No. 104 providing a change in delivery points for Firm Transmission Service to Central Maine Power Company (CMP). PSNH proposes an effective date of August 1, 1991.

PSNH states that the change in delivery points is required in order to accommodate modifications and improvements in each company's electrical system as well as the need to serve new load via the Wakefield #5 delivery point.

PSNH further states that no changes are proposed to the rates charged to CMP under the rate schedule, that CMP concurs with the proposed change, and that a copy of the filing has been served upon CMP.

Comment date: September 19, 1991, in accordance with Standard Paragraph E at the end of this notice.

16. Ocean State Power II

[Docket No. ER91-576-000]

September 5, 1991.

Take notice that on August 30, 1991, Ocean State Power II (OSP II) tendered for filing substitute pages to the Supplement filed on August 1, 1991 in this docket. OSP II states that these substitute pages were submitted to correct the August 1, 1991 filing.

Comment date: September 19, 1991, in accordance with Standard Paragraph E at the end of this notice.

17. Oildale Cogeneration Partners, L.P.

[Docket No. QF84-518-003]

September 6, 1991.

On August 29, 1991, Oildale Cogeneration Partners, L.P., tendered for filing an amendment to its filing in this docket.

The amendment supplements certain aspects of facility's ownership structure.

Comment date: October 7, 1991, in accordance with Standard Paragraph E at the end of this notice.

18. Philadelphia Electric Company

[Docket No. ER91-478-000]

September 9, 1991.

Take notice that on September 3, 1991, Philadelphia Electric Company (PECO) tendered for filing its response to a deficiency letter dated August 2, 1991 from the Commission to PECO and Susquehanna Electric Company, a subsidiary of PECO, concerning their previous filings in this docket.

Comment date: September 18, 1991, in accordance with Standard Paragraph E at the end of this notice.

19. Kentucky Utilities Company

[Docket No. EL89-25-000]

September 9, 1991.

Take notice that on August 12, 1991, Kentucky Utilities company tendered for filing its compliance filing in response to the Commission's July 25, 1991 order in this docket.

Comment date: September 18, 1991 in accordance with Standard Paragraph E at the end of this notice.

20. Montana Power Company

[Docket No. ER91-609-000]

September 9, 1991.

Take notice that on August 1, 1991, Montana Power Company (Montana) tendered for filing reports and workpapers which describe, develop and support the final billing adjustment in order to terminate the rate moderation plan as of June 30, 1991.

Comment date: September 23, 1991, in accordance with Standard Paragraph E at the end of this notice.

21. Tampa Electric Company

[Docket No. ER91-623-000]

September 9, 1991.

Take notice that on August 30, 1991, Tampa Electric Company (Tampa Electric) tendered for filing a Letter of Commitment providing for the sale by Tampa Electric to the Florida Municipal Power Agency (FMPA) of up to 200 megawatts of capacity and energy. Tampa Electric states that the Letter of Commitment is submitted as a supplement to Service Schedule J (negotiated interchange service) under the existing agreement for interchange service between Tampa Electric and FMPA, designated as Tampa Electric Rate Schedule FERC No. 29.

Tampa Electric proposes an effective date of September 1, 1991 for the commitment of capacity and energy, and therefore requests waiver of the Commission's notice requirements.

Copies of the filing have been served on FMPA and the Florida Public Service Commission.

Comment date: September 23, 1991, in accordance with Standard Paragraph E at the end of this notice.

22. The United Illuminating Company

[Docket No. ER91-612-000]

September 9, 1991.

Take notice that on August 29, 1991, The United Illuminating Company ("UI") tendered for filing rate schedules for short-term entitlements to Bangor Hydro-Electric Company ("BHE") and Town of Braintree Electric Light Department ("Braintree"). The rate schedules correspond to three agreements, BHE #1, BHE #2, and Braintree. The commencement and termination dates for service under the agreements are listed below. UI proposes that the rate schedules commence and terminate on those dates and, by its filing, gives notice of termination.

Agreement	Commencement	Termination
BHE #1	December 1, 1990	February 28, 1991
BHE #2	March 1, 1991	March 31,1991
Braintree	January 1, 1991	February 28, 1991

The service provided under the agreements is the provision of capacity entitlements and associated energy from UI's portion of New Haven Harbor Station, an oil and gas-fired generating unit.

Copies of the filing were mailed to BHE and Braintree. Copies of the filing have also been mailed to the Massachusetts Department of Public Utilities and the Maine Public Utilities Commission.

Comment date: September 23, 1991, in accordance with Standard Paragraph E at the end of this notice.

23. LTV Steel Mining Company a Limited Partnership

[Docket No.ER91-448-000]

September 9, 1991.

Take notice that on September 5, 1991, LTV Steel Mining Company ("LTV Mining") tendered for filing an Amendment Agreement to the Electric Service and Interconnection Agreement first filed with the Commission on May 20, 1991, to reflect the repricing of sales to MP&L of surplus energy. Copies of the foregoing have been served on MP&L.

Comment date: September 23, 1991, in accordance with Standard Paragraph E at the end of this notice.

24. Southwestern Electric Power Company

[Docket No. ER91-603-000]

September 9, 1991.

Take notice that on August 26, 1991, Southwestern Electric Power Company (SWEPCO) tendered for filing Amendment No. 5 to the Power Supply Agreement, dated April 8, 1982, between SWEPCO and Northeast Texas Electric Cooperative, Inc. (NTEC).

Amendment No. 5 provides for changes in the rate formulas used under the Power Supply Agreement, commits NTEC to a minimum 100 MW purchase of Supplemental Capacity and Energy during the period 1991 through 2012, and modifies the Power Supply Agreement in certain other respects.

SWEPCO requests waiver of the notice requirement in order that Amendment No. 5 may become effective as of January 1, 1991.

Copies of the filing were served upon NTEC and the Public Utility Commission of Texas.

Comment date: September 23, 1991, in accordance with Standard Paragraph E end of this notice.

25. E.L. Shannon, Jr.

[Docket No. ID-2650-000]

September 9, 1991.

Take notice that on August 23, 1991, E.L. Shannon, Jr. (Applicant) tendered for filing under section 305(b) of the Federal Power Act to hold the following positions:

Director—Southern California Edison Company
Director—McDermott International, Inc.

Comment date: September 25, 1991, in accordance with standard Paragraph E at the end of this notice.

26. Madison Gas and Electric Company Wisconsin Public Service Corporation

[Docket No. ER91-631-000]

September 9, 1991.

Take notice that on September 5, 1991, Madison Gas and Electric Company ("MGE"), on behalf of itself and Wisconsin Public Service Corporation ("WPS"), submitted for filing in the above-referenced docket a notice of termination of the parties' respective rate schedules incorporating a Power Pool Agreement entered into between MGE, WPS and Wisconsin Power & Light Company ("WPL") on July 26, 1973, as amended. The Power Pool Agreement terminated by its terms on August 1, 1991.

MGE and WPS request waiver of the Commission's notice requirements, as set forth in § 35.15 of the regulations, to permit the parties to terminate their participation in the Power Pool Agreement as of August 1, 1991, in accordance with the intent of the parties to the Power Pool Agreement.

MGE and WPS have sent copies of the notice of termination to WPL and the Public Service Commission of Wisconsin. Copies of the notice are on file with the Commission and are available for public inspection.

Comment date: September 23, 1991, in accordance with Standard Paragraph E at the end of this notice.

27. Central Maine Power Company

[Docket No. ER91-620-000]

September 9, 1991.

Take notice that on August 30, 1991, Central Maine Power Company (CMP) tendered for filing proposed changes in its FERC Electric Tariff, 12th Revised Volume No. 1, Wholesale Electric Rate for Other Utilities. Under the rate increase to be effective October 1, 1991, CMP would be permitted to increase its current wholesale rates by $382,505 for Period I.

The proposed tariff implements a Stipulation between CMP and its Wholesale Customers, Kennebunk Light and Power District, Inhabitants of the Town of Madison (Madison Electric Works), and Fox Islands Electric Cooperative, Inc. Copies of the filing have been served on CMP's above-named Wholesale Customers, and on the Maine Public Utilities Commission, and the Public Advocate.

The proposed tariff reflects in wholesale rates what the Maine Public Utilities Commission reflected in retail rates in Docket Nos. ER89-68 and ER90-076.

The filing also requests a waiver to reduce the notice period in 18 CFR 35.13 to allow the proposed rates to be effective on October 1, 1991 and a waiver of the time period for test year data in 18 CFR 35.13(d)(3)(i).

Comment date: September 23, 1991, in accordance with Standard Paragraph E at the end of this notice.

Standard Paragraphs

E. Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). All such motions or protests should be filed on or before the comment date. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing a become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,

Secretary.

[FR Doc. 91-22140 Filed 9-13-91; 8:45 am]

BILLING CODE 6717-01-M

[Project Nos. 2579-009, et al.]

Hydroelectric Applications (Indiana Michigan Power Co., et al.); Applications

Take notice that the following hydroelectric applications have been filed with the Commission and are available for public inspection:

1a. Type of Application: Amendment of License.

b. Project No: 2579-009.

c. Date Filed: June 24, 1991.

d. Applicant: Indiana Michigan Power Company.

e. Name of Project: Twin Branch Hydro Project.

f. Location: The project is located on the St. Joseph River in St. Joseph and Elkhart Counties, Indiana.

g. Filed Pursuant to: Federal Power Act, 16 U.S.C. 791(a)–825(r).

h. Applicant Contact: Mr. Robert W. Harmon, Senior Attorney, American Electric Power, 1 Riverside Plaza, Columbus, OH 43215, (614) 223–1638.

i. FERC Contact: Ken Fearon, (202) 219–2657.

j. Comment Date: September 26, 1991.

k. Description of Amendment: The licensee requests approval of a Deed of Exchange and a Revised Exhibit K Drawing in order to clarify real property interests and adjust the project boundary to truly reflect real estate interests necessary for project operation. The Deed would convey a fee interest at the entrance of the Bittersweet Cove, a Bittersweet Development, Inc. riverfront subdivision located on private lands adjacent to the project, in exchange for a flowage easement over the lands occupied by the Cove. The revised project boundary is shown on the Exhibit K drawing.

l. This notice also consists of the following standard paragraphs: B, C, and D2.

2a. Type of Application: Transfer of License.

b. Project No: 401–009.

c. Date Filed: July 26, 1991.

d. Applicant: Michigan Power Company.

e. Name of Project: Mottville Project.

f. Location: On the St. Joseph River, St. Joseph County, Indiana.

g. Filed Pursuant to: Federal Power Act 16 U.S.C. 791 (a)–825(r).

h. Applicant Contact: Robert W. Harman, American Electric Power Service Corporation, P.O. Box 16631, Columbus, OH 43216–6631, (614) 223–1638.

i. FERC Contact: Mary Golato (202) 219–2804.

j. Comment Date: October 11, 1991.

k. Description of Amendment: Michigan Power Company proposes to transfer the Mottville Project FERC No. 401 to Indiana Power Company as part of a merger between the two parties which is in the public interest financially.

l. This notice also consists of the following standard paragraphs: B and C.

3a. Type of Application: New Major License.

b. Project No: 2394–006.

c. Date Filed: June 20, 1991.

d. Applicant: Wisconsin Electric Power Company.

e. Name of Project: Chalk Hill.

f. Location: On the Menominee River in Menominee County, Michigan, and Marinette County, Wisconsin.

g. Filed Pursuant to: Federal Power Act 16 U.S.C. 791 (a)–825(r).

h. Applicant Contact: Mr. Richard G. Fuller, 1401 South Carpenter Avenue, Iron Mountain, MI 49801, (906) 779–2484.

i. FERC Contact: Charles T. Raabe (202) 219–2811.

j. Comment Date: October 28, 1991.

k. Status of Environmental Analysis: This application is not ready for environmental analysis at this time—see attached paragraph E.

l. Description of Project: The project as licensed consists of the following: (1) A 300-foot-long concrete gravity spillway, which is about 24 feet high, has a crest elevation of 732.4 feet National Geodetic Vertical Datum (NGVD), and has: (a) 11 Taintor gates which are 12 feet high by 24 feet wide; and (b) an inoperable 6-foot-wide fish sluice located near the right end of the spillway; (2) an earthen dike 1,373 feet long and 38 feet high; (3) a reservoir with a surface area of 834 acres and a total volume of 6,757 acre-feet at the normal maximum elevation of 744.2 feet NGVD; (4) a powerhouse near the left bank, which is 133 feet long by 72 feet wide, and which has three turbine-generator units rated at 2,600 kilowatts (kW) each for a total installed capacity of 7,800 kW; (5) one substation located adjacent to the powerhouse; (6) the primary transmission line; and (7) appurtenant facilities.

The Applicant is not proposing any changes to the existing project works as licensed. The Applicant estimates the average annual generation would be 43.1 GWh and owns all existing project facilities.

The existing project would also be subject to Federal takeover under Sections 14 and 15 of the Federal Power Act. Based on the license expiration of June 30, 1993, the Applicant's estimated net investment in the project would amount to $367,190.

m. Purpose of Project: All project energy generated would be utilized by the Applicant for sale to its customers.

n. This notice also consists of the following standard paragraphs: B2 and E.

o. Available Location of Application: A copy of the application, as amended and supplemented, is available for inspection and reproduction at the Commission's Public Reference and Files Maintenance Branch, located at 941 North Capitol Street, NE., room 3104, Washington, DC 20426, or by calling (202) 208–1371. A copy is also available for inspection and reproduction at Wisconsin Electric Power Company Real Estate Department, room A440, 231 West Michigan, Milwaukee, WI 53203, Phone (414) 221–2715.

4a. Type of Application: New License.

b. Project No.: 2423–001.

c. Date Filed: January 9, 1991.

d. Applicant: James River-New Hampshire Electric, Inc.

e. Name of Project: Riverside.

f. Location: On the Androscoggin River near Berlin in Coos County, New Hampshire.

g. Filed Pursuant to: Federal Power Act, 16 U.S.C. 791(a)–825(r).

h. Applicant Contact: Mr. George W. Hill, 650 Main Street, Berline, NH 03570–2489, (603) 752–4600.

i. FERC Contact: Ms Julie Bernt, (202) 219–2814.

j. Comment Date: November 7, 1991.

k. Status of Environmental Analysis: This application is ready for environmental analysis at this time—see attached paragraph D2.

l. Description of Project: The run-of-river project as licensed consists of the following: (1) A 21-foot-high, 846-foot-long rock-filled timber crib and concrete dam; (2) an impoundment having a surface area of 7 acres, a gross storage capacity of 60 acre-feet with no usable storage capacity and a normal water surface elevation of 1,076.8 feet m.s.l.; (3) two 13-foot-diameter 1,400-foot-long wood stave and steel penstocks; (4) a powerhouse containing two generating units with a total rated capacity of 7,900 kW; (5) a tailrace; and (6) appurtenant facilities.

The applicant proposes to add a 13-foot-diameter, 1,400-foot-long penstock, an additional generator with an installed capacity of 4,500 kW and a 60-foot-long transmission line. The applicant estimates the average annual generation would be 79.5 GWh and owns all existing project facilities.

The existing project would also be subject to Federal takeover under sections 14 and 15 of the Federal Power Act. The license will expire on December 31, 1993. As of December 31, 1989, the applicant's estimated net investment in the project was $5,350,000. The estimated cost of construction is $5,550,000.

m. Purpose of Project: The project energy generated would be utilized by the applicant for sale to its customers.

n. This notice also consists of the following standard paragraphs: B1 and D2.

o. Available Locations of Application: A copy of the application is available for inspection and reproduction at the Commission's Public Reference and Files Maintenance Branch, located at

941 North Capitol Street, NE., room 3104, Washington, DC 20426, or by calling (202) 208–1371. A copy is also available for inspection and reproduction at 650 Main Street, Berlin, NH 03570–2489, or by calling (603) 752–4600.

5a. Type of Application: New Major License.

b. Project No.: 2536–009.

c. Date Filed: June 26, 1991.

d. Applicant: Niagara of Wisconsin Paper Corporation.

e. Name of Project: Little Quinnesec Falls.

f. Location: On the Menominee River in Marinette County, Wisconsin and Dickinson County, Michigan.

g. Filed Pursuant to: Federal Power Act 16 U.S.C. 791(a)–825(r).

h. Applicant Contact: David W. Schmutzler, 1101 Mill Street, Niagara, WI 54151, (715) 251–3151.

i. FERC Contact: Charles T. Raabe (202) 219–2811.

j. Comment Date: October 24, 1991.

k. Status of Environmental Analysis: This application is not ready for environmental analysis at this time—see attached paragraph E.

l. Description of Project: The project as licensed consists of the following: (1) A 3,000 acre-feet reservoir with normal reservoir elevation at 943.0 feet m.s.l.; (2) a concrete dam having: (1) An about 20-feet-long left abutment section; (b) an about 60-foot-long spillway section controlled by two 23.4 feet wide and 12 feet high taintor gates; (c) an about 60-foot-long spillway section with two bays each 24.5 feet wide controlled by 12-foot-long wooden needles; (d) an about 20-foot-wide sluice gate section; (e) an about 40-foot-long and 20-foot-high left forebay wall section; and (f) an about 90-foot-long and 35-foot-high wall section tied into the right riverbank containing inlet to the penstock; (3) a stoplog structure with 10 days each 8-foot-wide which controls inflow to the forebay; (4) a forebay; (5) an about 95-foot-long trashrack structure with large platform; (6) a 16-foot-diameter, 250-foot-long steel penstock; (7) a powerhouse, which is an integral part of the paper mill, with 6 generating units having a total installed capacity of 9,352 kW; (8) an about 580-foot-long sheet piling wall which protects the paper mill buildings; and (9) appurtenant facilities.

The Applicant is not proposing any changes to the existing project works as licensed. The Applicant estimates the average annual generation would be 62.6 GWh and owns all existing project facilities.

The existing project would also be subject to Federal takeover under sections 14 and 15 of the Federal Power Act. Based on the license expiration of June 30, 1993, the Applicant's estimated net investment in the project would amount to $625,000.

m. Purpose of Project: All project energy generated would be utilized by the Applicant.

n. This notice also consists of the following standard paragraphs: B2 and E.

o. Available Locations of Application: A copy of the application, as amended and supplemented, is available for inspection and reproduction at the Commission's Public Reference and Files Maintenance Branch, located at 941 North Capitol Street, NE., room 3104, Washington, DC 20426, or by calling (202) 208–1371. A copy is also available for inspection and reproduction at Niagara of Wisconsin Paper Corporation, 1101 Mill Street, Niagara, Wisconsin 54151, (715) 251–3151.

6a. Type of Application: Transfer of License.

b. Project No.: 5867–022.

c. Date Filed: July 23, 1991.

d. Applicant: Alice Falls Hydro Partners, L.P., Alice Falls Corporation.

e. Name of Project: Alice Falls Project.

f. Location: On the AuSable River in Clinton and Essex Counties, New York.

g. Filed Pursuant to: Federal Power Act 16 U.S.C. 791(a)–825(r).

h. Applicant Contact: Michael L. Costello, Tobin and Dempf Law Offices, 100 State Street, Albany, NY 12207, (578) 463–1177.

i. FERC Contact: Mary Golato (202) 219–2804.

j. Comment Date: October 21, 1991.

k. Description of Project: Alice Falls Hydro Partners, L.P. proposes to transfer the Alice Falls Hydroelectric Project FERC No. 5867 to Alice Falls Corporation. The purpose of the transfer is to facilitate financing and construction of the project.

l. This notice also consists of the following standard paragraphs: B and C.

7a. Type of Application: Surrender of License.

b. Project No.: 8705–007.

c. Date filed: August 7, 1991.

d. Applicants: Yuma County Water Users' Association.

e. Name of Project: California Wasteway Power Plant Project.

f. Location: On the United State's Bureau of Reclamation's Yuma Main Canal, a diversion of the Colorado River, in Imperial County, California.

g. Filed Pursuant to: Federal Power Act, 16 U.S.C. 791(a)–825(r).

h. Applicant Contact: Donald R. Pope, P.E., Manager, Yuma County Water Users' Association, P.O. Box 5775, Yuma, Arizona 85366–5775, (602) 627–8824.

i. FERC Contact: Mr. Michael Strzelecki, (202) 219–2827.

j. Comment Date: October 16, 1991.

k. Description of Project: On October 15, 1987, a license was issued to the Yuma County Water Users' Association for the construction, operation, and maintenance of the California Wasteway Power Plant Project. The project would consist of a 55-foot-long turnout structure on the Yuma Canal, a 50-foot-long turnout structure on the Yuma Canal, a 50-foot-long penstock, a powerhouse containing one 1.134–MW generating unit, a 66-foot-long tailrace, and a ½-mile-long transmission line. Construction has not yet begun on the project.

The license surrender is requested because recent drought conditions in the area coupled with current power revenue rates do not allow for economic feasibility of the project.

l. This notice also consists of the following standard paragraphs: B, C, and D2.

8a. Type of Application: Major License.

b. Project No.: 10872–002.

c. Date filed: January 3, 1991.

d. Applicant: Michael P. O'Brien and Robert A. Davis.

e. Name of Project: Towaliga River Project.

f. Location: On the Towaliga River, in Monroe County, Georgia.

g. Filed Pursuant to: Federal Power Act 16 U.S.C. 791(a)–825(r).

h. Applicant Contact: Mr. Michael P. O'Brien and Robert A. Davis, III, 3910 Angora Place, Duluth, GA 30136, (404) 246–9015.

i. FERC Contact: Mary C. Golato (202) 219–2804.

j. Deadline Date: November 4, 1991.

k. Status of Environmental Analysis: This application is not ready for an environmental analysis at this time—see attached paragraph E.

l. Description of Project: The proposed project would consist of the following: (1) An existing dam 606 feet long and 30 feet high; (2) an existing reservoir with a normal surface area of 573 acres at a spillway crest elevation of 587 feet mean sea level and having a storage capacity of 8,600 acre-feet; (3) an existing canal approximately 1,600 feet long with an average cross section of 25 feet wide and 10 feet deep; (4) a modified intake; (5) a proposed 8-foot-diameter penstock; (6) a proposed powerhouse approximately 18 feet high by 30 feet wide by 30 feet long and containing two generating units of 900 kilowatts (kW) each, for a total generating capacity of 1,800 kW; (7) a proposed 2.3-kilovolt transmission line 350 feet long; and (8)

appurtenant facilities. The estimated average annual power generation is 10,000,000 kWh with a capacity of 1,800 kW. The applicant estimates that the cost of the project is $500,000.

Purpose of Project: Power generated would be sold to a local utility.

n. This notice also consists of the following standard paragraphs: A2, A9, B2, and E.

9a. Type of Application: Preliminary Permit.

b. Project No.: 11136–000.

c. Date filed: May 1, 1991.

d. Applicant: Russell Canyon Corporation.

e. Name of Project: Stukel Mountain Hydroelectric Pumped Storage Project.

f. Location: On the U.S. Bureau of Reclamation Irrigation "D" Canal near the town of Merrill, in Klamath County, Oregon. The project would occupy lands administered by the U.S. Bureau of Land Management. T40S, R10E, sections 11, 13, 14, 23, 24, 25, and 36; T40S, R11E, sections 19, 29, 30, 31, and 32. Willamete Base and Meridian.

g. Filed Pursuant to: Federal Power Act, Section 30 16 U.S.C. 791 (a)–825(r).

h. Applicant contact:

Mr. Ingolf Hermann, Independent Hydro Developers, 34505 North Scottsdale Road, suite K–6, P.O. Box 40, Scottsdale, AZ 85262, (602) 488–0777.

Mr. Douglas Spaulding, Resource Technology Group, 6465 Wayzata Blvd., suite 660, Minneapolis, MN 55426, (612) 593–5650.

David B. Ward, Counsel, Flood & Ward, 1000 Potomac Ave., suite 402, Washington, DC 20007, (202) 298–6910.

i. FERC Contact: Ms. Deborah Frazier-Stutely (202) 219–2842.

j. Comment Date: November 4, 1991.

k. Competing Application: Project No. 11138–000, Filed May 1, 1991, Public Comment: August 23, 1991.

l. Description of Project: The proposed pumped storage project would consist of: (1) Two dams: Dam No. 1 would be 100 feet high and 1,500 feet long, Dam No. 2 would be 40 feet high and 800 feet long; enlarging (2) an existing lake to 250 acres with a storage capacity of 24,000 acre-feet, and a water surface elevation of 5,590 feet msl, to be utilized as the upper reservoir; (3) an intake structure; (4) a 25-foot-diameter, 1,500-foot-deep shaft joining; (5) a 25-foot-diameter, 13,000-foot-long tunnel; (6) a powerhouse containing three pump-turbines with a combined installed capacity of 750,000 kW, producing an estimated average annual energy output of 1,000,000 MWh; (7) an 80-foot-high, 9,700-foot-long earth and rock fill dam creating; (8) a reservoir with a surface area of 550 acres, with a storage capacity of 24,000 acre-feet and a water surface elevation of 4,170 feet msl, to be utilized as the lower reservoir; (9) a 42-inch diameter, 1,500-foot-long water supply pipeline to be used initially to fill the lower reservoir with water from the Bureau of Reclamation "D" canal; (10) a pumping station; and (11) a 500-kV, 1-mile-long transmission line tying into an existing or proposed transmission line.

The applicant estimates the cost of the studies to be conducted under the preliminary permit would be $3,000,000. No new roads will be needed for the purpose of conducting these studies.

m. Purpose of Project: The applicant will seek to sell project power to a local utility in the area.

n. This notice also consists of the following standard paragraphs: A8, A10, B, C, D2.

10 a. Type of Application: Preliminary Permit.

b. Project No.: 11152–000.

c. Date Filed: May 30, 1991.

d. Applicant: Clinton Pumped Storage Corporation.

e. Name of Project: Reed Hill Hydroelectric Project.

f. Location: On Schoharie Creek near Gilboa, Schoharie County, New York.

g. Filed Pursuant to: Federal Power Act, 16 U.S.C. 791(a)–825(r).

h. Applicant Contact: Mr. Douglas A. Spaulding, Resource Technology Group, 6465 Wayzata Blvd., # 600, Minneapolis, MN 55426, (612) 593–5650.

i. FERC Contact: Michael Dees (202) 219–2807.

j. Comment Date: November 1, 1991.

k. Description of Project: The proposed pumped storage project would consist of: (1) A proposed upper dam and reservoir at one of two possible locations with a maximum storage capacity of 15,000 acre feet; (2) a proposed 30 to 35 foot diameter power tunnel; (3) A proposed 350 by 400 foot underground powerhouse housing four hydropower units with a total capacity of 1,000 MW; (4) a proposed lower dam and reservoir with a maximum storage capacity of 15,000 acre feet; (5) a proposed 345-kV transmission line 1.5 miles long; and (6) appurtenant facilities. The estimated annual energy generation is 1,577 GWh. Project power would be sold to a utility company. Applicant estimates that the cost of the work to be performed under the preliminary permit would be $4,000,000.

l. This notice also consists of the following standard paragraphs: A5, A7, A9, A10, B, C, and D2.

11a. Type of Application: Preliminary Permit.

b. Project No.: 11153–000.

c. Date Filed: May 30, 1991.

d. Applicant: Clinton Pumped Storage Corporation.

e. Name of Project: Altamont Hydroelectric Project.

f. Location: On Black Creek near Altamont, Albany County, New York.

g. Filed Pursuant to: Federal Power Act, 16 U.S.C. 791(a)–825(r).

h. Applicant Contact: Mr. Douglas A. Spaulding, Resource Technology Group, 6465 Wayzata Blvd., # 600, Minneapolis, MN 55426, (612) 593–5650.

i. FERC Contact: Michael Dees (202) 219–2807.

j. Comment Date: November 1, 1991.

k. Description of Project: The proposed pumped storage project would consist of: (1) A proposed upper dam and reservoir with a maximum storage capacity of 15,000 acre feet; (2) a proposed 30 foot diameter power tunnel: (3) A proposed 350 by 400 foot underground powerhouse housing four hydropower units with a total capacity of 1,000 MW; (4) a proposed lower dam and reservoir with a maximum storage capacity of 15,000 acre feet; (5) a proposed 345-kV transmission line 1.5 miles long; and (6) appurtenant facilities The estimated annual energy generation is 1,577 GWh. Project power would be sold to a utility company. Applicant estimates that the cost of the work to be performed under the preliminary permit would be $4,000,000.

l. This notice also consists of the following standard paragraphs: A5, A7, A9, A10, B, C, and D2.

12 a. Type of Application: Preliminary Permit.

b. Project No.: 11157–000.

c. Date Filed: June 5, 1991.

d. Applicant: Rugraw, Inc.

e. Name of Project: Lassen Lodge Power Project.

f. Location: On the South Fork of Battle Creek in Tehama County, California. T28N, R3E in sections 20, 21, 28, 29, and 30: T28N, R2E in sections 22 and 23.

g. Filed Pursuant to: Federal Power Act, 16 U.S.C. 791(a)–825(r).

h. Applicant Contact: Mr. Franz J. Rudolph, President, Rugraw, Inc., 500 Sansome Street, suite 604, San Francisco, CA 94111, (415) 397–3117.

i. FERC Contact: Mr. Michael Strzelecki, (202) 219–2827.

j. Comment Date: November 4, 1991.

k. Description of Project: The proposed project would consist of: (1) A 10-foot-high concrete diversion structure on the South Fork of Battle Creek; (2) a 42-inch-diameter, 3.7-mile-long buried pipeline and penstock combination paralleling existing maintenance roads from the diversion structure to a powerhouse; (3) a powerhouse

containing one 5-MW generating unit; (4) a 30-foot-long tailrace allowing water to return to the South Fork of Battle Creek; (5) a 3,800-foot-long transmission line interconnecting with an existing 20.8-kV Pacific Gas & Electric Company transmission line; and (6) appurtenant facilities.

No new access roads will be needed to conduct the studies. The approximate cost of the studies under the permit would be $250,000.

l. This notice also consists of the following standard paragraphs: A5, A7, A9, A10, B, C, and D2.

13a. Type of Application: Preliminary Permit.

b. Project No.: 11161-000.

c. Date filed: June 17, 1991.

d. Applicant: Hanalei Hydropower, Inc.

e. Name of Project: Hanalei River Power Project.

f. Location: On the Hanalei River and two of its tributaries, Kaapahu Falls and Pekoa Falls, on the island of Kauai in Hawaii.

g. Filed Pursuant to: Federal Power Act, 16 U.S.C. 791(a)–825(r).

h. Applicant Contact: Gary E. May, Hanalei Hydropower, Inc., 699 East South Temple, suite 220, Salt Lake City, UT 84102, (801) 363-6111.

i. FERC Contact: Mr. Michael Strzelecki, (202) 219-2827.

j. Comment Date: November 4, 1991.

k. Description of Project: The proposed project would consist of: (1) An 8-foot-high diversion structure on the Hanalei River; (2) a 5-foot-high diversion structure near the mouth of Kaapahu Falls; (3) a 5-foot-high diversion structure near the mouth of Pekoa Falls; (4) a 68-inch-diameter, 16,500-foot-long penstock running along Hanalei River collecting flow from all three diversion structures; (5) a powerhouse with a 3.5-MW generating capacity; (6) a 0.6-mile-long, 69-kV transmission line interconnecting with an existing Kauai Electric transmission line; and (7) appurtenant facilities.

No new access roads will be needed to conduct the studies. The approximate cost of the studies under the permit would be $250,000.

l. This notice also consists of the following standard paragraphs: A5, A7, A9, A10, B, C, and D2.

14a. Type of Application: Preliminary Permit.

b. Project No.: 11164-000.

c. Date filed: July 8, 1991.

d. Applicant: South Sutter Water District.

e. Name of Project: Garden Bar Project.

f. Location: Partially on lands administered by the U.S. Bureau of Land Management on the Bear River in Nevada and Placer Counties, California. T14N, R6E in sections 24, 25, and 36; T14N, R7E in sections 19, 29, 30, 31, 32, 33, 34, and 35; T13N, R7E in sections 3, 4, 5, 6, 8, and 9.

g. Filed Pursuant to: Federal Power Act, 16 U.S.C. 791(a)–825(r).

h. Applicant Contact: Mr. Robert L. Melton, General Manager, South Sutter Water District, 2464 Pacific Avenue, Trowbridge, CA 95659, (916) 656-2242.

i. FERC Contact: Mr. Michael Strzelecki, (202) 219-2827.

j. Comment Date: October 30, 1991.

k. Description of Project: The proposed pumped storage project would utilize the existing 170-foot-high Camp Far West dam and 2000-acre Camp Far West Reservoir (FERC Project No. 2997) and would consist of: (1) A 350-foot-high dam, and 85-foot-high dike, and a 60-foot-high dike forming a 2100-acre upper reservoir on the Bear River just upstream of the existing project; (2) a 24-foot-diameter, 1200-foot-long power tunnel connecting the upper reservoir with the existing lower reservoir; (3) three 50-foot-long penstocks connecting the power tunnel with a powerhouse; (4) a powerhouse containing four 73.35-MW generating units; (5) a 230-kV transmission line interconnecting with an existing 230-KV Pacific Gas & Electric Company transmission line; and (6) appurtenant facilities.

No new access roads will be required to conduct the studies under the permit. The approximate cost of the studies would be $1,000,000.

l. This notice also consists of the following standard paragraphs: A5, A7, A9, A10, B, C, and D2.

15a. Type of Application: Preliminary Permit.

b. Project No.: 11177-000.

c. Date filed: August 16, 1991.

d. Applicant: Lamp Hydro Associates.

e. Name of Project: Uniontown.

f. Location: On the Ohio River in Union County, Kentucky and Posey County, Indiana.

g. Filed Pursuant to: Federal Power Act, 16 U.S.C. 791(a)–825(r).

h. Applicant Contact: Louis Rosenman, 1333 New Hampshire Avenue, suite 1100, Washington, DC 20036, (202) 457-7535.

i. FERC Contact: Charles T. Raabe (202) 219-2811.

j. Comment Date: November 4, 1991.

k. Competing Application: Project No. 11155.

Date Filed: June 3, 1991.

Due Date: August 23, 1991.

l. Description of Project: The proposed project would utilize the existing U.S. Army Corps of Engineers' Uniontown Dam and would consist of: (1) A powerhouse located near the end of the gated spillway having a total installed capacity of 57.2-MW; (2) a 13.8/69-kV switchyard; (3) a 9.5-mile-long, 69-kV transmission line; and (4) appurtenant facilities.

Applicant estimates that the average annual energy generation would be 304,000 MWh and that the cost of the studies to be performed under the terms of the permit would be $200,000.

m. This notice also consists of the following standard paragraphs: A8, A10, B, C, and D2.

Standard Paragraphs

A2. Development Application—Any qualified applicant desiring to file a competing application must submit to the Commission, on or before the specified deadline date for the particular application, the competing development application or a notice of intent to file such an application. Submitting a timely notice of intent allows an interested person to file the competing development application no later than 120 days after the specified deadline date for the particular application. Applications for a preliminary permit will not be accepted in response to this notice.

A5. Preliminary Permit—Anyone desiring to file a competing application for preliminary permit for a proposed project must submit the competing application itself, or a notice of intent to file such an application, to the Commission on or before the specified comment date for the particular application (see 18 CFR 4.36). Submission of a timely notice of intent allows an interested person to file the competing preliminary permit application no later than 30 days after the specified comment date for the particular application. A competing preliminary permit application must conform with 18 CFR 4.30(b)(1) and (9) and 4.36.

A7. Preliminary Permit—Any qualified development applicant desiring to file a competing development application must submit to the Commission, on or before the specified comment date for the particular application, either a competing development application or a notice of intent to file such an application. Submission of a timely notice of intent to file a development application allows an interested person to file the competing application no later than 120 days after the specified comment date for the particular application. A competing license application must conform with 18 CFR 4.30(b)(1) and (9) and 4.36.

A8. Preliminary Permit—Public notice of the filing of the initial preliminary permit application, which has already been given, established the due date for filing competing preliminary permit and development applications or notices of intent. Any competing preliminary permit or development application or notice of intent to file a competing preliminary permit or development application must be filed in response to and in compliance with the public notice of the initial preliminary permit application. No competing applications or notices of intent to file competing applications may be filed in response to this notice. A competing license application must conform with 18 CFR 4.30(b)(1) and (9) and 4.36.

A9. Notice of intent—A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, include an unequivocal statement of intent to submit, if such an application may be filed, either (1) a preliminary permit application or (2) a development application (specify which type of application), and be served on the applicant(s) named in this public notice.

A10. Proposed Scope of Studies under Permit—A preliminary permit, if issued, does not authorize construction. The term of the proposed preliminary permit would be 36 months. The work proposed under the preliminary permit would include economic analysis, preparation of preliminary engineering plans, and study of environmental impacts. Based on the results of these studies, the Applicant would decide whether to proceed with the preparation of a development application to construct and operate the project.

B. Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18, CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

B1. Protests or Motions to Intervene—Anyone may submit a protest or a motion to intervene in accordance with the requirements of the Rules of Practice and Procedures, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any protests or motions to intervene must be received on or before the specified comment date for the particular application.

B2. Protests or Motions to Intervene—Anyone may submit a protest or a motion to intervene in accordance with the requirements of the Rules of Practice and Procedures, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any protests or motions to intervene must be received on or before the specified deadline date for the particular application.

C. Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426. An additional copy must be sent to Dean Shumway, Director, Division of Project Review, Federal Energy Regulatory Commission, room 1027 (810 1st), at the above-mentioned address. A copy of any notice of intent, competing application or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

D2. Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments One copy of an agency's comments must also be sent to the Applicant's representatives.

E. Filing and Service of Responsive Documents—The application is not ready for environmental analysis at this time; therefore, the Commission is not requesting comments, recommendations, terms and conditions, or prescriptions.

The Commission will notify all persons on the service list and affected resource agencies and Indian tribes when the application is ready for an environmental analysis. If any person wishes to be placed on the service list, a motion to intervene must be filed by the specified deadline date herein for such motions. All resource agencies and Indian tribes that have official responsibilities that may be affected by the issues addressed in this proceeding, and persons on the service list will be able to file comments, terms and conditions, and prescriptions within 60 days of the date the Commission issues a notification letter that the application is ready for an environmental analysis. All reply comments must be filed with the Commission within 105 days from the date of that letter.

All filings must: (1) Bear in all capital letters the title "PROTEST" or "MOTION TO INTERVENE;" (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. Any of these documents must be filed by providing the original and the number of copies required by the Commission's regulations to: Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street. NE., Washington, DC 20426. An additional copy must be sent to: Director, Division of Project Review, Office of Hydropower Licensing, Federal Energy Regulatory Commission, room 1027, at the above address. A copy of any protest or motion to intervene must be served upon each representative of the applicant specified in the particular application.

Dated: September 10, 1991, Washington, DC.

Lois D. Cashell,

Secretary.

[FR Doc. 91-22138 Filed 9-13-91; 8:45 am]

BILLING CODE 6717-01-M

[Docket Nos. CP91-2918-000, et al.]

El Paso Natural Gas Co., et al.; Natural Gas Certificate Filings

Take notice that the following filings have been made with the Commission:

1. El Paso Natural Gas Company

[Docket No. CP91-2918-000]

September 4, 1991.

Take notice that on August 29, 1991, El Paso Natural Gas Company (El Paso), P.O. Box 1492, El Paso, Texas 79978, filed in Docket No. CP91-2918-000 a

request pursuant to § 157.205 of the Commission's Regulations under the Natural Gas Act (18 CFR 157.205) for authorization to provide an interruptible transportation service for Mercado Gas Services, Inc., a marketer, under the blanket certificate issued in Docket No. CP88-433-000 pursuant to section 7 of the Natural Gas Act, all as more fully set forth in the request that is on file with the Commission and open to public inspection.

El Paso states that, pursuant to an agreement dated May 13, 1991, under its Rate Schedule T-1, it proposes to transport up to 62,400 MMBtu per day equivalent of natural gas. El Paso indicates that it would transport 41,200 MMBtu on an average day and 15,038,000 MMBtu annually. El Paso further indicates that the gas would be transported from various points of receipt and would be redelivered in Arizona, New Mexico, and Texas.

El Paso advises that service under § 284.223(a) commenced August 1, 1991, as reported in Docket No. ST91-10022-000.

Comment date: October 21, 1991, in accordance with Standard Paragraph G at the end of this notice.

Panhandle Eastern Pipe Line Company

[Docket Nos. CP91-2926-000, CP91-2927-000, CP91-2928-000]

September 5, 1991.

Take notice that on August 29, 1991, Panhandle Eastern Pipe Line Company (Panhandle), P.O. Box 1642, Houston Texas 77251-1642 filed prior notice requirements with the Commission in the above-referenced dockets pursuant to §§ 157.205 and 284.223 of the Commission's Regulations under the Natural Gas Act (NGA) for authorization to transport natural gas on behalf of various shippers under its blanket certificate issued in Docket No. CP86-585-000, pursuant to section 7 of the NGA, all as more fully set forth in the reuests which are open to public inspection.[1]

Panhandle has provided information applicable to each transaction, including the shipper's identity; the type of transportation service; the appropriate transportation rate schedule; the peak day, average day, and annual volumes; the service initiation date; and related ST docket number of the 120-day transaction under § 284.223 of the Commission's Regulations, as summarized in the appendix.

Comment date: October 21, 1991, in accordance with Standard Paragraph G at the end of this notice.

[1] These prior notice requests are not consolidated.

Docket No.	Shipper (type)	Peak day average day annual Dt	Receipt points	Delivery points	Contract date rate schedule service type	Related docket start up date
CP91-2926-000	City of Bushnell, Illinois (local distributor).	1,922 1,922 701,530	CO, IL, KS, MI, OH, OK, TX.	IL	4-1-89, SCT, Firm	ST91-9834, 7-1-91.
CP91-2927-000	Village of Morton, Illinois (local distributor).	9,999 9,999 3,649,635	CO, IL, KS, MI, OH, OK, TX.	IL	4-1-89, SCT, Firm	ST91-9841, 7-1-91.
CP91-2928-000	City of Clarence, Missouri (local distributor).	262 262 95,630	CO, IL, KS, MI, OH, OK, TX.	MO	4-1-89, SCT, Firm	ST91-9746, 7-1-91.

3. Williston Basin Interstate Pipeline Company

[Docket No. CP91-2934-000]

September 5, 1991.

Take notice that on August 29, 1991, Williston Basin Interstate Pipeline Company (Williston), suite 200, 304 East Rosser Avenue, Bismarck, North Dakota 58501, filed in Docket No. CP91-2934-000 an application pursuant to section 7(c) of the Commission's Regulations under the Natural Gas Act for authorization to provide additional sales service of 3,500 Mcf of natural gas per day under Rate Schedule G-1 to Montana-Dakota Utilities Company (MDU), all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Specifically, Williston states that pursuant to an August 27, 1991 amendment to the existing June 23, 1988 gas service agreement for firm service under Rate Schedule G-1, MDU's maximum daily quantity (MDQ) would increase from 244,122 Mcf to 247,622 Mcf. Williston states that the 3,500 Mcf increase in the MDQ consists of an increase at the following individual delivery points:

Individual delivery point	Increase in MDQ (Mcf)
Belle Fourche, SD	90
Spearfish, SD	251
Deadwood, SD	163
Lead, SD	150
Sturgis, SD	52
Black Hawk, SD	56
Rapid City, SD	2,247
Box Elder, SD	20
Villa Ranchero, SD	15
Belle Fourche to Rapid City Line 78	456
Total	3,500

Williston states that it presently has adequate, uncommitted capacity in its transmission pipeline system to provide the additional firm service to MDU without having to add any new facilities and that it has sufficient supply available to its pipeline system in order to serve MDU's requested increase in service.

Comment date: September 26, 1991, in accordance with Standard Paragraph F at the end of the notice.

4. Colorado Interstate Gas Company

[Docket No. CP91-2937-000]

September 5, 1991.

Take notice that on August 29, 1991, Colorado Interstate Gas Company (CIG), P.O. Box 1087, Colorado Springs, Colorado 80944, filed a prior notice request with the Commission in Docket No. CP91-2937-000 pursuant to § 157.205 of the Commission's Regulations under the Natural Gas Act (NGA) for authorization to provide a firm transportation service for Western Natural Gas and Transmission Corporation (Western), a marketer, under the blanket certificate issued in Docket No. CP86-589, *et al.*, pursuant to section 7 of the NGA, all as more fully set forth in the request which is open to public inspection.

CIG states that it proposes to transport for Western on a firm basis up to 3,000 Mcf of natural gas on peak and average days pursuant to a June 1, 1991, transportation agreement under its FERC Rate Schedule TF-1. CIG states that it would receive the gas in

Colorado, Kansas, and Wyoming, and deliver the gas in Colorado. CIG further states that it would transport 1,005,000 Mcf annually. CIG advises that service under § 284.223(a) began June 5, 1991, as reported in Docket No. ST91-9390.

Comment date: October 21, 1991, in accordance with Standard Paragraph G at the end of the notice.

5. Northern Natural Gas Company

[Docket Nos. CP91-2920-000 [2], CP91-2921-000, CP91-2922-000, CP91-2923-000, CP91-2924-000, CP91-2925-000]

September 5, 1991.

Take notice that on August 29, 1991, Northern Natural Gas Company (Northern), 1400 Smith Street, P.O. Box 1188, Houston, Texas 77251-1188, filed in the above referenced dockets, prior notice requests pursuant to §§ 157.205 and 284.223 of the Commission's Regulations under the Natural Gas Act (18 CFR 157.205 and 284.223) for authorization to transport natural gas on behalf of various shippers under its blanket certificate issued in Docket No. CP86-435-000 pursuant to section 7 of the Natural Gas Act, all as more fully set forth in the prior notice requests which are on file with the Commission and open to public inspection and in the attached appendix.

Information applicable to each transaction including the identity of the shipper, the date of the interruptible transportation agreement between Northern and the respective shipper, the contract (CR #) or transportation request number of the transportation agreement, function of the shipper, i.e., marketer, producer, end user, etc., the type of transportation service, the appropriate transportation rate schedule, the peak day, average day, and annual volumes, and the docket number and initiation dates of the 120-day transactions under § 284.223 of the Commission's Regulations has been provided by Northern and is included in the attached appendix.

Northern alleges that it would provide the proposed service for each shipper under an executed gas transportation agreement and would charge rates and abide by the terms and conditions of the referenced transportation rate schedules.

Comment date: October 21, 1991, in accordance with Standard Paragraph G at the end of this notice.

[2] These prior notice requests are not consolidated.

Docket No. trans. agree. (tran. agr. No.)	Shipper name	Shipper's function	Peak day [1] avg. annual	Points of		Start up date rate schedule service type	Related [2] dockets
				Receipt	Delivery		
CP91-2920-000, 7-24-91, (6301)	Cibola Corporation	Marketer	2,775 1,691 202,914	Various existing points.	IA	7-24-91, FDD-1, Firm deferred, Delivery.	ST91-10034-000.
CP91-2921-000, 8-7-91, (10421)	Golden Gas Energies, Inc.	Marketer	10,000 7,500 3,650,000	Various existing points.	Various existing points.	5-25-91, IT-1, Interruptible.	ST91-10025-000.
CP91-2922-000, 8-1-91, (10449)	Anthem Energy Company.	Marketer	50,000 37,500 18,250,000	Various existing points.	KS	8/1/91, IT-1, Interruptible.	ST91-10013-000.
CP91-2923-000, 8-7-91, (10323)	Coast Energy Group, Inc.	End User	50,000 37,500 18,250,000	Off TX	Off TX	8/7/91, IT-1, Interruptible.	ST91-10026-000.
CP91-2924-000, 8-1-91, (5974)	Cibola Corporation Inc.	Marketer	42,250 31,688 15,421,250	OK, KS, & TX	OK & KS	8-1-91, IT-1, Firm	ST91-9928-000.
CP91-2925-000, 8-1-91, (10172)	Parker & Parsley Development Co.	Producer	30,000 22,500 10,950,000	Various existing points.	Various existing points.	8-1-91, IT-1, Interruptible.	ST91-10014-000.

[1] Quantities are shown in MMBtu.
[2] The ST Docket indicates that 120-day transportation service was initiated under § 284.223(a) of the Commission's Regulations.

6. United Gas Pipe Line Company

[Docket No. CP91-2906-000

September 5, 1991.

Take notice that on August 28, 1991, United Gas Pipe Line Company (United), P.O. Box 1478, Houston, Texas 77251-1478, filed in Docket No. CP91-2906-000 an application pursuant to sections 7(b) and 7(c) of the Natural Gas Act for permission and approval to abandon a certain transmission facilities in the Baton Rouge, Louisiana, area and to construct and operate other facilities to replace those proposed for abandonment, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

United proposes to abandon 15.72 miles of 18-inch pipeline located on its Baton Rouge-New Orleans main and loop line in St. James and St. John the Baptist Parishes, Louisiana. United proposes to replace this with 13.16 miles of 24-inch pipeline. It is stated that the replacement is needed because the existing pipeline facilities have deteriorated and new facilities would insure efficient operation of United's main line and would provide increased flexibility for United's system and long-term reliability of service for United's system and long-term reliability of service for United's Baton Rouge Marketing area. The cost of replacing the facilities as proposed is estimated at $9.075 million, and it is asserted that the construction would be paid for from funds on hand. It is explained that the replacement of facilities proposed herein is part of a multi-year project to renovate and modernize United's Baton Rouge-New Orleans transmission line, as authorized in Docket No. CP85-31-000 (32 FERC ¶61,141).

Comment date: September 26, 1991, in accordance with Standard Paragraph F at the end of this notice.

7. Algonquin Gas Transmission Company, Trunkline Gas Company

[Docket Nos. CP91-2958-000, CP91-2959-000, CP91-2960-000, CP91-2961-000, CP91-2962-000, CP91-2963-000]

September 5, 1991.

Take notice that on September 3, 1991, Algonquin Gas Transmission Company, 1284 Soldiers Field Road, Boston, Massachusetts 02135, and Trunkline Gas Company, P.O. Box 1642, Houston, Texas 77251-1642, (Applicants) filed in the above-referenced dockets prior

notice requests pursuant to §§ 157.205 and 284.223 of the Commission's Regulations under the Natural Gas Act for authorization to transport natural gas on behalf of shippers under the blanket certificates issued in Docket No. CP89-948-000 and Docket No. CP86-586-000, respectively, pursuant to section 7 of the Natural Gas Act, all as more fully set forth in the requests that are on file with the Commission and open to public inspection.[3]

Information applicable to each transaction, including the identity of the shipper, the type of transportation service, the appropriate transportation rate schedule, the peak day, average day and annual volumes, and the initiation service dates and related ST docket numbers of the 120-day transactions under § 284.223 of the Commission's Regulations, has been provided by Applicants and is summarized in the attached appendix.

Comment date: October 21, 1991, in accordance with Standard Paragraph G at the end of this notice.

[3] These prior notice requests are not consolidated.

Docket No. (date filed)	Shipper name (type)	Peak day, average day, annual Mcf	Receipt points [1]	Delivery points	Contract date, rate schedule, service type	Related docket, start up date
CP91-2958-000 (9-3-91)	Appalachian Gas Sales (shipper).	60,000 60,000 [2] 21,900,000	NJ	CT	6-19-91, AIT-1, Interruptible.	ST91-9896-000, 7-1-91.
CP91-2959-000 (9-3-91)	Energy Marketing Exchange, Inc. (marketer).	150,000 150,000 [3] 54,750,000	MA, NY, NJ	CT	6-19-91, AIT-1, Interruptible.	ST91-9897-000, 7-13-91.
CP91-2960-000 (9-3-91)	Nortech Energy Corporation (marketer).	15,000 15,000 5,475,000	OLA, IL, LA, TN, TX, OTX.	IN	7-24-90, PT, Interruptible.	ST91-9773-000, 7-1-91
CP91-2961-000 (9-3-91)	V.H.C. Gas Systems, L.P. (marketer).	200,000 200,000 73,000,000	TX, IL, LA, TN, TX, IL, OLA, OTX.	LA	6-10-89, PT, Interruptible.	ST91-9782-000, 7-3-91
CP91-2962-000 (9-3-91)	V.H.C. Gas Systems, L.P. (marketer).	200,000 200,000 73,000,000	TX, IL, LA, TN, TX, IL, OLA, OTX.	LA	8-30-89, PT, Interruptible.	ST91-9781-000, 7-3-91.
CP91-2963-000 (9-3-91)	Amoco Production Company (shipper).	30,000 30,000 10,950,000	OLA	LA	2-1-90, PT, Interruptible.	ST91-9770-000, 7-16-91.

[1] Offshore Louisiana and offshore Texas are shown as OLA and OTX.
[2] Algonquin's quantities are in MMBtu.
[3] Algonquin's quantities are in MMBtu.

8. Texas Gas Transmission Corporation

[Docket Nos. CP91-2940-000, CP91-2941-000, CP91-2942-000, CP91-2943-000, CP91-2944-000]

September 5, 1991.

Take notice that on August 30, 1991, Texas Gas Transmission Corporation (Texas Gas), 3800 Frederica Street, Owensboro, Kentucky 42301, filed in the above-referenced dockets prior notice requests pursuant to §§ 157.205 and 284.223 of the Commission's Regulations under the Natural Gas Act for authorization to transport natural gas on behalf of shippers under its blanket certificate issued in Docket No. CP88-686-000, pursuant to section 7 of the Natural Gas Act, all as more fully set forth in the requests that are on file with the Commission and open to public inspection.[4]

Information applicable to each transaction, includng the identity of the shipper, the type of transportation service, the appropriate transportation rate schedule, the peak day, average day and annual volumes, and the initiation service dates and related ST docket numbers of the 120-day transactions under § 284.223 of the Commission's Regulations, has been provided by Texas Gas and is summarized in the attached appendix.

Comment date: September 26, 1991, in accordance with Standard Paragraph F at the end of this notice.

[4] These prior notice requests are not consolidated.

Docket No. (date filed)	Shipper name (type)	Peak day, average day, annual MMBtu	Receipt points	Delivery points	Contract date, rate schedule, service type	Related docket, start up date
CP91-2940-000 (8-30-91)	Tejas Hydrocarbons Company (shipper).	250,000 100,000 91,250,000	Various	TN, KY	3-4-91, IT, Interruptible.	ST91-10055-000, 8-15-91.
CP91-2941-000 (8-30-91)	Tejas Hydrocarbons Company (shipper).	250,000 100,000 91,250,000	Various	OH, KY, IN	3-19-91, IT, Interruptible.	ST91-10051-000, 8-15-91.
CP91-2942-000 (8-30-91)	Tejas Hydrocarbons Company (shipper).	250,000 100,000 91,250,000	Various	IL, KY, IN	4-2-91, IT, Interruptible.	ST91-10054-000, 8-15-91.
CP91-2943-000 (8-30-91)	Tejas Hydrocarbons Company (shipper).	250,000 100,000 91,250,000	Various	LA, MS, TX, AR, TN	4-2-91, IT, Interruptible.	ST91-10052-000, 8-15-91.
CP91-2944-000 (8-30-91)	Williams Gas Marketing Company (marketer).	150,000 10,000 3,650,000	Various	LA	3-21-91, IT, Interruptible.	ST91-10053-000, 8-1-91.

9. Trunkline Gas Company

[Docket No. CP91-2939-000]

September 5, 1991.

Take notice that on August 30, 1991, Trunkline Gas Company (Trunkline), P.O. Box 1642, Houston, Texas 77251-1642, filed in Docket No. CP91-2939-000 a request pursuant to § 157.205 of the Commission's Regulations under the Natural Gas Act (18 CFR 157.205) for authorization to provide an interruptible transportation service for BP Gas, Inc., a marketer, under the blanket certificate issued in Docket No. CP86-586-000 pursuant to section 7 of the Natural Gas Act, all as more fully set forth in the request that is on file with the Commission and open to public inspection.

Trunkline states that, pursuant to an agreement dated December 10, 1987, as amended, under its Rate Schedule PT, it proposes to transport up to 250,000 Mcf per day of natural gas. Trunkline indicates that it would transport 250,000 Mcf on an average day and 91,250,000 Mcf annually. Trunkline further indicates that the gas would be transported from Offshore Louisiana, Offshore Texas, Texas, Illinois, Louisiana, and Tennessee, and would be redelivered in Illinois.

Trunkline advises that service under § 284.223(a) commenced June 29, 1991, as reported in Docket No. ST91-9661-000.

Comment date: October 21, 1991, in accordance with Standard Paragraph G at the end of this notice.

10. Tennessee Gas Pipeline Company

[Docket No. CP91-2902-000]

September 5, 1991.

Take notice that on August 27, 1991, Tennessee Gas Pipeline Company (Tennessee), P.O. Box 2511, Houston, Texas 77252 filed in Docket No. CP91-2902-000 a request pursuant to § 157.205 of the Commission's Regulations under the Natural Gas Act (18 CFR 157.205) for authorization to add an existing delivery point and reassign volumes of gas under two existing storage service transportation contracts for Essex County Gas Company (Essex), under Tennessee's blanket certificate issued in Docket No. CP82-413-000 pursuant to section 7 of the Natural Gas Act, all as more fully set forth in the request which is on file with the Commission and open to public inspection.

Tennessee proposes to add an additional delivery point at Wenham, Middlesex County, Massachusetts, for storage service transportation gas, and reassign volumes as follows:

Delivery point	Daily quantity limit
Wenham	2050 dth.
Haverhill	2019 dth.

Tennessee states that the total volumes of natural gas to be delivered to Essex would not exceed the presently authorized volumes. Tennessee states further that this service is provided pursuant to Tennessee's Rate Schedule SST-NE.

Comment date: October 21, 1991, in accordance with Standard Paragraph G at the end of this notice.

11. Panhandle Eastern Pipe Line Company

[Docket No. CP91-2907-000]

September 5, 1991.

Take notice that on August 28, 1991, Panhandle Eastern Pipe Line Company (Panhandle), P.O. Box 1642, Houston, Texas 77251-1642, filed in Docket No. CP91-2907-000 a request pursuant to § 157.205 of the Commission's Regulations under the Natural Gas Act (NGA) for authorization to construct and operate one new delivery point, to operate existing facilities as an additional jurisdictional delivery point, both for service to Indiana Gas Company, Inc. (Indiana Gas), and to reassign deliveries at Indiana Gas' delivery points, under Panhandle's blanket certificate issued by the Commission in Docket No. CP83-83-000 pursuant to section 7 of the NGA, all as more fully set forth in the request which is on file with the Commission and open to public inspection.

Panhandle states that Indiana Gas is an existing jurisdictional sales customer under Panhandle's Rate Schedule G-1 and that the proposed changes are specified in a service agreement dated August 23, 1991. It is explained that this agreement supersedes an agreement dated March 1, 1991, filed in Docket No. GT91-27-000, pending Commission authorization of conversion of sales volumes to transportation volumes under § 284.10 of the Commission's Regulations.

It is explained that the Fowlerton point is an existing delivery point, which was installed under Natural Gas Policy Act section 311 authorization. It is further explained that Panhandle proposes herein to add this point to the sales agreement between Panhandle and Indiana Gas as a jurisdictional delivery point. It is asserted that the maximum daily volume of gas delivered to the Fowlerton point would be 1,000 Mcf.

Panhandle also proposes to construct an 8-inch hot tap on its 12-inch Richmond lateral and to designate this as the Richmond II delivery point, also to be added to the sales agreement between Panhandle and Indiana Gas. It is asserted that the maximum daily volume of gas delivered to the Richmond II delivery point would be 5,000 Mcf.

Panhandle proposes to reassign volumes of gas to be delivered to 17 of Indiana Gas' delivery points, as listed in the service agreement included in the application. It is asserted that Indiana Gas' total contract demand would remain unchanged.

It is estimated that the cost of the facilities for the Richmond II delivery point would be approximately $224,000, with Panhandle and Indiana Gas each paying 50 percent.

Comment date: October 21, 1991, in accordance with Standard Paragraph G at the end of this notice.

12. Trunkline Gas Company

[Docket No. CP91-2964-000, CP91-2965-000, CP91-2966-000, CP91-2967-000]

September 6, 1991.

Take notice that on September 3, 1991, Trunkline Gas Company (Trunkline), P.O. Box 1642, Houston, Texas 77251-1642, filed in the above-referenced dockets prior notice requests pursuant to §§ 157.205 and 284.223 of the Commission's Regulations under the Natural Gas Act for authorization to transport natural gas on behalf of shippers under its blanket certificate issued in Docket No. CP86-586-000 pursuant to section 7 of the Natural Gas Act, all as more fully set forth in the requests that are on file with the Commission and open to public inspection.[5]

Information applicable to each transaction, including the identity of the shipper, the type of transportation service, the appropriate transportation rate schedule, the peak day, average day and annual volumes, and the initiation service dates and related ST docket numbers of the 120-day transactions under § 284.223 of the Commission's Regulations, has been provided by Trunkline and is summarized in the attached appendix.

Comment date: October 21, 1991, in accordance with Standard Paragraph G at the end of this notice.

[5] These prior notice requests are not consolidated.

Docket No. (date filed)	Shipper name (type)	Peak day, average day, annual Mcf	Receipt [1] points	Delivery points	Contract date, rate schedule, service type	Related docket, startup date
CP91-2964-000 (9-3-91)	Texaco Gas Marketing, Inc. (marketer).	200,000 200,000 73,000,000	OLA, OTX, IN, IL, LA, TN, TX.	OH	4-24-91, PT, Interruptible.	ST91-9779-000, 7-1-91.
CP91-2965-000 (9-3-91)	Eagle Natural Gas Company (marketer).	1,000 1,000 365,000	OLA, OTX, LA, IL, TN, TX.	LA	4-23-91, PT, Interruptible.	ST91-9780-000, 7-4-91.
CP91-2966-000 (9-3-91)	CNG Trading Company (marketer).	140,000 140,000 51,100,000	OLA, OTX, IN, IL, LA, TN, TX.	OH	2-14-91, PT, Interruptible.	ST91-9775-000, 7-1-91.
CP91-2967-000 (9-3-91)	Polaris Pipeline Corporation (marketer).	50,000 50,000 18,250,000	OLA, OTX, IN, IL, LA, TN, TX.	OH	2-18-91, PT, Interruptible.	ST91-9778-000, 7-1-91.

[1] Offshore Louisiana and offshore Texas are shown as OLA and OTX.

13. Panhandle Eastern Pipe Line Company

[Docket No. CP91-2972-000, CP91-2973-000, CP91-2974-000, CP91-2975-000]

September 6, 1991.

Take notice that on September 3, 1991, Panhandle Eastern Pipe Line Company (Panhandle), P.O. Box 1642, Houston, Texas 77251-1642, filed prior notice requests with the Commission in the above-referenced dockets pursuant to §§ 157.205 and 284.223 of the Commission's Regulations under the Natural Gas Act (NGA) for authorization to transport natural gas on behalf of various shippers under its blanket certificate issued in Docket No. CP86-585-000, pursuant to section 7 of the NGA, all as more fully set forth in the requests which are open to public inspection.[6]

Panhandle has provided information applicable to each transaction, including the shipper's identity; the type of transportation service; the appropriate transportation rate schedule; the peak day, average day, and annual volumes; the service initiation date; and related ST docket number of the 120-day transaction under § 284.223 of the Commission's Regulations, as summarized in the appendix.

Comment date: October 21, 1991, in accordance with Standard Paragraph G at the end of this notice.

[6] These prior notice requests are not consolidated.

Docket No.	Shipper (type)	Peak day, average day, annual Dt	Receipt points	Delivery points	Contract date, rate schedule, service type	Related docket, start up date
CP91-2972-000	City of Madison, Missouri (local distributor).	400 400 146,000	CO, IL, KS, MI, OH, OK, TX.	MO	4-1-89, SCT, Firm	ST91-9750, 7-1-91.
CP91-2973-000	City of Paris, Missouri (local distributor).	1,270 1,270 463,550	CO, IL, KS, MI, OH, OK, TX.	MO	4-1-89, SCT, Firm	ST91-9749, 7-1-91.
CP91-2974-000	City of Perry, Missouri (local distributor).	419 419 152,935	CO, IL, KS, MI, OH, OK, TX.	MO	4-1-89, SCT, Firm	ST91-9753, 7-1-91.
CP91-2975-000	Village of Edinburg, Illionis (local distributor).	766 766 279,590	CO, IL, KS, MI, OH, OK, TX.	MO	4-1-89, SCT, Firm	ST91-9740, 7-1-91.

14. Panhandle Eastern Pipe Line Co.

[Docket No. CP86-317-007]

September 6, 1991.

Take notice that on August 8, 1991, Panhandle Eastern Pipe Line Company (Panhandle), P.O. Box 1642, Houston, Texas, 77251-1642, filed in Docket No. CP86-317-007 a petition to amend its existing Presidential Permit pursuant to section 3 of the Natural Gas Act, as amended, and the Federal Energy Regulatory Commissions' (Commission) Regulations promulgated thereunder so as to increase the operating capacity to the Windsor laterals, all as more fully set fourth in the request which is on file with the Commission and open for public inspection.

It is stated that Panhandle seeks authorization to amend its Presidential Permit for the Windsor Laterals, previously certified, with a current operating capacity of 150,000 Mcf per day to Union Gas (Union). The Windsor Laterals consists of two parallel 12¾-inch pipelines which extend from the west bank of the Detroit River in Michigan and connect with the transmission pipelines owned by Union at the International Boundary. The Windsor Laterals, it is further stated, can be used for both import and export purposes.

Panhandle specifically requests that the Commission amend its existing Presidential Permit pursuant to section 3 of the Natural Gas Act, Executive Order 10485, as amended by Executive Order 12038, and Delegation Order 0204-112 by the Secretary of Energy, to Docket No. CP91-317-007, *et. al* allow operation of the Windsor Laterals at the maximum attainable delivery of 195,000 Mcf per day to Union for the exportation of natural gas.

Comment date: September 27, 1991, in accordance with the first subparagraph of Standard Paragraph F at the end of this notice.

15. K N Energy, Inc.

[Docket No. CP91-2936-000]

September 6, 1991.

Take notice that on August 29, 1991, K N Energy, Inc. (K N), P. O. Box 281304, Lakewood, Colorado, 80228, filed in Docket No. CP91-2936-000 a request

pursuant to §§ 157.205 and 157.211 of the Commission's Regulations under the Natural Gas Act, to upgrade an existing town border station (TBS) for delivery of gas to the Don Henry power plant in Hastings, Nebraska, by replacing the two 4" inch meters already in place with one 6" meter, all as more fully set forth in the request on file with the Commission and open to public inspection.

K N states that Hasting Utilities has requested that the TBS be upgraded to provide for future capability up to 25,000 Mcf/day and for the possible addition of a second turbine generator at the Don Henry plant. K N submits that installation of the 6" meter would provide a substantial short-term costs savings and would improve design capacity for future load changes contemplated by the City of Hastings. K N also states that there will be no change in the total transportation volume presently authorized and that there will be no adverse impact on K N's peak day and annual deliveries. K N so indicates that it has sufficient capacity to accomplish the deliveries without detriment or disadvantage to its' other customers.

Comment date: October 21, 1991, in accordance with the Standard Paragraph G at the end of this notice.

16. Northwest Pipeline Corporation

[Docket No. CP91-2950-000]

September 6, 1991.

Take notice that on August 30, 1991, Northwest Pipeline Corporation (Northwest), 295 Chipeta Way, Salt Lake City, Utah 84158-0900, filed in Docket No. CP91-2950-000 an application pursuant to section 7(b) of the Natural Gas Act for permission and approval to abandon portions of its field gas compression facilities at the Rifle Compressor Station (Rifle) and the Rifle Boulton Compressor Station (Rifle Boulton) both located in Garfield County, Colorado and the Grand Gas Compressor Station (Grand) located in Grand County, Utah, all as more fully set forth in the application which is on file with the Commission and open to public inspection.

Northwest states that its Rifle, Rifle Boulton and Grand gas compressor stations are integral parts of existing gathering systems and are used to compress natural gas gathered in the respective systems for delivery into transmission pipelines. Northwest further states that the Rifle and Rifle Boulton compressor stations discharge into transmission lines of Questar Pipeline Company (Questar), and the Grand compressor station discharges into Northwest's mainline. Northwest avers that certain of the existing compressor units in the Rifle Boulton and Grand compressor stations presently are either not utilized or are severely underutilized and can be more effectively used elsewhere. Northwest also states that the Rifle compressor station requires additional compression which dictates the need to remove certain existing undersized units, which then would be replaced with larger units.

Specifically, Northwest requests permission and approval to abandon by removal the following field compressor units:

(1) Two Ajax DPC 140, 140 HP rental units at the Rifle compressor station, at the downstream end of Northwest's Clough Gathering System. These two units would be returned to the vendor and the estimated cost of removal is $9,300.

(2) One Ajax DPC 140, 140 HP compressor unit at the Rifle Boulton station, near the downstream end of Northwest's Rifle Boulton Gathering System. This unit would be placed in inventory and reused elsewhere in Northwest's gathering systems. The estimated cost of removing this unit is $13,000.

(3) The Caterpillar-Worthington G399, 550 HP compressor unit at the Grand compressor station, near the downstream end of Northwest's Grand Gathering System. This unit would be removed and subsequently reinstalled at the Rifle Compressor Station. The estimated cost of removing this unit is $20,000.

Northwest states that no abandonment of service will occur as a result of the proposed facility abandonments. Northwest states that appropriately sized replacement units would be installed at the Rifle and Rifle Boulton compressor stations under Northwest's blanket certificate and the remaining units at the Grand compressor station are adequate to handle the available volumes.

Comment date: September 27, 1991, in accordance with Standard Paragraph F at the end of this notice.

17. ANR Pipeline Company, ANR Pipeline Company, ANR Pipeline Company, ANR Pipeline Company, Tennessee Gas Pipeline Company

[Docket Nos. CP91-2945-000,[7] CP91-2946-000, CP91-2947-000, CP91-2948-000, CP91-2951-000]

September 6, 1991.

Take notice that the above referenced companies (Applicants) filed in the above referenced dockets, prior notice requests pursuant to §§ 157.205 and 284.223 of the Commission's Regulations under the Natural Gas Act for authorization to transport natural gas on behalf of various shippers under their blanket certificates issued pursuant to section 7 of the Natural Gas Act, all as more fully set forth in the prior notice requests which are on file with the Commission and open to public inspection and in the attached appendix.

Information applicable to each transaction, including the identity of the shipper, the type of transportation service, the appropriate transportation rate schedule, the peak day, average day, and annual volumes, and the docket numbers and initiation dates of the 120-day transactions under § 284.223 of the Commission's Regulations, has been provided by the Applicants and is included in the attached appendix.

The Applicants also state that each would provide the service for each shipper under an executed transportation agreement, and that the Applicants would charge the rates and abide by the terms and conditions of the referenced transportation rate schedules.

Comment date: October 21, 1991, in accordance with Standard Paragraph G at the end of this notice.

[7] These prior notice requests are not consolidated.

Docket No. related [3] dockets	Applicant (date filed)	Shipper name	Peak day [1]	Points of [2]		Start up date delivery	Rate schedule
				Average annual	Receipt		
CP91-2945-000 (8-30-91)	ANR Pipeline Company, 500 Renaissance Center, Detroit Michigan 48243.	Howard Energy Co.	100,000 100,000 36,500,000	LA, OLA, TX, OTX, OK, KS, MI, KY, WI.	MI	07-10-91, ITS	ST91-9878-000, CP88-532-000.

Docket No. related [3] dockets	Applicant (date filed)	Shipper name	Peak day [1]	Points of [2]		Start up date delivery	Rate schedule
				Average annual	Receipt		
CP91-2946-000 (8-30-91)	ANR Pipeline Company, 500 Renaissance Center, Detroit Michigan 48243.	Texaco Exploration and Production Inc.	100,000 100,000 36,500,000	LA, OLA, TX, OTX, OK, KS.	LA	07-01-91, ITS	ST91-9849-000, CP88-532-000.
CP91-2947-000 (8-30-91)	ANR Pipeline Company, 500 Renaissance Center, Detroit Michigan 48243 Charleston, West Virgina 25314.	Union Gas Limited.	250,000 250,000 91,250,000	MI, WI	MI	07-02-91, ITS	ST91-9999-000, CP88-532-000.

[1] Quantities are shown in dt.
[2] Offshore Louisiana and Offshore Texas are shown as OLA and OTX, respectively.
[3] The CP and RP docket corresponds to applicant's blanket transportation certificate. If an ST docket is shown, 120-day transportation service was reported in it.

Docket No. related [6] dockets	Applicant (date filed)	Shipper name	Peak day [4]	Points of [5]		Start up date delivery	Rate schedule
				Average annual	Receipt		
CP91-2948-000 (8-30-91)	ANR Pipeline Company, 500 Renaissance Center, Detroit Michigan 48243.	Bishop Pipeline Corp.	100,000 100,000 36,500,000	LA, OLA, TX, OTX, OK, KS, WI.	IN	07-01-91, ITS	ST91-9848-000, CP88-532-000.
CP91-2951-000 (8-30-91)	Tennessee Gas Pipeline Company, P.O. Box 2511, Houston, Texas 77252.	Unicorp Energy, Inc.	50,000 50,000 18,250,000	OTX, TX, OLA, LA	PA, CT, LA, TN, KY	07-26-91, ITS	ST91-10010-000, CP87-115-000.

[4] Quantities are shown in dt.
[5] Offshore Louisiana and Offshore Texas are shown as OLA and OTX, respectively.
[6] The CP and RP docket corresponds to applicant's blanket transportation certificate. If an ST docket is shown, 120-day transportation service was reported in it.

Standard Paragraphs

F. Any person desiring to be heard or make any protest with reference to said filing should on or before the comment date file with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, a motion to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a part in any hearing therein must file a motion to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject to jurisdiction conferred upon the Federal Energy Regulatory Commission by sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission or its designee on this filing if no motion to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a motion for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for the applicant to appear or be represented at the hearing.

G. Any person or the Commission's staff may, within 45 days after the issuance of the instant notice by the Commission, file pursuant to rule 214 of the Commission's Procedural Rules (18 CFR 385.214) a motion to intervene or notice of intervention and pursuant to § 157.205 of the Regulations under the Natural Gas Act (18 CFR 157.205) a protest to the request. If no protest is filed within the time allowed therefore, the proposed activity shall be deemed to be authorized effective the day after the time allowed for filing a protest. If a protest is filed and not withdrawn within 30 days after the time allowed for filing a protest, the instant request shall be treated as an application for authorization pursuant to section 7 of the Natural Gas Act.

Lois D. Cashell,

Secretary.

[FR Doc. 91-22139 Filed 9-13-91; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. TM92-1-13-000]

Gas Gathering Corporation; Proposed Changes in FERC Gas Tariff

September 9, 1991.

Take notice that Gas Gathering Corporation (GGC), on September 3, 1991, tendered for filing Fifth Revised Sheet No. 4 to First Revised Volume No. 1 of its FERC Gas Tariff, with an effective date of October 1, 1991.

GGC states that this filing is to revise GGC's ACA rate charge from $.0022 to $.0024 per MMBtu at 14.73 wet.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with 18 CFR 385.214 and 385.211 of the Commission's Rules and Regulations. All such motions or protests should be filed on or before September 16, 1991. Protests will be considered by the Commission in

determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection in the public reference room.

Lois D. Cashell,

Secretary.

[FR Doc. 91-2130 Filed 9-13-91; 845 am]

BILLING CODE 6717-01-M

[Docket No. TQ91-10-4-000]

Granite State Gas Transmission, Inc.; Changes in Rates

September 9, 1991.

Take notice that on September 5, 1991, Granite State Gas Transmission, Inc. (Granite State), 300 Friberg Parkway, Westborough, Massachusetts 01581-5039, filed Fifth Revised Sixth Revised Sheet No. 21 in its FERC Gas Tariff, Second Revised Volume No. 1, containing changes in rates for effectiveness on September 5, 1991.

According to Granite State, its filing is an out-of-cycle purchased gas cost adjustment applicable to the remainder of the third quarter of 1991. Granite State further states that its costs for purchases of gas in the spot-market have increased substantially above the projected costs for such purchases in its third quarter purchased gas adjustment filing, effective July 1, 1991. It is further stated that Granite State projects purchasing 68 percent of its system supply in the spot-market for the remainder of the third quarter and, without the proposed out-of-cycle adjustment, Granite State will be exposed to the risks of undercollecting its gas purchase costs.

Granite State further states that the revised rates are applicable to its wholesale sales to its affiliated distribution company customers: Bay State Gas company and Northern Utilities, Inc.

Granite State states that copies of its filing were served upon its customers and the regulatory commissions of the states of Maine, New Hampshire and Massachusetts.

Any person desiring to be heard or to make any protest with reference to said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with rules 211 and 214 of the Commission's Rules of Practice and Procedures (18 CFR 385.211 and 385.214). All such motions or protests should be filed on or before September 16, 1991. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party to the proceeding or to participate as a party in any hearing therein must file a motion to intervene in accordance with the Commission's Rules. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,

Secretary.

[FR Doc. 91-22131 Filed 9-13-91; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. TQ92-1-5-001]

Midwestern Gas Transmission Co.; Proposed Changes in FERC Gas Tariff

September 9, 1991.

Take notice that Midwestern Gas Transmission Company (Midwestern) on September 4, 1991, tendered for filing Thirtieth Revised Sheet No. 5 and Twenty-fifth Revised Sheet No. 6 to First Revised Volume 1 of its FERC Gas Tariff, to be effective October 1, 1991.

Midwestern states that the purpose of this filing is to correct pagination and effective date errors discovered subsequent to the filing of Midwestern's August 30, 1991 Quarterly PGA rate adjustment to its sales rates for the period October 1 through December 31, 1991. Midwestern states that no other changes to the tariff sheets have been made.

Midwestern states that copies of the filing has been mailed to all customers and affected state regulatory commissions.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with rule 211 of the Commission's Rules of Practice and Procedure 18 CFR 385.211. All such protests should be filed on or before September 16, 1991. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,

Secretary.

[FR Doc. 91-22132 Filed 9-13-91; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. TA92-1-40-000]

Raton Gas Transmission Co.; Proposed Changes in FERC Gas Tariff

September 9, 1991.

Take notice that Raton Gas Transmission Company (Raton) tendered for filing on August 30, 1991 Twenty Second Revised Sheet No. 4 as part of its FERC Gas Tariff. The proposed effective date of the tariff sheet is October 1, 1991.

Raton requests that the Commission grant whatever waiver it may deem necessary to allow the proposed tariff to become effective on October 1, 1991.

Raton states that the filing reflects a Demand Charge increase of 1.0 cent per Mcf and a Commodity Charge decrease of 30.29 cents per Mcf.

Raton states that copies of the filing have been served on Raton's two customers and the state commission and are available for public inspection at Raton's office in Raton.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with 18 CFR 385.214 and 385.211 of the Commission's Rules and Regulations. All such motions or protests should be filed on or before September 27, 1991. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection in the public reference room.

Lois D. Cashell,

Secretary.

[FR Doc. 91-22133 Filed 9-13-91; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. GT91-38-000]

Western Gas Interstate Co.; Proposed Changes in FERC Gas Tariff

September 9, 1991.

Take notice that Western Gas Interstate Company (Western) on September 3, 1991, tendered on electronic media for filing as part of its FERC Gas Tariff, Second Revised Volume No. 1, tariff sheets listed on Attachment A attached to the filing. Western states that these electronic tariff sheets contain no changes to the textual content and are merely a duplication of Western's currently effective tariff sheets.

Western states that it has served only the transmittal letter upon state regulatory agencies and its customers.

Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with 18 CFR 385.214 and 385.211 of the Commission's Rules and Regulations. All such motions or protests should be filed on or before September 16, 1991. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection in the public reference room.

Lois D. Cashell,

Secretary.

[FR Doc. 91-22134 Filed 9-13-91; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. RP89-179-011]

Western Gas Interstate Co.; Compliance Filing

September 9, 1991.

Take notice that Western Gas Interstate Company, (Western) on August 27, 1991, tendered for filing substitute tariff sheets to Second Revised Volume No. 1 of its FERC Gas Tariff to comply with the Commission's Letter Order of August 1, 1991, and the Notice of Extension of Time issued on August 21, 1991. The proposed effective date of all of the tariff sheets is March 1, 1991.

Western states that copies of the filing are being mailed to its customers and interested state regulatory commissions.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with Rule 211 of the Commission's Rules of Practice and Procedure 18 CFR 385.211. All such protests should be filed on or before September 16, 1991. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,

Secretary.

[FR Doc. 91-22135 Filed 9-13-91; 8:45 am]

BILLING CODE 6717-01-M

[Docket No. RP85-39-007]

Wyoming Interstate Co., Ltd.; Compliance Filing

September 9, 1991.

Take notice that Wyoming Interstate Company, Ltd. (WIC) on August 30, 1991, pursuant to the Commission's order issued May 21, 1991 approving the settlement in Docket No. RP85-39-000, and its order issued August 9, 1991 in Docket No. RP85-39-006 denying rehearing of the May 21 order, tendered for filing as a part of its Original Volume No. 1 FERC Gas Tariff the following proposed tariff sheets:

Twelfth Revised Sheet No. 5
Second Revised Sheet No. 6
Second Revised Sheet No. 12

WIC requests that the tariff sheets be made effective as of September 1, 1991. WIC further states that in accordance with Article IV of the settlement, WIC will make refunds to affected customers on or before October 8, 1991, and will file its report of refunds with the Commission on or before November 7, 1991.

WIC states that copies of the filing are being served on all parties listed on the service list.

Any person desiring to protest said filing should file a protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with Rule 211 of the Commission's Rules of Practice and Procedure 18 CFR 385.211. All such protests should be filed on or before September 16, 1991. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,

Secretary.

[FR Doc. 91-22136 Filed 9-13-91; 8:45 am]

BILLING CODE 6717-01-M

Office of Fossil Energy

[FE Docket No. 91-44-NG]

Cibola Corporation; Order Granting Authorization to Import Natural Gas

AGENCY: Department of Energy, Office of Fossil Energy.

ACTION: Notice of an order granting blanket authorization to import natural gas.

SUMMARY: The Office of Fossil Energy of the Department of Energy gives notice that it has issued an order granting Cibola Corporation blanket authorization to import up to 36.5 Bcf of natural gas over a two-year period commencing with the date of first delivery.

A copy of this order is available for inspection and copying in the Office of Fuels Programs Docket Room, 3E-056, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585, (202) 586-9478. The docket room is open between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, except Federal holidays.

Issued in Washington, DC, September 9, 1991.

Clifford P. Tomaszewski,

Acting Deputy Assistant Secretary for Fuels Programs, Office of Fossil Energy.

[FR Doc. 91-22155 Filed 9-13-91; 8:45 am]

BILLING CODE 6450-01-M

[FE Docket No. 91-28-NG]

Energy Marketing Exchange, Inc.; Order Granting Authorization to Export Natural Gas

AGENCY: Department of Energy, Office of Fossil Energy.

ACTION: Notice of an order granting blanket authorization to export natural gas.

SUMMARY: The Office of Fossil Energy of the Department of Energy gives notice that it has issued an order granting Energy Marketing Exchange, Inc. blanket authorization to export a total of 73.1 Bcf of natural gas to Canada and a total of 73.1 Bcf to Mexico over a two-year period commencing with the date of first delivery.

A copy of this order is available for inspection and copying in the Office of Fuels Programs Docket Room, 3F-056, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585, (202) 586-9478. The docket room is open between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, except Federal holidays.

Issued in Washington, DC, September 9, 1991.

Clifford P. Tomaszewski,

Acting Deputy Assistant Secretary for Fuels Programs, Office of Fossil Energy.

[FR Doc. 91-22154 Filed 9-13-91; 8:45 am]

BILLING CODE 6450-01-M

[FE Docket No. 91-58-NG]

Northern Natural Gas Co.; Application to Import Natural Gas From Canada

AGENCY: Department of Energy, Office of Fossil Energy.

ACTION: Notice of application for blanket authorization to import natural gas from Canada.

SUMMARY: The Office of Fossil Energy of the Department of Energy (DOE) gives notice of receipt on August 2, 1991, of an application filed by Northern Natural Gas Company (Northern) requesting blanket authorization to import up to 219 Bcf of natural gas from Canada over a two-year period commencing with the date of first delivery. Northern intends to use existing pipeline facilities within the United States and states that it will submit quarterly reports detailing each transaction.

The application was filed under section 3 of the Natural Gas Act and DOE Delegation Order Nos. 0204–111 and 0204–127. Protests, motions to intervene, notices of intervention and written comments are invited.

DATES: Protests, motions to intervene, or notices of intervention, as applicable, requests for additional procedures and written comments are to be filed at the address listed below no later than 4:30 p.m., eastern time, October 16, 1991.

ADDRESSES: Office of Fuels Programs, Fossil Energy, U.S. Department of Energy, room 3F–056, FE–50, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585.

FOR FURTHER INFORMATION CONTACT:

Charles E. Blackburn, Office of Fuels Programs, Fossil Energy, U.S. Department of Energy, Forrestal Building, room 3F–094, 1000 Independence Avenue, SW., Washington, DC 20585, (202) 586–7751.

Diane Stubbs, Office of Assistant General Counsel for Fossil Energy, U.S. Department of Energy, Forrestal Building, room 6E–042, 1000 Independence Avenue, SW., Washington, DC 20585, (202) 586–0503.

SUPPLEMENTARY INFORMATION: Northern is a corporation organized under the laws of the State of Delaware having its principal place of business in Omaha, Nebraska. Northern proposes to purchase gas from a variety of Canadian suppliers on both a firm and interruptible basis at market responsive prices for sale to various United States customers, which might include end users, distribution companies, other pipeline companies, and other marketers of natural gas.

The decision on the application for import authority will be made consistent with the DOE's gas import policy guidelines, under which the competitiveness of an import arrangement in the markets served is the primary consideration in determining whether it is in the public interest (49 FR 6684, February 22, 1984). Parties, especially those that may oppose this application, should comment on the issue of competitiveness as set forth in the policy guidelines regarding the requested import authority. The applicant asserts that imports made under the proposed arrangement will be competitive. Parties opposing the arrangement bear the burden of overcoming this assertion.

NEPA Compliance

The National Environmental Policy Act (NEPA), 42 U.S.C. 4312 *et seq.*, requires DOE to give appropriate consideration to the environmental effects of its proposed actions. No final decision will be issued in this proceeding until DOE has met its NEPA responsibilities.

Public Comment Procedures

In response to this notice, any person may file a protest, motion to intervene or notice of intervention, as applicable, and written comments. Any person wishing to become a party to the proceeding and to have the written comments considered as the basis for any decision on the application must, however, file a motion to intervene or notice of intervention, as applicable. The filing of a protest with respect to this application will not serve to make the protestant a party to the proceeding, although protests and comments received from persons who are not parties will be considered in determining the appropriate action to be taken on the application. All protests, motions to intervene, notice of intervention, and written comments must meet the requirements that are specified by the regulations in 10 CFR part 590. Protests, motions to intervene, notice of intervention, and written comments should be filed with the Office of Fuels Programs at the address listed above.

It is intended that a decisional record on the application will be developed through responses to this notice by parties, including the parties' written comments and replies thereto. Additional procedures will be used as necessary to achieve a complete understanding of the facts and issues. A party seeking intervention may request that additional procedures be provided, such as additional written comments, an oral presentation, a conference, or trial-type hearing. Any request to file additional written comments should explain why they are necessary. Any request for an oral presentation should identify the substantial question of fact, law, or policy at issue, show that it is material and relevant to a decision in the proceeding, and demonstrate why an oral presentation is needed. Any request for a conference should demonstrate why the conference would materially advance the proceeding. Any request for a trial-type hearing must show that there are factual issues genuinely in dispute that are relevant and material to a decision and that a trial-type hearing is necessary for a full and true disclosure of the facts.

If an additional procedure is scheduled, notice will be provided to all parties. If no party requests additional procedures, a final opinion and order may be issued based on the official record, including the application and responses filed by parties pursuant to this notice, in accordance with 10 CFR 590.316.

A copy of Northern's application is available for inspection and copying in the Office of Fuels Programs Docket Room, room 3F–056 at the above address. The docket room is open between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, except Federal holidays.

Issued in Washington, DC on September 9, 1991.

Clifford P. Tomaszewski,

Acting Deputy Assistant Secretary for Fuels Programs, Office of Fossil Energy.

[FR Doc. 91–22153 Filed 9–13–91; 8:45 am]

BILLING CODE 6450–01–M

[FE Docket No. 91–37–NG]

Shell Gas Trading Co.; Order Granting Authorization to Export Natural Gas to Canada and Mexico, Vacating Existing Authorization, and Granting Intervention

AGENCY: Department of Energy, Office of Fossil Energy.

ACTION: Notice of an order granting blanket authorization to export natural gas, vacating existing authorization, and granting intervention.

SUMMARY: The Office of Fossil Energy of the Department of Energy gives notice that it has issued an order granting Shell Gas Trading Company blanket authorization to export a total of 160 Bcf of U.S. natural gas to Canada and Mexico over a two-year period commencing with the date of first delivery.

A copy of this order is available for inspection and copying in the Office of Fuels Programs Docket Room, 3F–056, Forrestal Building, 1000 Independence Avenue, SW., Washington, DC 20585, (202) 586–9478. The docket room is open between the hours of 8 a.m. and 4:30

p.m., Monday through Friday, except Federal holidays.

Issued in Washington, DC, September 9, 1991.

Clifford P. Tomaszewski,

Acting Deputy Assistant Secretary for Fuels Programs, Office of Fossil Energy.

[FR Doc. 91-22156 Filed 9-13-91; 8:45 am]

BILLING CODE 6450-01-M

Office of Energy Research

Fusion Energy Advisory Committee; Cancellation

The announced open meeting of the Fusion Energy Advisory Committee posted in the **Federal Register** Vol. 56, No. 167, page 42610, Wednesday, August 28, 1991, scheduled for September 19, 1991, 9 a.m.-5 p.m. and September 20, 1991, 9 a.m.-3 p.m. in room 1E-245, Department of Energy, Forrestal Building, 1000 Independence Avenue SW., Washington, DC 20585, has been cancelled. A new meeting will be rescheduled as soon as possible.

Issued at Washington, DC, on September 10, 1991.

Stephen J. Garvey,

Deputy Advisory Committee Management Officer.

[FR Doc. 91-22157 Filed 9-13-91; 8:45 am]

BILLING CODE 6450-01-M

ENVIRONMENTAL PROTECTION AGENCY

[FRL-3996-8]

Superfund Remedial Branch; Access to Confidential Business Information by Labat-Anderson Inc.

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: EPA has authorized the in-house contractor,, LABAT-ANDERSON Incorporated (LAI) of Arlington, Virginia access to Superfund confidential business information (CBI) which has been submitted to EPA, Hazardous Waste Management Division, Superfund Remedial Branch.

FOR FURTHER INFORMATION CONTACT: Robert L. Duprey, Director, Hazardous Waste Management Division (8HWM) Environmental Protection Agency, suite 500, 999 18th Street, Denver, Colorado 80202-2405, FTS 330-1720, (303) 293-1720.

SUPPLEMENTARY INFORMATION: A large volume of records associated with the Superfund National Priority List (NPL) sites are now being managed by in-house contractor assistance. As a regulatory and enforcement agency, the management of a records life, from creation to disposition, is critical to EPA's effective performance. Section 113(k)(1) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), as amended by the Superfund Amendments and Reauthorization Act of 1986 (SARA) requires the establishment of administrative records upon which the President shall base the selection of a response action. For the past few years, Region VIII has had contractor assistance in working on a Superfund file structure for organizing site files, compiling the Administrative Record from site files, and records management operating procedures. Continued contractor assistance will be used and expanded to include tracking CBI.

Under Contract No. 68-W9-0052, LABAT-ANDERSON Incorporated, 2200 Clarendon Boulevard, suite 900, Arlington, Virginia 22201, will also include support in cataloging, maintaining, and tracking Superfund CBI documents. The contractor will establish and maintain a check in/out system for Superfund CBI material. This work will be accomplished in accordance with existing guidance and integrated into the Region's records management system in a secured location.

There will be non-disclosure agreements signed by the LABAT-ANDERSON Incorporated contractors on file with the EPA Delivery Order Project Officer. The contractors will be trained and tested on the appropriate security procedures before they are permitted access to Superfund CBI. EPA is announcing that under this EPA contract, LAI will be authorized for access to submitted CBI to perform certain functions under this contract.

EPA is issuing this notice to inform all submitters of information that EPA is providing LABAT-ANDERSON Incorporated access to these CBI materials at Region VII facilities on a need-to-know basis. All access to CBI under this contract will take place at EPA Region VIII.

EPA is advising interested parties that they have five days to comment per 40 CFR 2.301(h)(2)(iii). Comments should be sent to: Environmental Protection Agency, Carole S. Macy (8HWM-SR), 999 18th Street, suite 500, Denver, Colorado 80202-2405.

Dated: September 4, 1991.

Robert L. Duprey,

Director, Hazardous Waste Management Division.

[FR Doc. 91-22188 Filed 9-13-91; 8:45 am]

BILLING CODE 6560-50-M

[FRL-3995-7]

Public Water Supply Supervision Program Revision for the State of New Jersey

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: Notice is hereby given that the State of New Jersey is revising its approved Public Water Supply Supervision Primacy Program. New Jersey has adopted drinking water regulations which satisfy the National Primary Drinking Water Regulations (NPDWR) for Synthetic Organic Chemicals; Monitoring for Unregulated Contaminants (VOC) promulgated by EPA on July 8, 1987 (52 FR 25690) with July 1, 1988 correction (53 FR 25108); and the revised NPDWR for Public Notification (PN) promulgated on October 28, 1987 (52 FR 41534) with April 17, 1989 correction; (54 FR 15185). The USEPA has determined that New Jersey's VOC and PN regulations are no less stringent than the corresponding Federal regulations and that New Jersey continues to meet all requirements for primary enforcement responsibility as specified in 40 CFR 142.10.

All interested parties, other than Federal Agencies, may request a public hearing. A request for a public hearing must be submitted to the USEPA Regional Administrator at the address shown below within thirty (30) days after the date of this **Federal Register** notice. If a substantial request for a public hearing is made within the required thirty day timeframe, a public hearing will be held and a notice will be given in the **Federal Register** and a newspaper of general circulation. Frivolous or insubstantial requests for a hearing may be denied by the Regional Administrator. If no timely and appropriate request for a hearing is received and the Regional Administrator does not elect to hold a hearing on his own motion, this determination shall become final and effective thirty (30) days after publication of this **Federal Register** notice.

Any request for a public hearing shall include the following information:

(1) The name, address and telephone number of the individual organization or other entity requesting a hearing;

(2) A brief statement of the requesting person's interest in the Regional Administrator's determination and a brief statement on information that the requesting person intends to submit at such hearing;

(3) The signature of the individual making the requests or, if the request is made on behalf of an organization or other entity, the signature of a responsible official of the organization or other entity.

ADDRESSES: Requests for Public Hearing shall be addressed to: Regional Administrator, U.S. Environmental Protection Agency—Region II, Jacob K. Javits Federal Building, 26 Federal Plaza, New York, New York 10278.

All documents relating to this determination are available for inspection between the hours of 9 a.m. and 4:30 p.m., Monday through Friday, at the following offices:

New Jersey Department of Environmental Protection, Bureau of Safe Drinking Water, P.O. Box CN-029, 401 State Street, Trenton, New Jersey 08625.

U.S. Environmental Protection Agency—Region II, Public Water Supply Section, Jacob K. Javits Federal Building, 26 Federal Plaza, New York, New York 10278.

FOR FURTHER INFORMATION CONTACT: Walter E. Andrews, Chief, Drinking Groundwater Protection Branch, U.S. Environmental Protection Agency—Region II, (212) 264-1800.

(Section 1413 of the Safe Drinking Water Act, as amended, and 40 CFR 142.10 of the NPDWR)

Dated: August 29, 1991.

Constantine Sidamon-Eristoff,

Regional Administrator, EPA, Region II.

[FR Doc. 91-22068 Filed 9-13-91; 8:45 am]

BILLING CODE 6560-50-M

[FRL-3997-1]

Public Water Supply Supervision Program Revision for the State of Alabama

AGENCY: Environmental Protection Agency.

ACTION: Notice.

SUMMARY: Notice is hereby given that the State of Alabama is revising its approved State Public Water Supply Supervision Primacy Program. Alabama has adopted drinking water regulations for treatment of a surface water and the regulation of total coliforms. EPA has determined that these sets of State program revisions are no less stringent than the corresponding federal regulations. Therefore, EPA has tentatively decided to approve these State program revisions.

All interested parties may request a public hearing. A request for a public hearing must be submitted October 16, 1991, to the Regional Administrator at the address shown below. Frivolous or insubstantial requests for a hearing may be denied by the Regional Administrator. However, if a substantial request for a public hearing is made October 16, 1991, a public hearing will be held. If no timely and appropriate request for a hearing is received and the Regional Administrator does not elect to hold a hearing on his own motion, this determination shall become final and effective October 16, 1991.

Any request for a public hearing shall include the following (1) The name, address, and telephone number of the individual organization, or other entity requesting a hearing. (2) A brief statement of the requesting person's interest in the Regional Administrator's determination and of information that the requesting person intends to submit at such hearing. (3) The signature of the individual making the requests, or, if the request is made on behalf of an organization or other entity, the signature of a responsible official of the organization or other entity.

ADDRESSES: All documents relating to this determination are available for inspection between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, at the following offices:

Public Water supply Branch, Alabama Department of Environmental Management, 1751 W. L. Congressman Dickinson Drive, Montgomery, AL 36130.

Environmental Protection Agency, Region IV, 345 Courtland Street NE., Atlanta, Georgia 30365.

FOR FURTHER INFORMATION CONTACT: Wayne Aronson, EPA, Region IV Drinking Water Section at the Atlanta address given above (telephone (404) 347-2913, (FTS) 257-2913).

(Sec. 1413 of the Safe Drinking Water act, as amended (1986), and 40 CFR 142.10 of the National Primary Drinking Water Regulations)

Patrick M. Tobin,

Acting Regional Administrator, EPA, Region IV.

[FR Doc. 91-22190 Filed 9-13-91; 8:45 am]

BILLING CODE 6560-50-M

FEDERAL MARITIME COMMISSION

Agreement(s) Filed

The Federal Maritime Commission hereby gives notice of the filing of the following agreement(s) pursuant to section 5 of the Shipping Act of 1984.

Interested parties may inspect and obtain a copy of each agreement at the Washington, DC Office of the Federal Maritime Commission, 1100 L Street NW., room 10325. Interested parties may submit comments on each agreement to the Secretary, Federal Maritime Commission, Washington, DC 20573, within 10 days after the date of the Federal Register in which this notice appears. The requirements for comments are found in § 572.603 of title 46 of the Code of Federal Regulations. Interested persons should consult this section before communicating with the Commission regarding a pending agreement.

Agreement No.: 203-009735-030.

Title: Steamship Operators Intermodal Agreement.

Parties: American President Lines, Ltd., Columbus Line, Inc., Companhia de Navegacao Maritime Netumar, Crowley Maritime Corporation, Evergreen International (U.S.A.), Farrell Lines, Incorporated, Kawasaki Kisen Kaisha, Ltd., A.P. Moller-Maersk Line, Mitsui O.S.K. Lines, Ltd., Sea-Land Service, Inc., Yang Ming Marine Line Corporation, Wilhelmsen Lines USA Inc., Zim Container Service.

Synopsis: The proposed amendment would add Blue Star PACE Ltd. as a party to the Agreement. The parties have requested a shortened review period.

Agreement No.: 203-011075-016.

Title: Central America Discussion Agreement.

Parties: Association Party, United States/Central America Liner Association. Independent Carrier Parties, Nordana Line, Inc., Tropical Shipping and Construction Co. Ltd., Central America Shippers, Inc., Nexos Line, Thompson Shipping Co., Ltd., Naviera Consolidada, S.A., Concorde Shipping Inc., Norwegian American Enterprises, Inc., Empresa Naviera Santa, Great White Fleet, Ltd., King Ocean Central America, S.A.

Synopsis: The proposed amendment would add Network Shipping Ltd. as an Independent Carrier Party to the Agreement. The parties have requested a shortened review period.

By Order of the Federal Maritime Commission.

Dated: September 10, 1991.

Joseph C. Polking,

Secretary.

[FR Doc. 91-22129 Filed 9-13-91; 8:45 am]

BILLING CODE 6730-01-M

FEDERAL RESERVE SYSTEM

Credit Commercial de France S.A., et al.; Acquisitions of Companies Engaged in Permissible Nonbanking Activities

The organizations listed in this notice have applied under § 225.23(a)(2) or (f) of the Board's Regulation Y (12 CFR 225.23(a)(2) or (f)) for the Board's approval under section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.21(a) of Regulation Y (12 CFR 225.21(a)) to acquire or control voting securities or assets of a company engaged in a nonbanking activity that is listed in § 225.25 of Regulation Y as closely related to banking and permissible for bank holding companies. Unless otherwise noted, such activities will be conducted throughout the United States.

Each application is available for immediate inspection at the Federal Reserve Bank indicated. Once the application has been accepted for processing, it will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question must be accompanied by a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of the proposal.

Unless otherwise noted, comments regarding each of these applications must be received at the Reserve Bank indicated for the application or the offices of the Board of Governors not later than October 7, 1991.

A. Federal Reserve Bank of New York (William L. Rutledge, Vice President) 33 Liberty Street, New York, New York 10045:

1. Credit Commercial de France S.A., Paris, France; to retain 45 percent general partnership interest and acquire additional interests up to an aggregate of 80 percent of Pilgrim Baxter Grieg Framlington & Associates and to acquire up to 100 percent of the voting shares of Pilgrim Baxter Grieg & Associates Ltd., both in Wayne, Pennsylvania; and thereby engage in acting as investment adviser which manages discretionary equity portfolios for pension and profit-sharing plans and other institutional accounts, and manages client securities portfolios on a discretionary basis only pursuant to § 225.25(b)(4)(i), (iii), (iv), and (v) of the Board's Regulation Y.

B. Federal Reserve Bank of Richmond (Lloyd W. Bostian, Jr., Senior Vice President) 701 East Byrd Street, Richmond, Virginia 23261:

1. Carolina First BancShares, Inc., Lincolnton, North Carolina; to acquire Cararrus Savings Bank, Inc., Concord, North Carolina, and thereby engage in owning and operating a savings and loan association pursuant to § 225.25(b)(9); and engaging in the sale of credit life, health and accident insurance pursuant to § 225.25(b)(8)(i) of the Board's Regulation Y.

2. Carolina First Corporation; Greenville, South Carolina; to acquire four branch offices of The First Savings Bank, F.S.B., Greenville, South Carolina, and thereby engage in owning and operating certain offices of a savings and loan association, the activities of which include: accepting deposits; making and servicing mortgage, commercial, and consumer loans; issuing credit cards; lease financing of personal and real property; and acting as principal, agent or broker for insurance that is directly related to an extension of credit by the holding company organization, and limited to ensuring the repayment of the outstanding balance due on the extension of credit in the event of the death, disability or involuntary unemployment of the debtor pursuant to §§ 225.25(b)(5), (b)(8)(i) and (b)(9) of the Board's Regulation Y.

C. Federal Reserve Bank of Minneapolis (James M. Lyon, Vice President) 250 Marquette Avenue, Minneapolis, Minnesota 55480:

1. Norwest Corporation, Minneapolis, Minnesota; Norwest Financial, Inc., Des Moines, Iowa; and Norwest Financial Services, Inc., Des Moines, Iowa; to acquire Termplan, Inc., Covington, Louisiana, and thereby engage in making direct installment loans to individuals for personal, family or household purposes pursuant to § 225.25(b)(1); purchase of sales finance contracts arising from the sale of goods or services by merchants pursuant to § 225.25(b)(1); and the sale, on an agency basis, of credit life, credit accident and health, and property and credit-related casualty insurance related to extensions of credit pursuant to § 225.25(b)(8) of the Board's Regulation Y. These activities will be conducted in Alabama, Louisiana, South Carolina and Tennessee.

Board of Governors of the Federal Reserve System, September 10, 1991.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 91-22148 Filed 9-13-91; 8:45 am]

BILLING CODE 6210-01-F

John Henry Hendrix, et al.; Change in Bank Control Notices; Acquisitions of Shares of Banks or Bank Holding Companies

The notificants listed below have applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and § 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire a bank or bank holding company. The factors that are considered in acting on the notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. Once the notices have been accepted for processing, they will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank indicated for that notice or to the offices of the Board of Governors. Comments must be received not later than October 7, 1991.

A. Federal Reserve Bank of St. Louis (Randall C. Sumner, Vice President) 411 Locust Street, St. Louis, Missouri 63166:

1. John Henry Hendrix, Midland, Texas; to acquire an additional 5.9 percent of the voting shares of First National Bancshares of Hempstead County, Inc., Hope, Arkansas, for a total of 30.60 percent, and thereby indirectly acquire First National Bank of Hope, Hope, Arkansas, and Bank of Blevins, Blevins, Arkansas.

B. Federal Reserve Bank of San Francisco (Kenneth R. Binning, Director, Bank Holding Company) 101 Market Street, San Francisco, California 94105:

1. Melvin T. Bowler & Laura L. Bowler Family Trust, St. George, Utah; to acquire an additional 10.23 percent of the voting shares of First Bankshares, Inc., St. George, Utah, and thereby indirectly acquire Dixie State Bank, St. George, Utah.

Board of Governors of the Federal Reserve System, September 10, 1991.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 91-22150 Filed 9-13-91; 8:45 am]

BILLING CODE 6210-01-F

First Financial Corporation, et al.; Formations of; Acquisitions by; and Mergers of Bank Holding Companies

The companies listed in this notice have applied for the Board's approval under section 3 of the Bank Holding Company Act (12 U.S.C. 1842) and § 225.14 of the Board's Regulation Y (12 CFR 225.14) to become a bank holding company or to acquire a bank or bank holding company. The factors that are considered in acting on the applications are set forth in section 3(c) of the Act (12 U.S.C. 1842(c)).

Each application is available for immediate inspection at the Federal Reserve Bank indicated. Once the application has been accepted for processing, it will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank or to the offices of the Board of Governors. Any comment on an application that requests a hearing must include a statement of why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute and summarizing the evidence that would be presented at a hearing.

Unless otherwise noted, comments regarding each of these applications must be received not later than October 7, 1991.

A. Federal Reserve Bank of Atlanta (Robert E. Heck, Vice President) 104 Marietta Street, NW., Atlanta, Georgia 30303:

1. First Financial Corporation, Mt. Juliet, Tennessee; to become a bank holding company by acquiring 100 percent of the voting shares of First Bank & Trust, Mt. Juliet, Tennessee.

B. Federal Reserve Bank of Chicago (David S. Epstein, Vice President) 230 South LaSalle Street, Chicago, Illinois 60690:

1. Great River Banshares Corporation, Burlington, Iowa; to become a bank holding company by acquiring 95 percent of the voting shares of Burlington Bank and Trust, Burlington, Iowa.

C. Federal Reserve Bank of Dallas (W. Arthur Tribble, Vice President) 400 South Akard Street, Dallas, Texas 75222:

1. Flower Mound Bancshares, Inc., Flower Mound, Texas; to become a bank holding company by acquiring 100 percent of the voting shares of Security Bank, Flower Mound, Texas.

Board of Governors of the Federal Reserve System, September 10, 1991.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 91-22149 Filed 9-13-91; 8:45 am]

BILLING CODE 6210-01-F

The Industrial Bank of Japan, Ltd., et al.; Notice of Applications to Engage de novo in Permissible Nonbanking Activities

The companies listed in this notice have filed an application under § 225.23(a)(1) of the Board's Regulation Y (12 CFR 225.23(a)(1)) for the Board's approval under section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) and § 225.21(a) of Regulation Y (12 CFR 225.21(a)) to commence or to engage *de novo*, either directly or through a subsidiary, in a nonbanking activity that is listed in § 225.25 of Regulation Y as closely related to banking and permissible for bank holding companies. Unless otherwise noted, such activities will be conducted throughout the United States.

Each application is available for immediate inspection at the Federal Reserve Bank indicated. Once the application has been accepted for processing, it will also be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing on the question whether consummation of the proposal can "reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency, that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices." Any request for a hearing on this question must be accompanied by a statement of the reasons a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of the proposal.

Unless otherwise noted, comments regarding the applications must be received at the Reserve Bank indicated or the offices of the Board of Governors not later than October 7, 1991.

A. Federal Reserve Bank of New York (William L. Rutledge, Vice President) 33 Liberty Street, New York, New York 10045:

1. The Industrial Bank of Japan, Ltd., Tokyo, Japan; to engage *de novo* through its subsidiary, IBJ Capital Management USA Ltd., in providing portfolio investment advice; and furnishing general economic information and advice, general economic statistical forecasting services and industry studies pursuant to § 225.25(b)(4)(iii) of the Board's Regulation Y. These activities will be conducted worldwide.

B. Federal Reserve Bank of St. Louis (Randall C. Sumner, Vice President) 411 Locust Street, St. Louis, Missouri 63166:

1. Bancshares of Urbana, Inc., Urbana, Missouri; to engage *de novo* in permitted insurance agency activities including acting as agent or broker for any type of insurance, in any amount, in a place having a population of 5,000 or less where the applicant or its subsidiary has a lending office pursuant to § 225.25(b)(8)(iii)(A) of the Board's Regulation Y. The proposed insurance activities would be conducted from offices located in the subsidiary bank, Bank of Urbana, Urbana, Missouri.

Board of Governors of the Federal Reserve System, September 10, 1991.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 91-22151 Filed 9-13-91; 8:45 am]

BILLING CODE 6210-01-F

The Mitsubishi Trust and Banking Corporation; Tokyo, Japan; Application to Underwrite and Deal in U.S. Government Obligations, et al.

The Mitsubishi Trust and Banking Corporation, Tokyo, Japan ("Mitsubishi"), has applied pursuant to section 4(c)(8) of the Bank Holding Company Act (12 U.S.C. 1843(c)(8)) ("BHC Act") and § 225.23(a) of the Board's Regulation Y (12 CFR 225.23(a)), to conduct various activities through a joint venture. Mitsubishi would acquire indirectly a general partnership interest in the joint venture with certain partners of CRT Management, Chicago, Illinois ("CRT"), through the formation of CRT-MTBC Capital Markets Group, L.P. (the "Partnership"). The Partnership proposes to establish the following two subsidiaries: (1) CRT-MTBC Options, L.P., Chicago, Illinois; (2) CRT-MTBC Government Securities, L.P., New York, New York ("CRT-MTBC GSL").

Partnership proposes to conduct the following activities throughout the United States and the world, either directly or through subsidiaries:

(1) Underwriting and dealing in obligations of the United States, general obligations of the states and their political subdivisions, and other obligations that state member banks of the Federal Reserve System are authorized to underwrite and deal in

under 12 U.S.C. 24 and 335, including bankers acceptances and certificates of deposit (including certificates of deposit denominated in Eurodollars) ("bank-eligible securities"); and activities incidental thereto;

(2) engaging in forward and derivative transactions on bank eligible securities as a principal over-the-counter ("OTC") and on exchanges, including making a market in exchange traded options on certain U.S. government securities;

(3) engaging in foreign exchange spot and forward transactions for the Partnership's own account and purchasing and selling exchange traded and OTC options on foreign currencies for the Partnership's own account;

(4) acting as a "registered options trader" on the Philadelphia Stock Exchange and otherwise making a market in or acting as a specialist in respect of exchange traded options on foreign currencies and engaging in transactions to hedge positions taken in connection with the foregoing;

(5) intermediating in the international swap markets by acting as originator and principal in interest rate swap and currency swap transactions;

(6) acting as originator and principal with respect to, and trading in, certain swap related products such as forward rate agreements, caps, floors, collars, and options, futures and options on futures on swaps, forward rate agreements and caps, floors and collars;

(7) acting as broker or agent with respect to swaps, forward rate agreements, caps, floors, collars and options, futures and options on futures on swaps, forward rate agreements, and caps, floors and collars;

(8) providing portfolio valuation and risk management data processing programs to affiliates for use in connection with trading operations and the trading operations of related entities;

(9) providing cash management and financial and regulatory accounting data processing programs to affiliates and providing related clerical and technical assistance;

(10) assisting affiliates and third parties in executing over the counter transactions;

(11) providing administrative support services to affiliates;

(12) as incident to the Partnership's transactional services and on a non-fee basis, providing advice or information to institutional counterparties with regard to OTC transactions involving derivatives on eligible securities and foreign exchange traded by the Partnership and swap transactions that the Partnership is willing to enter into as principal; and

(13) as an incident to the Partnership's OTC trading operations, occasionally providing execution services to institutional counterparties in exchange-traded instruments that the Partnership is permitted to trade for its own account and that are used by the institutional counterparty to hedge OTC transactions with the Partnership.

Mitsubishi also proposes to invest in 4.997 percent of the equity of CRT Trading L.P. ("New CRT"), a new partnership formed by certain principals of CRT that will engage in certain activities impermissible under the BHC Act. Mitsubishi states that this investment will be passive and therefore permissible pursuant to section 4(c)(6) of the BHC Act.

Section 4(c)(8) of the BHC Act provides that a bank holding company may, with Board approval, engage in any activity "which the Board, after due notice and opportunity for hearing, has determined (by order or regulation) to be so closely related to banking or managing or controlling banks as to be a proper incident thereto." Mitsubishi believes that these proposed activities are "so closely related to banking or managing or controlling banks as to be a proper incident thereto."

In determining whether an activity meets the proper incident to banking test of section 4(c)(8), the Board must consider whether the performance of the activity by an affiliate of a holding company "can reasonably be expected to produce benefits to the public, such as greater convenience, increased competition, or gains in efficiency that outweigh possible adverse effects, such as undue concentration of resources, decreased or unfair competition, conflicts of interests, or unsound banking practices."

Servicing Activities

Mitsubishi has applied for the Partnership to provide certain computerized control systems and related computer hardware services and execution of OTC transactions to Mitsubishi and its affiliates relating to the trading of all the instruments respecting which the Partnership seeks authority to trade, pursuant sections 4(a)(2)(A), 4(c)(1)(C) and 4(c)(8) of the BHC Act and § 225.22(a)(1) of Regulation Y. Mitsubishi argues that even if some of the foregoing services are regarded as portfolio investment advice, the Board has approved the provision of such advice to affiliates. *See Swiss Bank Corporation*, 77 Federal Reserve Bulletin 126 (1991) ("*SBC I*"). Mitsubishi also argues that many aspects of the control systems are a form of software for data processing and that the provision of these services is permissible pursuant to § 225.25(b)(7) of Regulation Y.

Mitsubishi has also applied for the Partnership to provide administrative, data processing and advisory services to New CRT and its affiliates in connection with its trading in general securities, related options, futures contracts and options thereon and on trading in derivatives of certain non-financial commodities, such as agricultural, metal, and petroleum options, futures contracts and options thereon. Mitsubishi contends that these activities are authorized under § § 225.25(b)(4)(iii) and (b)(7) of the Board's Regulation Y and that these activities are closely related to banking and a proper incident thereto. In connection with the foregoing activities, Mitsubishi proposes that the Partnership provide similar administrative, data processing and advisory services to New CRT with respect to New CRT's purchase and sale of petroleum products and metals in the spot and forward markets for the purpose of hedging New CRT's positions in related derivatives. Mitsubishi contends that insofar as these activities are advisory services, they were approved by the Board in *SBC I*, although with respect to a narrower range of non-financial derivative products. Mitsubishi also argues that the provision of the computerized control system to New CRT and its affiliates in connection with the purchase and sale of petroleum products and metals in the spot and forward markets for the purpose of hedging positions in the derivative markets should be viewed as incidental to the use of the control system for trading in the derivative markets. Mitsubishi further proposes that certain officers of the Partnership act as directors of a Japanese affiliate of New CRT.

In addition, Mitsubishi proposes that the Partnership provide certain servicing activities to foreign companies that are also joint ventures between Mitsubishi and New CRT. It describes certain of these services as data processing services permissible pursuant to sections 4(a)(2)(A) and 4(c)(1)(C) of the BHC Act and § § 225.25 (a), (b)(4), (b)(7), (b)(17) and (b)(19) of Regulation Y. The Partnership may also execute transactions in instruments for which it is authorized to act as a futures commission merchant pursuant to § 225.25(b)(18) of Regulation Y.

Incidental Marketing Activities

Mitsubishi also proposes that the Partnership, as incident to its trading activities and subject to certain

prudential limitations, provide to unaffiliated third parties information and recommendations concerning OTC transactions in derivatives on bank-eligible securities, foreign exchange and swap related products. Mitsubishi contends that these activities are incidental marketing activities because the Partnership will not charge a separate fee, and the provision of these services will not affect the pricing of transactions offered to counterparties. In addition, unlike full service brokers, the Partnership will not incur significant expenses in preparing information or recommendations for a client. Mitsubishi states that it does not anticipate that counterparties will seek information or recommendations regarding hedging transactions from the Partnership other than in the context of discussing possible transactions with the Partnership as a possible counterparty. The Partnership will not solicit advisory customers or hold itself out as offering advisory services. Mitsubishi believes that these incidental marketing services are integral and necessary incidents to engaging in permissible OTC transactions and should not be considered separate from the bank-eligible securities, foreign exchange and swap activities to which they relate.

Mitsubishi has made certain commitments which it believes substantially conform to Board precedents. *See, e.g., Mitsui Taiyo Kobe Bank*, 77 Federal Reserve Bulletin 116 (1991); *C&S/Sovran Corporation*, 76 Federal Reserve Bulletin 857 (1990); *The Bank of Tokyo, Ltd.*, 76 Federal Reserve Bulletin 654 (1990); *The Hongkong and Shanghai Banking Corporation*, 76 Federal Reserve Bulletin 770 (1990). Mitsubishi does not believe it is appropriate for it to commit that the Partnership will disclose to counterparties, on a transaction-by-transaction basis, whether the Partnership is acting as agent or principal with respect to any particular transaction. *See, e.g., The Bank of Tokyo. Ltd.*, 76 Federal Reserve Bulletin 654 (1990). Mitsubishi argues that the companies involved in such prior orders were either securities broker-dealers, who could engage in transactions as principal or agent, or proposing to offer advisory services as an income producing service independent of trading. The Partnership will execute transactions only as principal and will not offer advice other than as a prelude to a transaction with the Partnership. Mitsubishi believes that the counterparties that engage in transactions on the markets in which the Partnership trades will fully understand these facts.

Execution Services

Mitsubishi proposes that the Partnership provide occasional execution services as an accommodation for unaffiliated counterparties. Such services would be provided only at the specific request of the counterparty that wishes to use an exchange traded instrument to hedge an OTC transaction between the counterparty and the Partnership. Such execution services would be provided only with respect to instruments which the Partnership is authorized to purchase or sell for its own account. The Partnership would comply with the conditions described in clauses (iii) through (v) of § 225.25(b)(18) of Regulation Y.

Bank-Eligible Securities

The Board has approved by regulation underwriting and dealing bank-eligible securities. 12 CFR 225.25(b)(16).The Partnership may also engage in certain incidental activities in connection with transactions in bank-eligible securities, particularly entering into repurchase and reverse repurchase transactions on, and collateralized borrowing and lending of, such securities and executing and settling transactions for itself. The Partnership may also provide custodial, accounting, record keeping and ancillary services for itself and affiliates. Mitsubishi contends that these activities are permissible pursuant to § 225.22(a)(2) of Regulation Y or § § 4(a)(2)(A) and 4(c)(1)(C) of the BHC Act, as well as certain Board orders. *See, e.g., The Sanwa Bank Limited*, 74 Federal Reserve Bulletin 578, 579 n.1 (1988); *The Long-Term Credit Bank of Japan, Ltd.*, 74 Federal Reserve Bulletin 573, 574 (1988). Moreover, the Board has determined that bank holding companies and their subsidiaries may purchase and sell for their own account derivatives on bank-eligible securities for non-speculative purposes in order to reduce risk exposure. *See, e.g.*, 12 CFR 225.142.

Mitsubishi also seeks to engage through the Partnership in purchasing and selling as principal derivatives on bank-eligible securities for purposes other than to hedge positions in the cash market and to deal or make markets in such derivatives. Specifically, Mitsubishi proposes that the Partnership act as a market maker in options on 5 Year U.S. T-Notes and options on 30 Year U.S. T-Bonds on the Chicago Board Options Exchange. The Board has approved trading derivative instruments based on bank-eligible securities for a company's own account for other than hedging purposes under certain circumstances. *Swiss Bank Corporation*, 77 Federal Reserve _____ (order dated July 12, 1991). Mitsubishi argues that this proposed activity is closely related to banking because the Office of the Comptroller of the Currency has determined that it is permissible for national banks on the ground that derivatives on U.S. Government securities are closely related to the underlying securities. Mitsubishi also argues that the proposed trading and market-making activities are proper incidents to banking because the sophisticated hedging programs and risk management controls to be implemented prevent the activities from being speculative, as the Board concluded with respect to certain market-making activities involving options on foreign currencies and interest rate and currency swap products. *See, e.g., SBC I; Societe Generale* 75 Federal Reserve Bulletin 580 (1989); *The Sumitomo Bank, Limited*, 75 Federal Reserve Bulletin 582 (1989).

Swap Activities

The Board has previously approved intermediating in the international swap markets by acting as an originator and principal in interest rate swap and currency swap transactions, acting as an originator and principal with respect to swap derivative products (such as caps, floors and collars), acting as a broker or agent with respect to the foregoing transactions and instruments, and acting as an advisor to institutional customers regarding financial strategies involving the foregoing transactions and instruments. *See, e.g., The Fuji Bank, Limited, 76 Federal Reserve Bulletin 768 (1990); The Sumitomo Bank, Limited*, 75 Federal Reserve Bulletin 582 (1989). Mitsubishi states that the Partnership will comply in material respects with the prudential limitations previously relied upon by the Board in approving these activities, *see id.*, except that Mitsubishi does not propose to provide credit screening for all of the Partnership's counterparties.

The Board, however, has not previously approved acting as an originator or principal with respect to, and trading in, forward rate agreements. In addition, Mitsubishi's proposal differs from previously approved proposals in that some counterparties will enter into a swap transaction with Mitsubishi, which in turn will enter into a matching swap transaction with the Partnership or its subsidiaries. In other instances, Mitsubishi may guarantee the

obligations of the Partnership or the counterparty. Where Mitsubishi acts as counterparty or provides a guarantee, Mitsubishi will perform a credit analysis of the counterparty and receive a fee from the Partnership or the counterparty. In other instances, CRT-MTBC GSL will serve as an intermediary and Mitsubishi will not perform a credit analysis.

Mitsubishi will hedge swap transactions on a portfolio-wide basis, accounting for not only swap transactions but also other transactions of the appropriate Partnership company and the Partnership companies in the aggregate. Since the Partnership does not expect to enter into a significant amount of swap transactions in which Mitsubishi does not assume the credit risk of the counterparty, the Partnership does not expect to establish counterparty risk limits, especially for swap transactions.

Foreign Exchange Activities

Mitsubishi proposes that the Partnership engage in foreign exchange spot and forward transactions, purchase and sell OTC options on foreign currencies, and purchase and sell exchange traded currency futures for its own account and hedge positions taken in connection with such transactions. In most OTC transactions, Mitsubishi will enter into the transaction with the counterparty and into a matching transaction with the Partnership. This arrangement is intended to enable the Partnership to have access to the interbank foreign currency markets, and in the case of transactions with non-banks, to obtain some of the benefits of the favorable pricing Mitsubishi can achieve. The Board has previously approved engaging in foreign exchange spot, forward, options, futures, and options on futures transactions for a company's own account for hedging and other than hedging purposes. *See, e.g., The Sanwa Bank*, Limited, 77 Federal Reserve Bulletin 64 (1991); *The Bank of Tokyo, Limited*, 76 Federal Reserve Bulletin 860 (1990). Mitsubishi proposes that the Partnership not observe the volume and revenue limitations relied upon by the Board in approving these applications because, according to Mitsubishi, the foreign exchange activities approved in those orders were incidental to securities activities. In contrast, Mitsubishi notes, the Board imposed no such limitations in *SBC I* and *Societe Generale*, 76 Federal Reserve Bulletin 776 (1990).

Mitsubishi also proposes that Partnership act as a registered options trader on the Philadephia Stock Exchange ("PHLX") in the following exchange traded options: Options on Australian Dollars; Options on British Pounds; Options on Canadian Dollars; Options on Deutsche Marks; Options on Japanese Yen; Options on Swiss Francs; Options on French Francs; Options on European Currency Units; Options on Deutsche Mark/Japanese Yen; Options on British Pounds/Japanese Yen; Options on British Pounds/Deutsche Mark. The Board has previously approved acting as a Registered Options Trader on the PHLX with respect to certain instruments. *See, e.g., SBC I; Societe Generale*, 76 Federal Reserve Bulletin 776 (1990). Mitsubishi maintains that the Partnership will conduct its foreign exchange activities subject to the conditions relied upon by the Board in approving these applications.

Mitsubishi contends that the activities of executing and clearing, trading in, and advising with respect to most of the proposed instruments have been approved by regulation (12 CFR 225.25(b)(16) and 225.142) and the following Board orders: *Dai-Ichi Kangyo Bank, Ltd.*, 77 Federal Reserve Bulletin 670 (1991); *The Sanwa Bank, Ltd.*, 77 Federal Reserve Bulletin 24 (1991); *SBC I; The Hongkong and Shanghai Banking Corporation*, 76 Federal Reserve Bulletin 770 (1990); *Chemical Banking Corporation*, 76 Federal Reserve Bulletin 660 (1990); *The Long-Term Credit Bank of Japan, Limited*, 76 Federal Reserve Bulletin 554 (1990).

Mitsubishi proposes to execute and clear, trade in, and provide advice with respect to certain instruments that the Board has not previously approved. These instruments are the following: LIBOR Futures (Chicago Mercantile Exchange ("CME")); Options on LIBOR Futures (CME); Options on 5 Year U.S. T-Notes (Chicago Board Options Exchange ("CBOE")); Options on U.S. T-Bonds (CBOE); Options on U.S. 10 Year T-Notes (CBOE); Forward Rate Agreements on Interest Rates of Major Currencies; Options on Forward Rate Agreements on Interest Rates of Major Currencies; Swap Futures (Chicago Board of Trade ("CBOT")); Options on Swap Futures (CBOT); Options on Deutsche Mark/Japanese Yen (PHLX); Options on British Pounds/Japanese Yen (PHLX); Options on British Pounds/Deutsche Mark (PHLX).

Mitsubishi contends that the proposed activities will benefit the public. It believes that they will promote competition and provide added convenience to customers and gains in efficiency. Moreover, Mitsubishi believes that the proposed activities will not result in any unsound banking practices.

In publishing this proposal for comment, the Board does not take any position on the issues raised by the proposal under the BHC Act or the Glass-Steagall Act. Notice of the proposal is published solely in order to seek the views of interested persons on the issues presented by the applications and does not represent a determination by the Board that the proposal meets or is likely to meet the standards of the BHC Act or the Glass-Steagall Act.

Any comments or requests for hearing should be submitted in writing and received by William W. Wiles, Secretary, Board of Governors of the Federal Reserve System, Washington, DC 20551, not later than October 15, 1991. Any request for a hearing on this application must, as required by § 262.3(e) of the Board's Rules of Procedure (12 CFR 262.3(e)), be accompanied by a statement of reasons why a written presentation would not suffice in lieu of a hearing, identifying specifically any questions of fact that are in dispute, summarizing the evidence that would be presented at a hearing, and indicating how the party commenting would be aggrieved by approval of the proposal.

This application may be inspected at the offices of the Board of Governors or the Federal Reserve Bank of New York.

Board of Governors of the Federal Reserve System, September 10, 1991.

Jennifer J. Johnson,

Associate Secretary of the Board.

[FR Doc. 91-22152 Filed 9-13-91; 8:45 am]

BILLING CODE 6210-01-F

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Alcohol, Drug Abuse, and Mental Health Administration

Partial Suspension Lifted; Laboratory Again Meets Minimum Standards To Engage in Confirmatory Drug Testing for Amphetamines

AGENCY: National Institute on Drug Abuse, HHS.

ACTION: Notice.

SUMMARY: The Department of Health and Human Services routinely publishes in the **Federal Register** a list of standards of subpart C of Mandatory Guidelines for Federal Workplace Drug Testing Programs (53 FR 11986) dated April 11, 1988. The following laboratory's certification to engage in urine drug testing for Federal Agencies

was partially suspended on December 3, 1990 (53 FR 50589, December 7, 1990) and was fully reinstated effective September 11, 1991: Roche Biomedical Laboratories, 6370 Wilcox Road, Dublin, OH 43017, 614-889-1061.

FOR FURTHER INFORMATION CONTACT: Mona W. Brown, Press Officer, National Institute on Drug Abuse, room 10-A-46, 5600 Fishers Lane, Rockville, Maryland 20857; Telephone: 301-443-6245.

Charles R. Schuster,

Director, National Institute on Drug Abuse.

[FR Doc. 91-22331 Filed 9-13-91; 8:45 am]

BILLING CODE 4160-20-M

Food and Drug Administration

[Docket No. 91P-0386]

White Chocolate Deviating From Identity Standard; Temporary Permit for Market Testing

AGENCY: Food and Drug Administration, HHS.

ACTION: Notice.

SUMMARY: The Food and Drug Administration (FDA) is announcing that a temporary permit has been issued to Hershey Food Corp. to market test a product designated as "white chocolate" that deviates from the U.S. standards of identity for chocolate products, e.g., chocolate liquor (21 CFR 163.111), sweet chocolate (21 CFR 163.123), milk chocolate (21 CFR 163.130), buttermilk chocolate (21 CFR 163.135), skim milk chocolate (21 CFR 163.140), or mixed dairy product chocolates (21 CFR 163.145). The purpose of the temporary permit is to allow the applicant to measure consumer acceptance of the product, identify mass production problems, and assess commercial feasibility.

DATES: This permit is effective for 15 months, beginning on the date the food is introduced or caused to be introduced into interstate commerce, but not later than December 16, 1991.

FOR FURTHER INFORMATION CONTACT: Frederick E. Boland, Center for Food Safety and Applied Nutrition (HFF-414), Food and Drug Administration, 200 C St. SW., Washington, DC 20204, 202-485-0117.

SUPPLEMENTARY INFORMATION: In accordance with 21 CFR 130.17 concerning temporary permits to facilitate market testing of foods deviating from the requirements of the standards of identity promulgated under section 401 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 341), FDA is giving notice that a temporary permit has been issued to Hershey Foods Corp., P.O. Box 814, Hershey, PA 17033. The permit covers limited interstate marketing tests of a product designated as "white chocolate" that deviates from the standards of identity for certain chocolate products, e.g., chocolate liquor (21 CFR 163.111), sweet chocolate (21 CFR 163.123), milk chocolate (21 CFR 163.130), buttermilk chocolate (21 CFR 163.135), skim milk chocolate (21 CFR 163.140), or mixed dairy product chocolates (21 CFR 163.145).

White chocolate, according to a suggested compositional statement submitted to the agency by the firm, is the solid or semi-plastic food prepared by intimately mixing and grinding cocoa butter with one or more nutritive carbohydrate sweeteners and one or more dairy ingredients. It contains no coloring material, but contains not less 20 percent of cocoa butter, not less than 14 percent of total milk solids, not less than 3.5 percent of milkfat and not more than 55 percent of nutritive carbohydrate sweetener. It may also contain emulsifying agents, spices, natural and artificial flavorings and other seasonings, and antioxidants approved for food use. The purpose of this variation is to allow distribution of "white chocolate," as defined above, thereby making white chocolate and white chocolate containing products more readily available to consumers in the United States.

Under this temporary permit, the white chocolate product will be tested marketed in two forms, one as a combination of white chocolate and milk chocolate, and the other as a combination of white chocolate, milk chocolate and almonds. The test products will bear the fanciful names "Hershey's Hugs, Mini Hershey's Kisses Hugged by White Chocolate" and "Hershey's Hugs, Mini Hershey's Kisses Hugged by White Chocolate, with Almonds." The test product differs from standardized chocolate products in that: (1) It is prepared without the nonfat components of the ground cacao nibs, but contains the fat (cocoa butter) expressed from the ground cacao nibs; and (2) antioxidants approved for food use are added.

For the purpose of this permit, the name of the product is "white chocolate." The information panel of the label will bear nutrition labeling in accordance with 21 CFR 101.9.

The permit provides for the temporary marketing of 23,608 kilograms (52,000 pounds) of the test product in 227-gram (g) (8-ounce), and 368-g (13-ounce) packages. The product will be manufactured at Whetstone Candy Co., Inc., Two Coke Rd., St. Augustine, FL 32086, and will be distributed in Cedar Rapids, IA and Marion, IN.

Each of the ingredients used in the food must be declared on the label as required by the applicable sections of 21 CFR part 101. This permit is effective for 15 months, beginning on the date the food is introduced or caused to be introduced into interstate commerce, but not later than December 16, 1991.

Dated: September 6, 1991.

Fred R. Shank,

Director, Center for Food Safety and Applied Nutrition.

[FR Doc. 91-22145 Filed 9-13-91; 8:45 am]

BILLING CODE 4160-01-M

Health Resources and Services Administration

Final Funding Priority for Grants for Preventive Medicine Residency Training Programs

The Health Resources and Services Administration (HRSA) announces the final funding priority for Grants for Preventive Medicine Residency Training Programs authorized under the authority of section 788(c), title VII of the Public Health Service (PHS) Act, as amended by the Health Professions Reauthorization Act of 1988, title VI of Public Law 100-607. This authority will expire on September 30, 1991. This program announcement is subject to reauthorization of this legislative authority and to the appropriation of funds.

The Administration's budget request for FY 1992 does not include funding for this program. Applicants are advised that this program announcement is a contingency action being taken to assure that should funds become available for this purpose, they can be awarded in a timely fashion consistent with the needs of the program as well as to provide for even distribution of funds throughout the fiscal year. This notice regarding applications does not reflect any change in this policy.

Section 788(c) authorizes the award of grants to accredited schools of medicine, osteopathic medicine and public health to meet the costs of projects to:

(1) Plan and develop new residency training programs and to maintain or improve existing residency training programs in preventive medicine; and

(2) Provide financial assistance to residency trainees enrolled in such programs.

To receive support, applicants must meet the requirements of 42 CFR part 57, subpart EE.

The period of Federal support should not exceed 3 years.

National Health Objectives for the Year 2000

The Public Health Service (PHS) is committed to achieving the health promotion and disease prevention objectives of Healthy People 2000, a PHS led national activity for setting priority areas. The Preventive Medicine Residency Training program is related to the priority area of Clinical Preventive Services. Potential applicants may obtain a copy of Healthy People 2000 (Full Report; Stock No. 017-001-00474-0) or Healthy People 2000 (Summary Report; Stock No. 017-001-00473-1) through the Superintendent of Documents, Government Printing Office, Washington, DC 20402-9325 (Telephone (202) 783-3238).

Education and Service Linkage

As part of its long-range planning, HRSA will be targeting its efforts to strengthening linkages between U.S. Public Health Service supported training programs and programs which provide comprehensive primary care services to the underserved.

Review Criteria

The review of applications will take into consideration the following criteria:

1. The potential effectiveness of the proposed project in carrying out the training purposes of section 788(c) of the PHS Act;
2. The extent of responsiveness to the project requirements;
3. The administrative and management capability of the applicant to carry out the proposed project in a cost-effective manner;
4. The degree to which the proposed training program emphasizes health promotion and disease prevention;
5. The degree to which the applicant demonstrates institutional commitment to the proposed program; and
6. The history of the program including the number of residents who successfully completed the program.

In addition, the following mechanism may be applied in determining the funding of approved applications: Funding priorities—favorable adjustment of aggregate review scores when applications meet specified objective criteria.

Established Funding Priorities

In order to emphasize the initiative of health promotion/disease prevention and to encourage improvement of the quality of residency training experiences, the following funding priorities are established.

In the funding of approved applications, a funding priority will be given to projects which will:

1. Conduct residency training in areas of general preventive medicine or public health.
2. Enroll at least four residents in the academic year and at least four residents in the field year with evidence provided that the projected number can be realized from a current or projected applicant pool.

These funding priorities were established in FY 1989, after public comment and are being extended in FY 1992.

Final Funding Priority

An additional funding priority was proposed and published in the **Federal Register** on June 26, 1991 (56 FR 29257) for public comment. No comments were received during the 30-day comment period. Therefore, as proposed, the funding priority will be retained as follows:

A funding priority will be given to: Applicants that propose to provide educational experiences to demonstrate to residents the provision of primary care/preventive services for underserved populations. These experiences must include substantial training in a local health department, PHS Act, section 329 Migrant Health Center, PHS Act section 330 Community Health Center and/or State-designated clinic/center serving an underserved population. Section 329 authorizes support for migrant health facilities nationwide and comprises a network of health care services for migrant and seasonal farm workers. Section 330 authorizes support for community health care services to medically underserved populations.

If additional programmatic information is needed, please contact: Mr. Donald Buysse, Primary Care Medical Education Branch, Division of Medicine, Bureau of Health Professions, Health Resources and Services Administration, Parklawn Building, room 4C-04, 5600 Fishers Lane, Rockville, Maryland 20857, Telephone: (301) 443-1467.

This program is listed at 93.117 in the *Catalog of Federal Domestic Assistance*. It is not subject to the provisions of Executive Order 12372, Intergovernmental Review of Federal Programs (as implemented through 45 CFR part 100).

Dated: September 10, 1991.

Robert G. Harmon

Administrator.

[FR Doc. 91-22221 Filed 9-13-91; 8:45 am]

BILLING CODE 4160-15-M

National Institutes of Health

National Institute of Allergy and Infectious Diseases; Meetings

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the National Advisory Allergy and Infectious Diseases Council, National Institute of Allergy and Infectious Diseases, and its subcommittees on September 26-27, 1991 at the National Institutes of Health, Building 31C, Bethesda, Maryland 20892.

The meeting of the full Council will be open to the public on September 26 in Conference Room 6 from approximately 1:30 p.m. until 4 p.m. for opening remarks of the Institute Director, discussion of procedural matters, Council business, and a report from the Institute Director which will include a discussion of budgetary matters. The primary program will include a presentation on International Tropical Disease Centers; a report on the Division of Intramural Research; and, remarks by the Director, NIH. On September 27 the meetings of the NAAIDC Acquired Immunodeficiency Syndrome Subcommittee, NAAIDC Allergy and Immunology Subcommittee and NAAIDC Microbiology and Infectious Diseases Subcommittee will be open to the public from 8 a.m. until adjournment. All three subcommittees will meet at the National Institutes of Health, Building 31C in Conference Rooms 6, 7 and 8 respectively.

In accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), title 5, U.S.C. and section 10(d) of Public Law 92-463, the meeting of the NAIDC Acquired Immunodeficiency Syndrome Subcommittee, NAAIDC Allergy and Immunology Subcommittee and the NAAIDC Microbiology and Infectious Diseases Subcommittee will be closed to the public for approximately three hours for review, evaluation, and discussion of individual grant applications. It is anticipated that this will occur from 8:30 a.m. until approximately 1:30 p.m. on September 26, in conference rooms 6, 7 and 8 respectively. The meeting of the full Council will be closed from approximately 4 p.m. until recess on September 26 for the review, discussion, and evaluation of individual grant applications. These applications and the discussions could reveal confidential trade secrets or commercial property such as patentable material, and personal information concerning individuals associated with the applications, disclosure of which would

constitute a clearly unwarranted invasion of personal privacy.

Ms. Patricia Randall, Office of Research Reporting and Public Response, National Institute of Allergy and Infectious Diseases, Building 31, room 7A32, National Institutes of Health, Bethesda, Maryland 20892, telephone (301-496-5717), will provide a summary of the meeting and a roster of the committee members upon request.

Dr. John J. McGowan, Director, Division of Extramural Activities, NIAID, NIH, Westwood Building, room 703, telephone (301-496-7291), will provide substantive program information.

(Catalog of Federal Domestic Assistance Program Nos. 93.855 Immunology, Allergic and Immunologic Diseases Research, 93.856, Microbiology and Infectious Diseases Research, National Institutes of Health).

Dated: August 29, 1991.

Jeanne N. Ketley,

Acting Committee Management Officer, NIH.

[FR Doc. 91-22206 Filed 9-13-91; 8:45 am]

BILLING CODE 4140-01-M

National Institute of Allergy and Infectious Diseases; Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Allergy, Immunology, and Transplantation Research Committee, and its subcommittees on October 28, 1991, at the Holiday Inn Chevy Chase, 5520 Wisconsin Avenue, Chevy Chase, Maryland 20815.

The meeting will be open to the public from 8:30 a.m. to 10 a.m. on October 28, to discuss administrative details relating to committee business and for program review. Attendance by the public will be limited to space available. In accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), title 5, U.S.C. and section 10(d) of Public Law 92-463, the meeting will be closed to the public for the review, discussion, and evaluation of individual grant applications and contact proposals from 10 a.m. on October 28 until adjournment. These applications, proposals, and the discussions could reveal confidential trade secrets or commercial property such as patentable material and personal information concerning individuals associated with the applications and proposals, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Ms. Patricia Randall, Office of Research Reporting and Public Response, National Institute of Allergy and Infectious Diseases, Building 31, room 7A32, National Institutes of Health, Bethesda, Maryland 20892, telephone (301-496-5717), will provide a summary of the meeting and a roster of the committee members upon request.

Dr. Mark L. Rohrbaugh, Scientific Review Administrator, Allergy, Immunology and Transplantation Research Committee, NIAID, NIH, Westwood Building, Room 3A06, Bethesda, Maryland 20892, telephone (301-496-8425), will provide substantive program information.

(Catalog of Federal Domestic Assistance Program No. 93.855, Immunology, Allergic and Immunologic Diseases Research, National Institutes of Health.)

Dated: August 29, 1991.

Jeanne N. Ketley,

Acting Committee Management Officer, NIH.

[FR Doc. 91-22207 Filed 9-13-91; 8:45 am]

BILLING CODE 4140-01-M

National Institute of Diabetes and Digestive and Kidney Diseases; Meetings

Pursuant to Public Law 92-463, notice is hereby given of meetings of Subcommittees B, C, and D of the National Diabetes and Digestive and Kidney Diseases Special Grants Review Committee, National Institute of Diabetes and Digestive and Kidney Diseases (NIDDK).

These meetings will be open to the public to discuss administrative details at the beginning of the first session of the first day of the meetings. Attendance by the public will be limited to space available. Notice of the meeting rooms will be posted in the hotel lobby.

These meetings will be closed to the public as indicated below in accordance with the provisions set forth in sections 552b(c)(4) and 552b(c)(6), title 5, U.S.C. and section 10(d) of Public Law 92-463, for the review, discussion, and evaluation of individual research grant applications. Discussion of these applications could reveal confidential trade secrets or commercial property, such as patentable material, and personal information concerning individuals associated with the applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Mrs. Winnie Martinez, Committee Management Officer, National Institute of Diabetes and Digestive and Kidney Diseases, National Institutes of Health, Building 31, room 9A19, Bethesda, Maryland 20892, 301-496-6917, will provide summaries of the meetings and rosters of the committee members upon request. Other information pertaining to the meetings can be obtained from the Scientific Review Administrators indicated.

Name of Committee: National Diabetes and Digestive and Kidney Diseases Special Grants Review Committee, Subcommittee B.

Scientific Review Administrator: Francisco O. Calvo, Westwood Building, room 419, National Institutes of Health, Bethesda, Maryland 20892, Phone: 301-496-7697.

Dates of Meeting: October 17-18, 1991.

Place of Meeting: Marriott Residence Inn Hotel, 7335 Wisconsin Avenue, Bethesda, Maryland 20814.

Open: October 17, 7 p.m.-8 p.m.

Closed: October 17, 8 p.m.-recess, October 18, 8 a.m.-adjournment.

Name of Committee: National Diabetes and Digestive and Kidney Diseases Special Grants Review Committee, Subcommittee C.

Scientific Review Administrator: Daniel Matsumoto, Westwood Building, room 404B, National Institutes of Health, Bethesda, Maryland 20892, Phone: 301-496-8830.

Dates of Meeting: November 7-8, 1991.

Place of Meeting: Holiday Inn Crowne Plaza, 1750 Rockville Pike, Rockville, Maryland 20852.

Open: November 7, 8 p.m.-8:30 p.m.

Closed: November 8, 8 a.m.-adjournment.

Name of Committee: National Diabetes and Digestive and Kidney Diseases, Special Grants Review Committee, Subcommittee D.

Scientific Review Administrator: Ann A. Hagan, Westwood Building, room 417A, National Institutes of Health, Bethesda, Maryland 20892, Phone: 301-496-7841.

Date of Meeting: October 18, 1991.

Place of Meeting: Holiday Inn Crowne Plaza, 1750 Rockville Pike, Rockville, Maryland 20852.

Open: October 18, 8 a.m.-8:30 a.m.

Closed: October 18, 8:30 a.m.-adjournment.

Dated: August 29, 1991.

Jeanne N. Ketley,

Acting Committee Management Officer, NIH.

[FR Doc. 91-22208 Filed 9-13-91; 8:45 am]

BILLING CODE 4140-01-M

National Library of Medicine; Meeting

Pursuant to Public Law 92-463, notice is hereby given of a meeting of the Literature Selection Technical Review Committee, National Library of Medicine, on October 17-18, 1991, convening at 9 a.m. on October 17 and at 8:30 a.m. on October 18 in the Board Room of the National Library of Medicine, Building 38, 8600 Rockville Pike, Bethesda, Maryland.

The meeting on October 17 will be open to the public from 9 a.m. to 10:30 a.m. for the discussion of administrative reports and program developments. Attendance by the public will be limited to space available.

In accordance with provisions set forth in section 552b(c)(9)(B), title 5, U.S.C., Public Law 92-463, the meeting will be closed on October 17 from 10:30

a.m. to approximately 5 p.m. and on October 18 from 8:30 a.m. to adjournment for the review and discussion of individual journals as potential titles to be indexed by the National Library of Medicine. The presence of individuals associated with these publications could hinder fair and open discussion and evaluation of individual journals by the Committee members.

Mrs. Lois Ann Colaianni, Scientific Review Administrator of the Committee, and Associate Director, Library Operations, National Library of Medicine, 8600 Rockville Pike, Bethesda, Maryland 20894, telephone number: 301-496-6921, will provide a summary of the meeting, rosters of the committee members, and other information pertaining to the meeting.

Dated: August 29, 1991.

Jeanne N. Ketley,

Acting Committee Management Officer, NIH.

[FR Doc. 91-22209 Filed 9-13-91; 8:45 am]

BILLING CODE 4140-01-M

National Library of Medicine; Meeting

Pursuant to Public Law 92-463, notice is hereby given of the meeting of the Board of Regents of the National Library of Medicine on October 23-24, 1991, in the Board Room of the National Library of Medicine, 8600 Rockville Pike, Bethesda, Maryland. The Extramural Programs Subcommittee will meet on October 22 in the 5th-Floor Conference Room, Building 38A, 2 to approximately 3:30 p.m., and will be closed to the public.

The meeting of the Board will be open to the public from 9 to approximately 4:45 p.m. on October 23 and from 9 to adjournment on October 24 for administrative reports and program discussions. Attendance will be limited to space available.

In accordance with provisions set forth in sections 552b(c)(4), 552b(c)(6), title 5, U.S.C. and section 10(d) of Public Law 92-463, the entire meeting of the Extramural Programs Subcommittee on October 22 will be closed to the public, and the regular Board meeting on October 23 will be closed from approximately 4:45 p.m. to adjournment for the review, discussion, and evaluation of individual grant applications. These applications and the discussion could reveal confidential trade secrets or commercial property, such as patentable material, and personal information concerning individuals associated with the applications, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.

Mr. Robert B. Mehnert, Chief, Office of Inquiries and Publications Management, National Library of Medicine, 8600 Rockville Pike, Bethesda, Maryland 20894, Telephone Number: 301-496-6308, will furnish a summary of the meeting, rosters of Board members, and other information pertaining to the meeting.

(Catalog of Federal Domestic Assistance Program No. 93.879—Medical Library Assistance, National Institutes of Health.)

Dated: August 29, 1991.

Jeanne N. Ketley,

Acting Committee Management Office, NIH.

[FR Doc. 91-22210 Filed 9-13-91; 8:45 am]

BILLING CODE 4140-01-M

DEPARTMENT OF THE INTERIOR

Office of the Secretary

National Strategic Materials and Minerals Program Advisory Committee; Meeting

Notice is hereby given, in accordance with the Federal Advisory Committee Act, that the National Strategic Materials and Minerals Program Advisory Committee (NSMMPAC) will meet Friday, September 27, 1991. The meeting will convene at 4 p.m. in the conference room at the Bureau of Mines, Salt Lake City Research Center, 729 Arapeen Drive, Salt Lake City, Utah 84108. This meeting will be open to the public. To facilitate admission to the Research Center, it is requested that public attendees call (202) 634-1282 by September 24, 1991.

FOR FURTHER INFORMATION CONTACT: Cletus R. Uhlenhopp, Executive Director or Holly K. Volatile, Executive Secretary, Bureau of Mines—MS1010, 2401 E. Street, NW., Washington, DC 20241, (202) 634-1282.

Dated: September 9, 1991.

Cletus R. Uhlenhopp,

Executive Director.

[FR Doc. 91-22115 Filed 9-13-91; 8:45 am]

BILLING CODE 4310-53-M

Bureau of Land Management

[MT-070-06-4333-12]

Motor Vehicle Use Restrictions, Garnet Resource Area, Butte District, MT

AGENCY: Bureau of Land Management, Interior.

ACTION: Designation of restrictions on motor vehicle travel on certain lands in the Garnet Resource Area.

SUMMARY: The use of motor vehicles on public lands in the Garnet Resource Area is hereby restricted in accordance with the authority and requirements of Executive Orders 11644 and 11989, and regulations contained in 43 CFR part 8340. The following described lands under the administration of the Bureau of Land Management are designated as open, limited, or closed to motorized vehicle use pursuant to the provisions of 43 CFR 8342.1.

Affected by the designation are 3,160 acres, which includes public lands in the Garnet Resource Area. The lands are managed under the Garnet Resource Management Plan approved January 19, 1986, the Implementation Plan and Environmental Assessment for ORV Designations, MT074-06-05, July 1986, Travel Plan Map, the ORV Plan Amendment (2-91) and Environmental Assessment (7-91). They are located in Missoula, Granite, and Powell counties.

These designations are revisions to **Federal Register** notices dated Tuesday, September 23, 1986, Vol. 51, No. 184 pp. 33813 and 33814.

These revisions are necessary to more efficiently manage vehicle use on public lands, to implement decisions in the Garnet Resource Management Plan and to coordinate vehicle travel management with adjoining intermingled private and public lands. Comments received during public open houses, written responses as part of the Garnet Resource Management Plan process, and public involvement during the Environmental Assessment process influenced these designations. This designation order supersedes all other off-road vehicle travel designations for the areas identified below. These designations are published as final, effective immediately, and will remain in effect until rescinded or modified by the authorized officer. Under 43 CFR 4.21, an appeal may be filed with the Interior Board of Land Appeals within 30 days of publication in the **Federal Register.**

Specific areas modified by this notice include the following:

A. *Indian Creek Road Management Area.* This area includes all public lands in the Indian Creek drainage (T. 12 N., R. 10 W., Sections 25, 26, 27, 33, 34, and 35), bounded on the west and south by the Hoodoo Mountain Fire Road, on the south and east by the Indian Creek jeep trail, the south and east boundaries of sections 25 and 35, and on the north by Bureau of Land Management property

line (north section line, section 25 and 26). This area is closed yearlong to all unauthorized motorized vehicle use except snowmobiles, which are permitted in the area December 1 through April 30.

B. *Deer Creek Walk In Hunting Area.* This area includes all public lands in the Deer Creek drainage (T. 13 N., R. 14 W., sections 28 and 29) down stream from the road gate on the Deer Creek Road. This area is closed yearlong to all unauthorized motorized vehicle use except snowmobiles which are permitted in the area December 1 through April 30.

C. *Centennial Road and Jump Over Roads.* These roads connect the Garnet Range Road with Garnet Ghost Town and the Bear Gulch County Road (T. 12 N., R. 14 W., section 3, and T. 13 N., R. 14 W., section 35). The Centennial Road and Jump Over Roads are closed to all motorized vehicle use except snowmobiles January 1 through April 30.

FOR FURTHER INFORMATION CONTACT: Detailed maps showing the location of the above described designations are available from the offices listed below. For further information about these designations, contact either of the following Bureau of Land Management offices:

District Manager, Butte District Office, P.O. Box 3388, Butte, Montana 59702, (406) 494–5059.

Area Manager, Garnet Resource Area, 3255 Fort Missoula Road, Missoula, Montana 59801, (406) 329–3914.

Dated: September 6, 1991.

James R. Owings,

District Manager.

[FR Doc. 91–22163 Filed 9–13–91; 8:45 am]

BILLING CODE 4310-DN-M

[NV-010-91-4410-10]

Elko District Advisory Council Meeting

Notice is hereby given that the District Advisory Council for the Elko District, Nevada, will meet on October 9, 1991, in accordance with 43 CFR 1784.6–4. The meeting will begin at 8 a.m. and continue into the afternoon. It will be held in the District Conference Room at 3900 E. Idaho, in Elko.

The major agenda item is to discuss and prepare the draft of the Marys River Master Plan.

The meeting is open to the public, and members of the public may make statements before the Council from 8:30–9 a.m. Persons wishing to make a statement to the Council should contact Lauren Mermejo at the District Office at (702) 753–0200 no later than October 4th.

Dated: September 6, 1991.

Nancy Phelps,

Acting District Manager.

[FR Doc. 91–22117 Filed 9–13–91; 8:45 am]

BILLING CODE 4310-HC-M

[NV-040-91-4130-02]

Ely District Advisory Council Meeting

AGENCY: Bureau of Land Management, Interior.

ACTION: Ely District Advisory Council Meeting.

SUMMARY: Notice is hereby given that the District Advisory Council for the Ely District, Nevada, will meet on October 16, 1991. The meeting will be held in the District Conference Room, 702 North Industrial Way, Ely, Nevada, beginning at 7 a.m.

The agenda is as follows:

1. Introductions.
2. General Business.
3. Public Comments.
4. Briefing on Tour.
5. Tour of Recreation Areas.

The meeting is open to the public, and members of the public may make statements before the Council. Persons wishing to make a statement to the Council should contact Chris Mayer at the Ely District Office at (702) 289–4865 no later than October 14, 1991. The tour of the recreation areas is also open to the public; however, members of the public must provide their own transportation and lunch.

ADDRESSES: Comments and suggestions should be sent to: Bureau of Land Management, HC33, Box 150, Ely, Nevada 89301–9408.

FOR FURTHER INFORMATION CONTACT: Chris Mayer, (702) 289–4865.

Dated: August 29, 1991.

Timothy Reuwsaat,

Acting District Manager.

[FR Doc. 91–22165 Filed 9–13–91; 8:45 am]

BILLING CODE 4310-HC-M

[MT-070-01-4212-13; M80295]

AGENCY: Bureau of Land Management, Butte District Office, Interior.

ACTION: Designation of public lands in Beaverhead County, Montana, for transfer out of Federal ownership in exchange for lands owned by Evan Huntsman.

SUMMARY: BLM proposes to exchange public land with Evan Huntsman in order to achieve more efficient management of the public land through consolidation, to acquire public values including access and to acquire wildlife and riparian habitat.

The following public land is being considered for disposal by exchange pursuant to section 206 of the Federal Land Policy and Management Act of October 21, 1976, 43 U.S.C. 1716.

Principal Meridian, Montana

T 14 S, R 6 W
- Section 7: Lot 3,4, E½SW¼;
- Section 17: NE¼NW¼;
- Section 18: Lot 1,2,3,4, SE¼SW¼, W½ SE¼;
- Section 19: Lot 1,2,3,4, E½W½, S½SE¼;
- Section 20: S½SW¼, SW¼SE¼;
- Section 21: N½N½, SE¼NE¼;
- Section 27: N½, SW¼;
- Section 28: E½E½, NW¼NE¼, NW¼;
- Section 29: N½;

T 14 S, R 7 W
- Section 1: N½SW¼;
- Section 12: SE¼.

The lands described above comprise 2609.84 acres, more or less. These lands are segregated from entry under the mining laws, except the mineral leasing laws, effective upon publication of this notice in the **Federal Register**. The segregative effect will terminate upon issuance of patent, upon publication in the **Federal Register** of termination of the segregation, or two years from the date of this publication, whichever comes first.

Final determination on disposal will await completion of an environmental assessment. Upon completion of the environmental assessment, a Notice of Realty Action shall be published specifying the public lands being disposed of and the private lands being acquired.

DATES: On or before October 31, 1991, interested parties may submit comments to the Butte District Manager, P.O. Box 3388, Butte MT 59702.

SUPPLEMENTARY INFORMATION: Detailed information concerning this exchange is available at the Butte District Office.

Dated: September 6, 1991.

Jim Owings,

District Manager.

[FR Doc. 91–22164 Filed 9–13–91; 8:45 am]

BILLING CODE 4310-DN-M

[NV-930-01-4212-14; N-53153]

Realty Action; Nevada

ACTION: Notice of Realty Action, advertisement of public lands to be sold by the Bureau of Land Management by direct sale to Humboldt County, Nevada.

SUMMARY: Notice is hereby given that pursuant to the Act of October 21, 1976

(43 U.S.C. 1713; section 203), the Bureau of Land Management (BLM) is selling a parcel of public lands at fair market value to Humboldt County, Nevada.

The following describes the public lands to be sold by direct sale procedures:

Mount Diablo Meridian, Nevada
T. 43 N., R. 36 E., Section 18: SW¼NW¼ NW¼, containing ten acres.

EFFECTIVE DATE: October 16, 1991.

FOR FURTHER INFORMATION CONTACT: Hal Green, District Realty Officer, 705 East 4th Street, Winnemucca, NV 89445 (702) 623-1500.

SUPPLEMENTARY INFORMATION: The public lands are being offered for sale to Humboldt County, Nevada (County Government), by the BLM in order to facilitate the operation, control, and maintenance of a herbicide-pesticide clean waste container disposal site.

Humboldt county is currently authorized to operate and use a site that is scheduled for closure. This closure is the result of a policy change by the BLM. The public lands addressed in this notice would be transferred in fee title to Humboldt County for the purpose of developing the waste container disposal site.

This lands action is in accord with the land use plans, programs, and policy as developed by the Dept. of the Interior, BLM.

Both the surface and subsurface estates would be sold.

Publiciation of this notice in the **Federal Register** shall segregate the public lands to the extent that they would not be subject to appropriation under the public land laws including the mining laws. Any subsequent application will not be considered as filed and will be returned to the applicant. The segregative effect of the Notice of Realty Action shall terminate upon issuance of the patent or transfer document of conveyance to the land or upon publication in the **Federal Register** of a termination of the segregation of 270 days from the date of publication of this notice, whichever occurs first.

This sale is consistent with the Federal Regulations contained in title 43 CFR 2710, planning documents, and the Washington Office, Dept. of the Interior, BLM policy.

Reservations to the Federal Government

The patent, when issued, will contain the following reservation to the United States: Rights-of-way for ditches and canals to be constructed under the authority of the United States, Act of August 30, 1890, 26 Stat. 391; 43 U.S.C. 945.

For a period of 45 days from the date of this notice, interested parties may submit comments to the District Manager, Winnemucca District Office, Bureau of Land Management, 705 East 4th Street, Winnemucca, NV 89445.

In the absence of comment or objections, this Notice of Realty Action will become the final determination of the Dept. of the Interior, BLM.

Dated: September 6, 1991.

Ron Wenker,
District Manager, Winnemucca.

[FR Doc. 91-22118 Filed 9-13-91; 8:45 am]

BILLING CODE 4310-HC-M

Office of Surface Mining Reclamation and Enforcement

Extension of Comment Period on Draft Environmental Impact Statement

AGENCY: Office of Surface Mining Reclamation and Enforcement, Interior.

ACTION: Notice of the extension of the comment period on a Draft Environmental Impact Statement.

SUMMARY: The Office of Surface Mining Reclamation and Enforcement of the United States Department of the Interior is extending the public comment period on the Draft Environmental Impact Statement OSM-EIS-29 for the Proposed Revision to the Permanent Program Regulations Implementing section 522(e) of the Surface Mining Control and Reclamation Act of 1977. The comment period is being extended to coincide with the comment period for a proposed revision to the permanent program regulations addressing the definition of valid existing rights recently published in the **Federal Register**.

DATES: The comment period on the Draft Environmental Impact Statement is extended until 5 p.m. Eastern time on October 16, 1991.

ADDRESSES: Copies of the Draft Environmental Impact Statement may be obtained by contacting the Branch of Environmental and Economic Analysis, Office of Surface Mining, 1951 Constitution Avenue, NW., room 5415-L, Washington, DC 20240; Telephone (202) 343-1476 or (FTS) 343-1476.

Written comments may be hand delivered to the Office of Surface Mining, Administrative Record, room 5131, 1100 L St. NW., Washington, DC; or mailed to the Office of Surface Mining, Administrative Record, room 5131-L, 1951 Constitution Avenue, NW., Washington, DC 20240.

FOR FURTHER INFORMATION CONTACT: Andrew DeVito, Branch of Environmental and Economic Analysis, Office of Surface Mining, 1951 Constitution Avenue, NW., room 5415-L, Washington, DC 20240; Telephone (202) 343-5150 or (FTS) 343-5150.

SUPPLEMENTARY INFORMATION: On April 19, 1991 (56 FR 16111), the Office of Surface Mining Reclamation and Enforcement (OSM) published a notice of availability of the Draft Environmental Impact Statement OSM-EIS-29 (DEIS) for a Proposed Revision to the Permanent Regulations Implementing Section 522(e) of the Surface Mining Control and Reclamation Act of 1977 (SMCRA), 30 U.S.C. 1201 *et seq.* On June 6, 1991 (56 FR 26144) and August 1, 1991 (56 FR 26144) OSM extended the public comment period on the DEIS until August 5, 1991 and September 16, 1991, respectively. OSM is again extending the public comment period so that it will coincide with the comment period for the proposed revision to the permanent program regulations published in the **Federal Register** on July 18, 1991 (56 FR 33152). The proposed revisions to the permanent program regulations addresses the issues of valid existing rights (VER) found under section 522(e) of SMCRA.

Section 522(e) of SMCRA prohibits, subject to VER, surface coal mining operations on lands within units of the National Park System; the National Wildlife Refuge System; the National System of Trails; the National Wilderness Preservation System; the Wild and Scenic Rivers System, including study rivers designated under section 5(a) of the Wild and Scenic River Act; and National Recreation Area designated by act of Congress. In addition, surface coal mining operations for which it has not been determined that the owner has VER are prohibited (with certain exceptions) if the will adversely affect places listed on the National Register of Historic Places or any publicly owned park or if they are within a National Forest. Such operations also are prohibited within 100 feet of cemeteries and public roads and within 300 feet of occupied dwellings, public buildings, schools, churches, and public parks. The DEIS describes the environmental impacts that might result from amending the permanent program regulations at 30 CFR part 761 that concern VER. The regulatory options for the VER rulemaking are presented as alternatives in the DEIS which considers the cumulative and site-specific effects on the quality of the human environment that might occur as a result of coal mining under the various alternatives.

The DEIS also describes the environmental impacts that would result form amending regulations that address the application of the prohibitions of section 522(e) of SMCRA to the subsidence effects of underground coal mining. Commenters should be aware that since the issuance of the DEIS, the issue of whether and to what degree subsidence is covered by the mining prohibitions set forth in section 522(e) of SMCRA, has been resolved. See the Notice of Inquiry published on July 18, 1991 (56 FR 33170).

Dated: September 11, 1991.

Brent Wahlquist,

Assistant Director, Reclamation and Regulatory Policy.

[FR Doc. 91-22248 Filed 9-13-91; 8:45 am]

BILLING CODE 4310-05-M

INTERNATIONAL TRADE COMMISSION

[Inv. Nos. TA-131-17, 503(a)-22, and 332-312]

President's List of Articles Which May Be Designated or Modified as Eligible Articles for Purposes of the U.S. Generalized System of Preferences

AGENCY: United States International Trade Commission.

ACTION: Issuance of erratum to institution of investigation scheduling of hearing.

Erratum

The following change should be made in the notice of investigation published in the **Federal Register** on September 5, 1991 (56 FR 43939). On page 43940, Annex I, part C, item 3902.71.00 (Mexico) should be changed to read 3920.71.00 (Mexico).

Issued: September 10, 1991.

By order of the Commission.

Kenneth R. Mason,

Secretary.

[FR Doc. 91-22128 Filed 9-13-91; 8:45 am]

BILLING CODE 7020-02-M

INTERSTATE COMMERCE COMMISSION

[Docket No. AB-52; Sub-No.73X]

The Atchison, Topeka and Santa Fe Railway Company—Abandonment Exemption—in Buchanan County, MO

AGENCY: Interstate Commerce Commission.

ACTION: Notice of exemption.

SUMMARY: The Commission exempts from the prior approval requirements for 49 U.S.C. 10903-10904 the abandonment by The Atchison, Topeka an Santa Fe Railway Company of approximately 13 miles of rail line between Rushville (milepost 512+4167 feet) and St. Joseph (milepost 499+4198 feet), in Buchanan County, MO, subject to historic preservation, environmental, and standard employee protective conditions.

DATES: Provided no formal expression of intent to file an offer of financial assistance has been received, this exemption will be effective on October 16, 1991. Formal expressions of intent to file an offer[1] of financial assistance under 49 CFR 1152.27(c)(2) must be filed by September 26, 1991, petitions to stay must be filed by October 1, 1991, and petitions for reconsideration must be filed by October 11, 1991. Requests for a public use condition must filed by September 26,1991.

ADDRESSES: Send pleadings referring to Docket No. AB-52 (Sub-No. 73X) to: (1) Office of the Secretary, Case Control Branch, Interstate Commerce Commission, Washington, DC 20423, and (2) Petitioner's representative: Dennis W. Wilson, 1700 East Golf Road, Schaumburg, IL 60173-5860.

FOR FURTHER INFORMATION CONTACT: Joseph H. Dettmar, (202) 275-7245.

[TDD for the hearing impaired: (202) 275-1721.]

SUPPLEMENTARY INFORMATION: Additional information is contained in the Commission's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: Dynamic Concepts, Inc., room 2229, Interstate Commerce Commission Building, Washington, DC 20423. Telephone: (202) 289-4357/4359. [Assistance for the hearing impaired is available through TDD service (202) 275-1721.]

Decided: September 9, 1991.

By the Commission, Chairman Philbin, Vice Chairman Emmett, Commissioners Simmons, Phillips, and McDonald.

Sidney L. Strickland, Jr.,

Secretary.

[FR Doc. 91-22264 Filed 9-13-91; 8:45 am]

BILLING CODE 7035-01-M

[1] *See Exempt. of Rail Abandonment—Offers of Finan. Assist.*, 4 I.C.C. 2d 164 (1987).

DEPARTMENT OF JUSTICE

Attorney General

Certification of the Attorney General Adams County, Mississippi

In accordance with section 6 of the Voting Rights Act of 1965, as amended, 42 U.S.C. 1973d, I hereby certify that in my judgment the appointment of examiners is necessary to enforce the guarantees of the Fourteenth and Fifteenth Amendments to the Constitution of the United States in Adams County, Mississippi. This county is included within the scope of the determination of the Attorney General and the Director of the Census made on August 6, 1965, under section 4(b) of the Voting Rights Act of 1965 and published in the **Federal Register** on August 7, 1965 (30 FR 9897).

Dated: September 11, 1991.

William P. Barr,

Acting Attorney General of the United States.

[FR Doc. 91-22300 Filed 9-13-91; 8:45 am]

BILLING CODE 4410-01-M

Certification of the Attorney General Monroe County, Mississippi

In accordance with section 6 of the Voting Rights Act of 1965, as amended, 42 U.S.C. 1973d, I hereby certify that in my judgment the appointment of examiners is necessary to enforce the guarantees of the Fourteenth and Fifteenth Amendments to the Constitution of the United States in Monroe County, Mississippi. This county is included within the scope of the determinations of the Attorney General and the Director of the Census made on August 6, 1965, under section 4(b) of the Voting Rights Act of 1965 and published in the **Federal Register** on August 7, 1965 (30 FR 9897).

Dated: September 11, 1991.

William P. Barr,

Acting Attorney General of the United States.

[FR Doc. 91-22301 Filed 9-13-91; 8:45 am]

BILLING CODE 4410-01-M

Immigration and Naturalization Service

[INS No. 1400NS-91; AG Order no. 1525-91]

Designation of Nationals of Somalia for Temporary Protected Status

AGENCY: Immigration and Naturalization Service, Justice.

ACTION: Notice.

SUMMARY: Under section 244A of the Immigration and Nationality Act (the "Act"), as amended (8 U.S.C. 1254a), the Attorney General is authorized to grant Temporary Protected Status in the United States to eligible nationals of designated foreign states (or parts thereof) upon a finding that such foreign states are experiencing ongoing civil strife, environmental disaster, or other extraordinary and temporary conditions if such a finding would not be contrary to the national interest. This notice designates nationals of Somalia for Temporary Protected Status.

EFFECTIVE DATE: This designation is effective on September 16, 1991 and will remain in effect for 12 months from September 16, 1992.

FOR FURTHER INFORMATION CONTACT: Michael T. Jaromin, Senior Immigration Examiner, Immigration and Naturalization Service, room 5250, 425 I Street, NW., Washington, DC 20536, telephone (202) 514-0106.

Notice of Designation of Nationals of Somalia For Temporary Protected Status

Pursuant to section 244A(b)(1)(C) of the Act, the Attorney General finds that there exist extraordinary and temporary conditions in Somalia that prevent aliens who are nationals of Somalia from returning to Somalia in safety. The Attorney General further finds that permitting nationals of Somalia to remain temporarily in the United States is not contrary to the national interest of the United States. Accordingly, it is ordered as follows:

(1) Somalia is designated under section 244A(b) of the Act and national of Somalia may apply for Temporary Protected Status.

(2) The Attorney General estimates that there are no more than 2,000 Somalian nationals currently in non-immigrant or unlawful status who are eligible for Temporary Protected Status.

(3) Except as specifically provided in this notice, an application for Temporary Protected Status submitted by a national of Somalia must be filed pursuant to the provisions of 8 CFR part 240.

(4) A fee of fifty dollars ($50.00) for each Application for Temporary Protected Status, Form I-821, filed by a national of Somalia will be required at the time of filing with the Immigration and Naturalization Service.

(5) Any alien who is a national of Somalia and who has been continuously physically present and has continuously resided in the United States since September 16, 1991 may apply for Temporary Protected Status within the 12-month period of designation from September 16, 1991 to September 16, 1992.

(6) Pursuant to section 244A(b)(3) of the Act, this designation shall be reviewed by the Attorney General at least 60 days before the end of the initial period of designation, and of any extended period of designation, to determine whether the conditions for such designation continue to exist. Notice of each such determination by the Attorney General, including the basis for the determination, shall be published in the **Federal Register**

(7) Information concerning the Temporary Protected Status for nationals of Somalia will be available at local Immigration and Naturalization Service offices upon publication of this notice.

Dated: September 9, 1991.

William P. Barr,

Acting Attorney General.

[FR Doc. 91-22122 Filed 9-13-91; 8:45 am]

BILLING CODE 4410-10-M

DEPARTMENT OF LABOR

Employment and Training Administration

[TA-W-25,904]

Sara Lee Knitting Products, Floyd, VA; Revised Determination on Reconsideration

On August 30, 1991, the Department, issued an Affirmative Determination Regarding Application for Reconsideration for workers of Sara Lee Knitting Products, Floyd, Virginia. The notice will soon be published in the **Federal Register**.

The initial investigation resulted in a negative determination issued on July 31, 1991. The notice of negative determination was published in the **Federal Register** on August 13, 1991 (56 FR 38468).

The workers at Floyd produced mainly sweatshirts.

New findings, on reconsideration, show that the Floyd plant closed in August 1991 when all remaining production workers were laid off. Other findings show that machinery used in the manufacturing of sweatshirts was moved from the Floyd plant to a contractor in Mexico to produce sweatshirts and that Sara Lee Knit Products increased its imports of sweatshirts from Mexico in 1991.

Conclusion

After careful consideration of the new facts obtained on reconsideration, it is concluded that increased imports of articles like or directly competitive with sweatshirts contributed importantly to the decline in sales and to the total or partial separation of workers at Sara Lee Knitting Products, Floyd, Virginia. In accordance with the provisions of the Trade Act of 1974, I make the following revised determination:

All workers of Sara Lee Knitting Products, Floyd, Virginia who became totally or partially separated from employment on or after January 1, 1991 and before September 8, 1991 are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

Signed at Washington, DC, this day of September 6, 1991.

Robert O. Deslongchamps,

Director, Office of Legislation & Actuarial Services, Unemployment Insurance Service.

[FR Doc. 91-22094 Filed 9-13-91; 8:45 am]

BILLING CODE 4510-30-M

[TA-W-25, 760]

Union City Body Co., Inc. Union City, IN; Negative Determination Regarding Application for Reconsideration

By an application dated August 8, 1991, both the company and the United Auto Workers Local #49 requested administrative reconsideration of the Department's denial of trade adjustment assistance for workers at Union City Body Company, Inc., Union City, Indiana. The denial notice was published in the **Federal Register** on July 24, 1991 (56 FR 33943).

Pursuant to 29 CFR 90.18(c) reconsideration may be granted under the following circumstances:

(1) If it appears on the basis of facts not previously considered that the determination complained of was erroneous;

(2) If it appears that the determination complained of was based on a mistake in the determination of facts not previously considered; or

(3) If in the opinion of the Certifying Officer, a misinterpretation of facts or of the law justified reconsideration of the decision.

Its claimed that imports of cheaper, more economical trucks have adversely affected sales, production and employment at the subject firm since a substantial amount of Union City's sales in 1991 were light trucks for "mom and pop" owners in the vending market.

Investigation findings show that the subject firm has an exclusive contract

with one of the domestic original equipment manufacturers (OEM) to produce truck bodies on its chassis. This contract excludes Union City from competing with foreign body builders on other chassis.

Also, the final retail truck customers are not customers of Union City but are customers of the OEM who contracts the building of the truck body to Union City. All truck customers, including those of the "mom and pop" variety, order their vehicles from OEMs. All trucks with Union City manufactured bodies are sold through the OEM dealer network.

Given the above findings, the Department must look at imports of truck bodies—not imports of trucks. U.S. imports of truck bodies declined, both in quantity and in value, in the first six months of 1990 compared to the same period in 1989.

The Department surveyed the subject firm's customer—an OEM, which accounted for all of the subject firm's sales, and found that they do not import truck bodies.

Investigation findings show that the decline in sales and production at Union City is the result of a decline in domestic truck sales in 1990 compared to 1989. Industry sources indicate that the decline in domestic truck sales was primarily caused by the uncertainty about oil prices and by consumers and commercial buyers losing confidence in the economy.

In summary then, there is no basis for a worker group certification given the fact that U.S. imports of truck bodies declined and none of the survey respondents imported truck bodies. Further, the exclusive contract which Union City has with its OEM prohibits it from competing with other body builders.

Conclusion

After review of the application and investigative findings, I conclude that there has been no error or misinterpretation of the law or of the facts which would justify reconsideration of the Department of Labor's prior decision. Accordingly, the application is denied.

Signed at Washington, DC, this day September 6, 1991.

Stephen A. Wandner,

Deputy Director, Office of Legislation & Actuarial Service, Unemployment Insurance Service.

[FR Doc. 91-22095 Filed 9-13-91; 8:45 am]

BILLING CODE 4510-30-M

Pension and Welfare Benefits Administration

[Application No. D-5700]

Proposed Class Exemption Relating to Certain Employee Benefit Plan Foreign Exchange Transactions

AGENCY: Pension and Welfare Benefits Administration, Labor.

ACTION: Notice of public hearing.

SUMMARY: Notice is hereby given that the Department of Labor (the Department) will hold a hearing on Thursday, October 3, 1991, regarding the proposed prohibited transaction class exemption relating to certain employee benefit plan foreign exchange transactions. The proposed prohibited transaction class exemption was published in the **Federal Register** at 56 FR 11757 (March 20, 1991).

DATES: The hearing will be held on Thursday, October 3, 1991, beginning at 10 a.m., e.s.t.

ADDRESSES: The hearing will be held in room N-3437 of the Department of Labor Building, 200 Constitution Avenue, NW., Washington, DC.

FOR FURTHER INFORMATION CONTACT: Lyssa Hall, Pension and Welfare Benefits Administration, Office of Exemption Determinations, Washington, DC 20210, (202) 523-8971 (this is not a toll-free number), or Susan E. Rees, Plan Benefits Security Division, Office for the Solicitor, U.S. Department of Labor, Washington, DC 20210, (202) 523-9141 (not a toll-free number).

SUPPLEMENTARY INFORMATION: On March 20, 1991, the Department published a proposed prohibited transaction class exemption in the **Federal Register** (56 FR 11757) regarding foreign exchange transactions by employee benefit plans. In that proposal, the Department invited all interested persons to submit written comments concerning the proposed class exemption on or before May 20, 1991. The Department received a number of comments requesting, among other things, that the relief provided in the proposed exemption be broadened. In view of these comments, the Department has decided to hold a hearing on the proposed class exemption on Thursday, October 3, 1991, beginning at 10 a.m., e.s.t., in room N-3437 of the Department of Labor Building, 200 Constitution Avenue, NW., Washington, DC.

Any interested person who wishes to be assured of an opportunity to present oral comments at the hearing should submit by 3:30 p.m., est., September 20, 1991: (1) A written request to be heard; and (2) an outline (preferably five copies) of the topics to be discussed, indicating the time allocated to each topic. The request to be heard and accompanying outline should be sent to the Office of Exemption Determinations, Pension and Welfare Benefits Administration, room N-5649, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210, "Attention: Foreign Exchange Exemption Hearing."

Individuals who have not filed written comments regarding the proposed class exemption may nonetheless submit a request to make oral comments at the hearing.

The Department will prepare an agenda indicating the order of presentation of oral comments. In the absence of special circumstances, each commentator will be allotted ten minutes in which to complete his or her presentation. Information about the agenda may be obtained on or after September 30, 1991 by telephoning Lyssa Hall, Washington, DC, (202) 523-8971 (not a toll-free number). Individuals not listed in the agenda will be allowed to make oral comments at the hearing to the extent time permits. Those individuals who make oral comments at the hearing should be prepared to answer questions regarding their comments. The hearing will be transcribed.

Notice of Public Hearing

Notice is hereby given that a public hearing will be held on Thursday, October 3, 1991 regarding the proposed class exemption (published at 56 FR 11757, March 20, 1991) relating to foreign exchange transactions by employee benefit plans. The hearing will be held beginning at 10 a.m., e.s.t., in room N-3437, of the Department of Labor Building, 200 Constitution Avenue, NW., Washington, DC.

Signed at Washington, DC this 10th day of September, 1991.

Ivan L. Strasfeld,

Director of Exemption Determinations, Pension and Welfare Benefits Administration, U.S. Department of Labor.

[FR Doc. 91-22160 Filed 9-13-91; 8:45 am]

BILLING CODE 4510-29-M

NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

Records Schedules; Availability and Request for Comments

AGENCY: National Archives and Records Administration, Office of Records Administration.

ACTION: Notice of availability of proposed records schedules; request for comments.

SUMMARY: The National Archives and Records Administration (NARA) publishes notice at least once monthly of certain Federal agency requests for records disposition authority (records schedules). Records schedules identify records of sufficient value to warrant preservation in the National Archives of the United States. Schedules also authorize agencies after a specified period to dispose of records lacking administrative, legal, research, or other value. Notice is published for records schedules that (1) propose the destruction of records not previously authorized for disposal, or (2) reduce the retention period for records already authorized for disposal. NARA invites public comments on such schedules, as required by 44 USC 3303a(a).

DATES: Request for copies must be received in writing on or before October 31, 1991. Once the appraisal of the records is completed, NARA will send a copy of the schedule. The requester will be given 30 days to submit comments.

ADDRESSES: Address requests for single copies of schedules identified in this notice to the Records Appraisal and Disposition Division (NIR), National Archives and Records Administration, Washington, DC 20408. Requesters must cite the control number assigned to each schedule when requesting a copy. The control number appears in the parentheses immediately after the name of the requesting agency.

SUPPLEMENTARY INFORMATION: Each year U.S. Government agencies create billions of records on paper, film, magnetic tape, and other media. In order to control this accumulation, agency records managers prepare records schedules specifying when the agency no longer needs the records and what happens to the records after this period. Some schedules are comprehensive and cover all the records of an agency or one of its major subdivisions. These comprehensive schedules provide for the eventual transfer to the National Archives of historically valuable records and authorize the disposal of all other records. Most schedules, however, cover records of only one office or program or a few series of records, and many are updates of previously approved schedules. Such schedules also may include records that are designated for permanent retention.

Destruction of records requires the approval of the Archivist of the United States. This approval is granted after a thorough study of the records that takes into account their administrative use by the agency of origin, the rights and interests of the Government and of private persons directly affected by the Government's activities, and historical or other value.

This public notice identifies the Federal agencies and their subdivisions requesting disposition authority, includes the control number assigned to each schedule, and briefly describes the records proposed for disposal. The records schedule contains additional information about the records and their disposition. Further information about the disposition process will be furnished to each requester.

Schedules Pending

1. Department of the Air Force (N1-AFU-91-36). Natural disaster reports.
2. Department of the Air Force (N1-AFU-91-41).
3. Department of the Air Force (N1-AFU-91-43). Flying training score sheets and examinations.
4. Defense Logistics Agency (N1-361-91-16). Routine and facilitative records relating to technical operations.
5. Department of Health and Human Services, National Institutes of health (N1-443-91-1). Records relating to the AIDS researcher loan program.
6. Department of the Interior, Bureau of Land Management (N1-49-90-4). Routine information services records.
7. Department of the Interior, Bureau of Land Management (N1-49-90-5). Routine mail and telecommunications records.
8. Department of the Interior, Bureau of Land Management (N1-49-90-7). Routine budget records.
9. Department of the Interior, Bureau of Land Management (N1-49-90-8). Accountable officers records.
10. Department of the Interior, U.S. Fish and Wildlife Service (N1-22-91-1). Youth Conservation Corps records.
11. Department of Justice, Civil Division (N1-60-91-3). Correspondence registers of the Commercial Litigation Branch.
12. Department of Justice, Bureau of Prisons (N1-129-91-3). Routine office files of William Blanton and records relating to the construction of Winter Olympic housing, 1967-81.
13. National Archives and Records Administration (N2-84-91-1). Routine and facilitative records segregated from Department of State records accessioned by the National Archives.
14. Consumer Product Safety Commission (N1-424-91-2). Records relating to injuries or potential injuries.
15. Farm Credit Administration (N1-103-91-2). Routine administrative correspondence.

Dated: September 6, 1991.

Don W. Wilson,

Archivist of the United States.

[FR Doc. 91-22167 Filed 9-13-91; 8:45 am]

BILLING CODE 7515-01-M

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

Humanities Panel; Meeting

AGENCY: National Endowment for the Humanities.

ACTION: Notice of meetings.

SUMMARY: Pursuant to the provisions of the Federal Advisory Committee Act (Pub. L. 92-463, as amended), notice is hereby given that the following meetings of the Humanities Panel will be held at the Old Post Office, 1100 Pennsylvania Avenue, NW., Washington, DC 20506.

FOR FURTHER INFORMATION CONTACT: David Fisher, Advisory Committee Management Officer, National Endowment for the Humanities, Washington, DC 20506; telephone 202/786-0322.

SUPPLEMENTARY INFORMATION: The proposed meetings are for the purpose of panel review, discussion, evaluation and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. Because the proposed meetings will consider information that is likely to disclose: (1) Trade secrets and commercial or financial information obtained from a person and privileged or confidential; or (2) information of a personal nature the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee meetings, dated January 15, 1978, I have determined that these meetings will be closed to the public pursuant to subsections (c)(4), and (6) of section 552b of Title 5, United States Code.

1. *Date:* October 4, 1991.
   Time: 9 a.m. to 5 p.m.
   Room: 315.
   Program: This meeting will review applications for Texts/Editions, submitted to the Division of Research Programs, for projects beginning after April 1, 1992.
2. *Date:* October 7, 1991.
   Time: 9 a.m. to 5 p.m.
   Room: 315.
   Program: This meeting will review applications for Texts/Editions, submitted to the Division of Research

Programs, for projects beginning after April 1, 1992.

3. *Date:* October 11, 1991.
Time: 9 a.m. to 5 p.m.
Room: 315.
Program: This meeting will review applications for Texts/Editions, submitted to the Division of Research Programs, for projects beginning after April 1, 1992.

4. *Date:* October 18, 1991.
Time: 8 a.m. to 5 p.m.
Room: 315.
Program: This meeting will review applications for Texts/Translations, submitted to the Division of Research Programs, for projects beginning after April 1, 1992.

5. *Date:* October 21, 1991.
Time: 9 a.m. to 5 p.m.
Room: 315.
Program: This meeting will review applications for Texts/Translations, submitted to the Division of Research Programs, for projects beginning after April 1, 1992.

6. *Date:* October 24–25, 1991.
Time: 9 a.m. to 5:30 p.m.
Room: 430.
Program: This meeting will review applications for Humanities Projects in Libraries and Archives program during the September 1991 deadline, submitted to the Division of Public Programs, for projects beginning after September 1991.

7. *Date:* October 28, 1991.
Time: 9 a.m. to 5 p.m.
Room: 315.
Program: This meeting will review applications for Texts/Translation, submitted to the Division of Research Programs, for projects beginning after April 1, 1992.

8. *Date:* October 28–29, 1991.
Time: 9 a.m. to 5:30 p.m.
Room: 430.
Program: This meeting will review applications submitted to Public Humanities Projects program during the September deadline, submitted to the Division of Public Programs, for projects beginning after September 1, 1991.

9. *Date:* October 30, 1991.
Time: 9 a.m. to 5 p.m.
Room: M-14.
Program: This meeting will review applications for Texts/Translations, submitted to the Division of Research Programs, for projects beginning after April 1, 1992.

10. *Date:* October 31/November 1, 1991.
Time: 9 a.m. to 5:30 p.m.
Room: 430.
Program: This meeting will review applications for Public Humanities Projects, submitted to the Division of Public Programs, for projects beginning after September 1, 1991.

David Fisher,
Advisory Committee Management Officer.

[FR Doc. 91-22123 Filed 9-13-91; 8:45 am]

BILLING CODE 7536-01-M

NUCLEAR REGULATORY COMMISSION

[Docket No. 030-10749, License No. 48-16296-01 EA 91-085]

Midwest Inspection Services, Ltd. Green Bay, Wisconsin; Order Modifying License (Effective Immediately) and Demand for Information

I

Midwest Inspection Services, Ltd. (Licensee) is the holder of Byproduct Material License No. 48-16296-01 issued by the Nuclear Regulatory Commission (NRC or Commission) pursuant to 10 CFR parts 30 and 34. The license authorizes the Licensee to use iridium-192 in the conduct of industrial radiography and cesium-137 for survey instrument calibration in accordance with the conditions specified therein. The license, originally issued on May 23, 1975, was last renewed on March 18, 1988, and is due to expire on October 31, 1992. Mr. Donald Paschen is the President and Radiation Safety Officer (RSO) of the company.

II

Since 1988, the Licensee has had numerous, significant NRC regulatory problems. First, during NRC inspections conducted August 2 to September 7, 1988, and October 11, 1989, nine violations of NRC requirements were identified. The violations included the failure to: (1) Maintain shipping papers while transporting radioactive material; (2) check dosimeters; (3) leak test sources; (4) perform field audits of a radiographer; (5) maintain appropriate documentation; (6) record pocket dosimeter reading; and (7) have personnel complete field tests. A Notice of Violation (NOV) was issued November 8, 1988 for the seven violations identified in the 1988 inspection. Two additional findings involving failure to conduct a field audit and failure to maintain documentation of work experience were described in an inspection report issued December 6, 1989.

Second, on October 11, 1990, a Notice of Violation and Proposed Imposition of Civil Penalty was issued to the Licensee for six violations identified during the period of July 24 through August 13, 1990. These violations included: (1) An overexposure to radiation; (2) failure to report the overexposure; (3) failure to conduct an audit; (4) failure to lock the exposure device; (5) failure to conduct surveys; and (6) several failures to meet transportation requirements. The root cause of the violations was a programmatic lack of control of licensed activities, including a lack of attention to detail and a lack of understanding on the part of the Licensee of the rules and regulations under which it is licensed. Additionally, the Licensee's past corrective actions in response to NRC inspections had not been lasting, as evidenced by the fact that some violations have recurred and, as stated in its December 21, 1990 response to the NOV, the Licensee recognized its lack of attention to detail and that it was not spending needed time for reviews and audits, resulting in a breakdown of procedures. On May 9, 1991, an Order Imposing Civil Monetary Penalty in the amount of $8,571.43 was issued to the Licensee for these violations, and the Licensee subsequently requested a hearing. In its hearing request, the Licensee challenged the civil penalty, but not the underlying violations.

Third, in a letter to the NRC dated March 13, 1991, the Licensee submitted the results of a self-initiated internal audit of utilization logs for the period of November 1989 through December 1990. The Licensee identified a total of 64 violations including failure to record accurate data in the utilization logs, failure to record final survey readings, and falsification of utilization logs by indicating that the exposure device had not been used when it had been used. An NRC inspection conducted on April 24, 1991, reviewed a sample of the records and confirmed that violations occurred. However, the NRC was not able to substantiate that the inaccurate records had been deliberately falsified.

Fourth, on April 17, 1991, the U.S. Department of Labor (DOL) conducted a hearing that involved a claim by a former Licensee radiographer that he had been discharged from employment by the Licensee on October 12, 1990, for engaging in protected activity, that is, that he had contacted the NRC regarding certain conditions and acts by the Licensee's President and Radiation Safety Officer (RSO), Mr. Paschen, which the former radiographer believed were unsafe or violated NRC regulations. These contacts with the NRC had occurred earlier that year, and were, according to the former radiographer's testimony, the subject of complaints by Mr. Paschen to that former radiographer and another employee. During the hearing, the former radiographer testified that on October 12, 1990, he performed approximately 36 radiographic exposures and did not lock the radiographic source in the safe and shielded position after each exposure. He further testified that he was generally aware that locking the source

was a requirement. Mr. Paschen testified during the hearing that he observed the failures to lock the source on October 12, 1990, but failed to stop the work or reprimand the radiographer at the time. Mr. Paschen, furthermore, testified on cross examination that he was observing the radiographer's work on October 12, 1990, as part of an audit and that he indicated in that report, after the work was completed, that the radiographer's performance was acceptable. Failure to lock the source is an apparent repeat of a violation included in the October 11, 1990, Notice of Violation and Proposed Imposition of Civil Penalty. Later that day the radiographer's employment was terminated by the Licensee. On August 9, 1991, the DOL Administrative Law Judge (ALJ) hearing this case issued his Recommended Decision and Order finding that the Licensee's termination of the radiographer's employment was a deliberate retaliation for the radiographer's contacts with the NRC. While the ALJ's recommended decision is subject to review by the Secretary of Labor, NRC's review of the transcript of the hearing and recommended decision and order indicates that a violation of 10 CFR 30.7 occurred.

Fifth, during the inspection which resulted in the October 11, 1990, Notice of Violation and Proposed Imposition of Civil Penalty, conflicting information was provided by the Licensee concerning the use of an untrained employee as a radiographer's assistant and possibly as a radiographer. This resulted in an NRC Office of Investigations (OI) investigation into this matter. On April 16, 1991, the NRC issued an inspection report, based on interviews conducted during the investigation, which identified, as an apparent violation, failure to properly maintain utilization logs with complete and accurate information.

Finally and more significantly, the staff has concluded based on the results of the OI investigation that the following additional violations occurred. These violations are based on Mr. Paschen's statements at the September 13, 1990, enforcement conference and his March 28, 1991, sworn statement; the former Licensee radiographer's statements during an October 10, 1990, interview and a subsequent February 13, 1991, sworn statement; and another former Licensee employee's statements during an October 9, 1990, interview and a subsequent February 13, 1991, sworn statement.

(1) The Licensee deliberately used an untrained employee as a radiographer's assistant on numerous occasions, although this employee was not properly trained in accordance with 10 CFR 34.31(b). Specifically, an individual started employment with the Licensee on April 16, 1990. On or before May 11, 1990, the individual began to perform duties for the Licensee as a radiographer's assistant. The individual was allowed to use radiographic exposure devices, sealed sources, related handling tools and radiation survey instruments in radiography under the supervision of a radiographer. This was done with Mr. Paschen's knowledge. When questioned whether the individual ever acted as a radiographer's assistant, Mr. Paschen stated in a sworn statement that the individual was used as a radiographer's assistant probably a half dozen times under his supervision, and on many occasions under the supervision of another radiographer. The individual was allowed by the Licensee to perform as a radiographer's assistant although he had not passed the Licensee's oral or written test as is required by 10 CFR 34.31(b)(3). The individual was laid off on September 4, 1990, and his employment was terminated on September 24, 1990.

(2) Mr. Paschen used the same untrained individual as a radiographer although he was not properly trained in accordance with 10 CFR 34.31(a). Specifically, on August 2, 1990, Mr. Paschen was performing radiography on a casting in the Licensee's shop. During the course of an exposure, Mr. Paschen received a telephone call and went to his office. The source was left in the exposed position, with only the untrained individual present. During Mr. Paschen's absence, the untrained individual attended the site where the sealed source was being used, personally supervised the radiographic operations, and was responsible to the Licensee for assuring compliance with the requirements of the Commission's regulations and conditions of the license. Therefore, the untrained individual acted as a radiographer within the meaning of 10 CFR 34.2 and was not trained in accordance with the requirements of 10 CFR 34.31(a). When Mr. Paschen returned to the shop, the exposure timer went off, and he watched the individual crank the source back into the shielded position, an activity which the individual also was not permitted to perform since he was not a qualified radiographer's assistant.

III

Based on the above, it appears that the Licensee has been unable or unwilling to comply with Commission requirements since 1988. Numerous violations have occurred, many of which are repetitive in nature. Of particular concern is the Licensee's repeated deliberate use of an unqualified individual as a radiographer's assistant with only minimal effort to ensure that he received the appropriate training. For example, the OI investigation revealed that he was not provided with the Licensee's emergency procedures until after he had begun performing as a radiographer's assistant. Moreover, he failed the Licensee's examination on two occasions. (On the first occasion he was given the radiographer's examination, rather than the assistant's examination.) The Licensee's repeated failures to maintain accurate and timely records are also of substantial concern. The NRC must have confidence in the ability and willingness of its licensees to properly maintain required records because these records are used by the Commission as one means to ensure that its requirements are being met. The cavalier attitude toward regulatory compliance exhibited by Mr. Paschen is unacceptable.

The performance of licensed activities requires use of appropriate procedures, training of personnel regarding those procedures, and meticulous attention to detail by implementing personnel, to ensure these activities are conducted safely and in accordance with Commission requirements. This attention to detail is particularly important during performance of radiography, given the high activity levels of the radioactive sources. The failure to properly control the use of radiography devices could result in significant exposures of individuals to radiation. Moreover, the Commission must be able to rely on its licensees to provide complete and accurate information. Violations, and in particular, deliberate violations of Commission requirements, cannot and will not be tolerated.

Consequently, I lack the requisite reasonable assurance that the Licensee's current operations can be conducted under License No. 48–16296–01 in compliance with the Commission's requirements and that the health and safety of the public, including the Licensee's employees, will be protected without the imposition of additional measures. Therefore, the public health, safety and interest require that License No. 48–16296–01 be modified to require the Licensee: (1) To give notice to the NRC before engaging in licensed activities, and (2) to engage the services of a qualified independent consultant or organization to audit and evaluate the Licensee's radiography program.

Furthermore, pursuant to 10 CFR 2.204, I find that the public health, safety and interest require that this Order be immediately effective.

IV

Accordingly, pursuant to sections 81, 161b, 161c, 161i, 161o, 182 and 186 of the Atomic Energy Act of 1954, as amended, and the Commision's regulations in 10 CFR 2.204 and 10 CFR parts 30 and 34, *It is hereby ordered,* Effective Immediately, That License No. 48–16296–01 Is Modified as Follows:

A. For a period of one year from the date of this Order, the Licensee shall notify NRC Region III, by 9 a.m. (Central time) Monday (or Tuesday, if Monday is a federal holiday) of each week, of each site where radiography is planned that week, as well as the specific date and time that radiography is planned. If unplanned work arises after the Monday notification, NRC Region III shall be provided 24 hours advance notice before radiography operations begin. Notification shall be made to John A. Grobe, Chief, Nuclear Materials Safety Branch, or his designated representative, at (708) 790–5500;

B. The Licensee shall engage the services of a qualified independent consultant (an individual or an organization) that is capable of auditing and evaluating the Licensee's radiography program and making recommendations for corrective actions. The Licensee shall submit within 30 days of the date of this Order the name and qualifications of the independent consultant, together with the consultant's plan for accomplishing the tasks listed below, to the Regional Administrator, NRC, Region III, for review and approval. After the consultant is approved by the Regional Administrator, NRC, Region III, the Licensee shall have the consultant:

1. At intervals not to exceed three months, beginning 14 days after the Regional Administrator's approval of the consultant, conduct an audit of the Licensee's radiation safety program, including observation of at least one field operation to determine compliance with applicable NRC regulatory requirements;

2. Within 30 days after completing each audit of the Licensee's radiographic activities, as described in section IV.B above, submit a written report of its findings and recommendations for corrective action simultaneously to the Regional Administrator, Region III, and the Licensee; and

C. Within 30 days after receiving each consultant's report, the Licensee shall notify the Regional Administrator, Region III, in writing of its corrective actions in response to the observations and recommendations in the report. For those recommendations not implemented, the Licensee shall describe in writing why those actions were not taken.

D. The requirement for audits by a consultant expires after submission of the fourth audit report.

The Regional Administrator, Region III, may, in writing, relax or rescind any of the above conditions upon demonstration by the Licensee of good cause.

V

The Licensee or any other person adversely affected by this Order may submit an answer to this Order or request a hearing on this Order within 20 days of the date of this Order. The answer shall set forth the matters of fact and law on which the Licensee or other person adversely affected relies and the reasons as to why the Order should not have been issued. Any answer filed within 20 days of the date of this Order may include a request for a hearing. Any answer or request for a hearing shall be submitted to the Secretary, U.S. Nuclear Regulatory Commission, ATTN: Chief, Docketing and Service Section, Washington, DC 20555. Copies also shall be sent to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555, to the Assistant General Counsel for Hearings and Enforcement at the same address, to the Regional Administrator, NRC Region III, 799 Roosevelt Road, Glen Ellyn, Illinois 60137, and to the Licensee if the answer or hearing request is by a person other than the Licensee. If a person other than the Licensee requests a hearing, that person shall set forth with particularity the manner in which his interest is adversely affected by this Order and shall address the criteria set forth in 10 CFR 2.714(d).

If a hearing is requested by the Licensee or a person whose interest is adversely affected, the Commission will issue an Order designating the time and place of any hearing. If a hearing is held, the issue to be considered at such hearing shall be whether this Order should be sustained.

In the absence of any request for hearing, the provisions specified in Section IV above shall be final 20 days from the date of this Order without further order or proceedings. An Answer or a Request for Hearing Shall not Stay the Immediate Effectiveness of this Order.

In addition to issuing this Order modifying License No. 48–16296–01, the Commission requires further information from the Licensee in order to determine whether the Commission can have reasonable assurance that in the future the Licensee will conduct its activities in accordance with the Commission's requirements.

Accordingly, pursuant to sections 161c, 161o, 182 and 186 for the Atomic Energy Act of 1954, as amended, and 10 CFR parts 30 and 34, in order for the Commission to determine whether the license should be further modified, suspended or revoked, or other enforcement action taken to ensure compliance with NRC regulatory requirements, the Licensee is required to submit to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555, within 30 days of the date of this Order and Demand for Information, in writing and under oath or affirmation, information that demonstrates why the license should not be suspended or revoked. In submitting this information, the Licensee may address, among other things, the following:

A. Plans for assuring that information and records required by NRC regulations and the license are accurate and complete in all material respects;

B. Plans to maintain lasting and effective management control over activities authorized by the license;

C. Plans for assuring that all personnel performing licensed activities are fully trained and qualified in accordance with the license and Commission requirement;

D. Plans for assuring that Midwest Inspection Services, Inc. will adhere to NRC requirements and for assuring that Mr. Paschen will fully execute his responsibilities as RSO under the license. In view of the above information demonstrating that Mr. Paschen is either unable or unwilling to meet NRC requirements, these plans must address whether Mr. Paschen should retain the position of RSO, and if so, what steps are planned to assure that NRC requirements are met. Options such as hiring a new RSO with adequate authority to oversee the program and the continued use of a third party auditor could be considered.

Copies also shall be sent to the Assistant General Counsel for Hearings and Enforcement at the same address, and to the Regional Administrator, NRC Region III, 799 Roosevelt Road, Glen Ellyn, Illinois 60137.

After reviewing your response, the NRC will determine whether further action is necessary to ensure compliance with regulatory requirements.

Dated at Rockville, Maryland this 9th day of September 1991.

For the Nuclear Regulatory Commission.

Hugh L. Thompson Jr.,

Deputy Executive Director for Nuclear Materials Safety, Safeguards, and Operations Support.

[FR Doc. 91-22193 Filed 9-13-91; 8:45 am]

BILLING CODE 7590-01-M

[Docket No. 30-28741, License No. 03-23185-01, General License 10 CFR 150.20 EA 91-012]

Tumbleweed, X-Ray Company, Greenwood, Arkansas; Order Suspending General License (Effective Immediately)

I

Tumbleweed X-Ray Company (Licensee or Tumbleweed) is the holder of Materials License No. 03-23185-01 issued by the Nuclear Regulatory Commission (NRC or Commission) pursuant to 10 CFR parts 30 and 34 on July 25, 1985 (Tumbleweed X-Ray Company previously held NRC Materials License No. 35-21425-01). The license authorizes the possession and use of sealed radioactive sources (iridium-192 and cobalt-60) in various industrial radiography devices. The license was due to expire on September 30, 1988, but has remained active due to a timely renewal application having been submitted by the Licensee in August 1988. On July 30, 1991, the Licensee submitted an NRC Form 314 stating under oath that it desired that the license be terminated. In a separate action, this request for termination of the NRC license is being granted. Tumbleweed also holds a license, No. ARK-740-BP-1-94, issued February 2, 1989 and amended February 14, 1989, by the State of Arkansas, for the conduct of radiography.

II

Routine program inspections of the Licensee have identified repeated violations of Commission requirements. Four consecutive NRC inspections between 1984 and 1989 identified a failure to implement a Quality Assurance program for Type B packages. These violations were cited on NRC Forms 591 on completion of inspections in April 1984, September 1986, and May 1988 and in a Notice of Violation (NOV) issued March 21, 1989. In September 1986, the Licensee also was cited for failure to conduct quarterly field audits of radiographers. The NOV issued March 21, 1989, again cited the Licensee for failure to conduct quarterly field audits. In the NOV, the NRC also expressed concern as to management oversight of licensed activities and asked for a response. A second request was needed to obtain Licensee's response to this concern.

In September 1989, an NRC inspection revealed discrepancies in documents and an investigation was initiated by the Office of Investigations (OI). On July 6, 1990, an enforcement conference was held with Tumbleweed to discuss the findings of the investigation. As a result of the investigation and statements made at the conference by Mr. Otho Jones, co-owner and Radiation Safety Officer (RSO) of Tumbleweed, the NRC concluded that the Radiation Safety Manager of Tumbleweed, Jeanne Jones, had made false statements to the NRC and created false records concerning testing of pocket dosimeters. On September 5, 1990, the NRC issued an Order Modifying License that prohibited Jeanne Jones from serving in any capacity involving the performance or supervision of any NRC-regulated activities. The Order also required the Licensee to engage an independent auditor to evaluate the radiography program to determine the effectiveness of its means of ensuring compliance with all NRC requirements. Two audits were required, with copies of the reports to be submitted to the NRC.

In an NRC inspection conducted on September 26 and October 4, 1990, four violations were identified: (1) Failure to maintain documentation of field audits, (2) failure to retain copies of written radiographer examinations, (3) failure to maintain records of inventories of sealed sources, and (4) failure to retain maintenance and inspection records. An NOV describing these violations was issued on November 8, 1990.

The first audit report called for by the September 5, 1990, Order was received in December 1990 and covered an audit performed November 17 and 24, 1990. The auditor noted that full compliance with Commission requirements had not been achieved and the areas of non-compliance were the same as noted in the NOV of November 8, 1990. The audit report addressed maintenance of documents, controls to ensure conduct of field inspections, retesting of radiographers where the files were deficient, inventories, leak testing, and inspection and maintenance of equipment. According to the audit report, the Licensee was in the process of implementing these controls, with implementation targeted for March 1991. The September 5, 1990, Order also called for a second audit six months after the first audit. The owner stated in April 1991 that the second audit had not been performed.

On November 26, 1990, Tumbleweed reported to the NRC that the RSO had been notified of a possible overexposure of an assistant radiographer employed by Tumbleweed. The incident occurred on November 12, 1990. The NRC conducted a special inspection between November 28 and December 5, 1990. The special inspection identified five violations, including: (1) Failure of a radiographer to properly supervise an assistant radiographer, (2) failure to survey an exposure device and source guide tube following each radiographic exposure, (3) failure to process the assistant's personal radiation monitoring device when his pocket dosimeter was found off scale, (4) permitting an individual to receive an extremity exposure in excess of the quarterly limit, and (5) failure to administer an examination to an individual prior to assigning him work as an assistant radiographer. The assistant radiographer had not been tested orally or in writing by the RSO before performing the duties of a radiographer's assistant. The NRC's evaluation and re-enactment of the incident determined that the assistant radiographer received a dose of 1450-2890 rems to his right hand. As a result, the individual suffered a serious injury to his hand that required medical treatment. The Office of Investigations also conducted an investigation of this incident and concluded that the radiographer knowingly and intentionally allowed, and in the past has allowed, the assistant radiographer to perform unsupervised radiography in violation of Tumbleweed procedures and NRC regulations. OI also concluded that the assistant radiographer knowingly and intentionally failed to survey the exposure device to determine if it had been returned to a shielded position. As a result of this incident, on December 4, 1990, the NRC issued an Order Modifying License, Effective Immediately, that prohibited the radiographer and assistant radiographer from participation in licensed activities without further authorization from the NRC. In its report to the NRC, the Licensee also concluded that the radiographer had failed to supervise the assistant, and that the assistant radiographer had failed to perform the required survey.

III

On April 29, 1990, the Licensee notified the NRC, Region IV office, that the Tumbleweed address had changed from Arkansas to Oklahoma and an NRC representative telephoned Mr. Otho Jones, Licensee owner and

Radiation Safety Officer, to discuss the change and asked that a request for a license amendment be submitted to reflect the proper address. On June 4, 1990, Mr. Jones was again asked to request a license amendment.

Following the enforcement conference on July 6, 1990, NRC staff personnel discussed the pending license renewal application with Mr. Jones, who indicated that he had not reviewed that application as it had been submitted by Jeanne Jones, but he was certain that it did not reflect his current program. Mr. Jones committed to submitting a new renewal application. No new renewal application has been received by the NRC.

The Licensee responded to the November 8, 1990, NOV on December 4, 1990, but failed to fully respond to one of the violations concerning records of physical inventories. On January 2, 1991, the NRC requested the Licensee to provide a written response within 10 days regarding that violation and to address the Licensee's failure to promptly implement corrective actions, citing the audit report as to the failure. No response to that request has been received.

As another example of the Licensee's failure to comply with regulatory requirements, in March-April 1991, the NRC was notified by the Texas Department of Health (TDH) that between October 1988 and February 1991, TDH had conducted field inspections of Tumbleweed while it was performing radiographic operations in the State of Texas utilizing its NRC license under provisions of Texas reciprocity regulations and that TDH had identified violations of its requirements. Also, the NRC was advised that the Licensee had not responded to the Texas NOVs. In addition, TDH was aware that Tumbleweed had conducted operations in Texas without properly notifying TDH of those activities in every case, as is required by Texas regulations. On April 22, 1991, the NRC assisted the State of Texas by requesting Tumbleweed to provide a written explanation of its failure to respond to the Texas NOVs and correspondence during the previous two years. This response was requested by May 2, 1991, but none was submitted; the NRC telephoned Tumbleweed on May 20, 1991, to request a response to the NRC's letters of January 2, 1991, and April 22, 1991. On June 14, 1991, the NRC Region IV office received a copy of Tumbleweed's response to the TDH. However, no response to the NRC letter of January 2, 1991, has been received.

IV

Review of the entire inspection and investigation results, the independent auditor's report, and the Licensee's history of failing to respond to federal and state enforcement and licensing actions and failure to comply with an NRC Order, all indicate a serious and continuing lack of management control and attention to the detailed requirements imposed on an NRC licensee. At least three members of the Licensee's organization have deliberately violated Commission requirements, resulting in issuance of Orders. There is no indication that Tumbleweed has corrected the problems noted in the last inspection, conducted September 26 and October 4, 1990, or that its management is able to adequately control and monitor licensed activities performed by its employees, including radiography operations in multiple states. Management has not ensured that audits are performed, records are properly maintained, training and testing are conducted, and supervisors meet their responsibilities. It appears that the Licensee is unable or unwilling to comply with Commission requirements. Therefore, I lack the requisite reasonable assurance that the Licensee's operations can be conducted under the General License pursuant to 10 CFR 150.20, in compliance with the Commission's requirements and that the health and safety of the public, including the Licensee's employees, will be protected. Therefore, the public health, safety, and interest require that the General License pursuant to 10 CFR 150.20 be suspended. Furthermore, pursuant to 10 CFR 2.204, I find that the public health, safety, and interest require that this Order be immediately effective.

V

Accordingly, pursuant to sections 81, 161b, 161i, 182 and 186 of the Atomic Energy Act of 1954, as amended, and the Commission's regulations in 10 CFR 2.204 and 10 CFR parts 30 and 34, It Is Hereby Ordered, That:

1. The general license based on 10 CFR 150.20, is suspended for three years from the date of this order; and

2. The Licensee shall transfer radioactive sources not in agreement states to an authorized recipient in accordance with 10 CFR 30.41.

The Regional Administrator, Region IV, may, in writing, relax or rescind any of the above conditions on demonstration by the Licensee of good cause.

VI

The Licensee or any other person adversely affected by this Order may submit an answer to this Order or request a hearing on this Order within 20 days of the date of this Order. The answer shall set forth the matters of fact and law on which the Licensee or other person adversely affected relies and the reasons as to why the Order should not have been issued. Any answer filed within 20 days of the date of this Order may include a request for a hearing. Any answer or request for a hearing shall be submitted to the Secretary, U.S. Nuclear Regulatory Commission, ATTN: Chief, Docketing and Service Section, Washington, DC 20555. Copies also shall be sent to the Director, Office of Enforcement, U.S. Nuclear Regulatory Commission, Washington, DC 20555, to the Assistant General Counsel for Hearings and Enforcement at the same address, to the Regional Administrator, USNRC Region IV, 611 Ryan Plaza Drive, suite 1000, Arlington, Texas 76011, and to the Licensee if the answer or hearing request is by a person other than the Licensee. If a person other than the Licensee requests a hearing, that person shall set forth with particularity the manner in which his or her interest is adversely affected by this Order and shall address the criteria set forth in 10 CFR 2.714(d).

If a hearing is requested by the Licensee or a person whose interest is adversely affected, the Commission will issue an Order designating the time and place of any hearing. If a hearing is held, the issue to be considered at such hearing shall be whether this Order should be sustained.

In the absence of any request for hearing, the provisions specified in section V above shall be final 20 days from the date of this Order without further order or proceedings. An answer or a request for hearing shall not stay the immediate effectiveness of this order.

Dated at Rockville, Maryland this 6th day of September, 1991.

For the Nuclear Regulatory Commission.

Hugh L. Thompson, Jr.,

Deputy Executive Director for Nuclear Materials Safety, Safeguards, and Operations Support.

[FR Doc. 91-22192 Filed 9-13-91; 8:45 am]

BILLING CODE 7590-01-M

OFFICE OF PERSONNEL MANAGEMENT

Excepted Service

AGENCY: Office of Personnel Management.

ACTION: Notice.

SUMMARY: This gives notice of positions placed or revoked under Schedules A and B, and placed under Schedule C in the excepted service, as required by civil service rule VI, Exceptions from the Competitive Service.

FOR FURTHER INFORMATION CONTACT: John Daley, (202) 606-0950.

SUPPLEMENTARY INFORMATION: The Office of Personnel Management published its last monthly notice updating appointing authorities established or revoked under the Excepted Service provisions of 5 CFR 213 on July 31, 1991 (55 FR 12973). Individual authorities established or revoked under Schedules A and B and established under Schedule C between July 1 and July 31, 1991, appear in the listing below. Future notices will be published on the fourth Tuesday of each month, or as soon as possible thereafter. A consolidated listing of all authorities as of June 30, 1991, will be published in a forthcoming notice.

Schedule A

No Schedule A authorities were established or revoked during July.

Schedule B

The following exceptions were established:

National Endowment for the Humanities

One position of Humanities Administrator, Fellowships Program, Division of Fellowships and Seminars. Effective July 24, 1991.

One position of Humanities Administrator, Seminars Program, Division of Fellowships and Seminars. Effective July 24, 1991.

Schedule C

Arms Control and Disarmament Agency

One Secretary (OA/Steno) to the Director. Effective July 2, 1991.

Action

One Special Assistant to the Assistant Director for Vista and Student Community Services Program. Effective July 8, 1991.

Department of Agriculture

One Confidential Assistant to the Deputy Administrator for Special Nutrition Programs, Food and Nutrition Service. Effective July 2, 1991.

One Staff Assistant to the Director, Publishing and Visual Communications, Office of Public Affairs. Effective July 2, 1991.

One Director, Intergovernmental Affairs, to the Director, Office of Governmental Affairs and Public Information, Food and Nutrition Service. Effective July 11, 1991.

One Deputy Director to the Executive Assistant to the Secretary and Director, Office of the Executive Secretariat. Effective July 12, 1991.

One Director, Media Relations, to the Manager, Federal Crop Insurance Corporation. Effective July 12, 1991.

Agency for International Development

One Director, White House Liaison, to the Administrator. Effective July 1, 1991.

Commodity Futures Trading Commission

One Administrative Assistant to the Commissioner. Effective July 24, 1991.

Department of Commerce

One Executive Director to the Assistant Secretary, Economic Development Administration. Effective July 11, 1991.

One Special Assistant to the Deputy Secretary. Effective July 12, 1991.

One Confidential Assistant to the Chief of Staff and Assistant Secretary. Effective July 15, 1991.

One Confidential Assistant to the Chief Economist and Special Advisor. Effective July 20, 1991.

Consumer Product Safety Commission

One Supervisory Public Affairs Specialist to the Executive Director. Effective July 5, 1991.

Department of Defense

One Private Secretary to the Under Secretary of Defense for Acquisition. Effective July 11, 1991.

One Deputy to the Assistant to the Vice President for National Security Affairs. Effective July 12, 1991.

One Special Assistant to the Director of Defense Information. Effective July 12, 1991.

Department of Education

One Special Assistant to the Executive Assistant to the Secretary for Private Education. Effective July 19, 1991.

One Special Assistant to the Chief of Staff. Effective July 26, 1991.

One Confidential Assistant to the Chief of Staff. Effective July 26, 1991.

One Special Assistant to the Director, Office of Public Affairs. Effective July 26, 1991.

One Confidential Assistant to the Assistant Secretary for Elementary and Secondary Education. Effective July 28, 1991.

One Special Assistant to the Deputy Secretary. Effective July 28, 1991.

One Director, Presidential Academic Fitness Awards Staff, to the Director, Intergovernmental Affairs, Office of Intergovernmental and Interagency Affairs. Effective July 28, 1991.

One Special Assistant to the Assistant Secretary for Vocational and Adult Education. Effective July 30, 1991.

One Confidential Assistant to the General Counsel. Effective July 31, 1991.

Department of Energy

One Congressional Liaison (Legislative Affairs Specialist), to the Deputy Assistant Secretary for Senate Liaison, Office of Congressional and Intergovernmental Affairs. Effective July 1, 1991.

One Special Assistant to the Assistant Secretary for Conservation and Renewable Energy. Effective July 11, 1991.

One Special Assistant to the Assistant Secretary for Conservation and Renewable Energy. Effective July 12, 1991.

One Public Affairs Specialist to the Director of Public Affairs. Effective July 17, 1991.

One Staff Assistant to the Deputy Under Secretary for Policy, Planning and Analysis. Effective July 28, 1991.

Environmental Protection Agency

One Special Assistant to the Assistant Administrator for Policy, Planning and Evaluation. Effective July 25, 1991.

Department of Transportation

One Staff Assistant to the Special Assistant to the Secretary for Scheduling and Director for Advance Operations and Travel Coordination. Effective July 2, 1991.

One Staff Assistant to the Administrator, Federal Highway Administration. Effective July 12, 1991.

One Special Assistant to the Director of External Affairs. Effective July 12, 1991.

One Staff Assistant to the Staff Assistant, Office of the Secretary. Effective July 25, 1991.

Federal Emergency Management Agency

One Special Assistant to the Administrator, Federal Insurance Administration. Effective July 30, 1991.

Federal Labor Relations Authority

One Executive Assistant to a Member. Effective July 15, 1991.

Federal Maritime Commission

One Secretary (Typing) to a Commissioner. Effective July 1, 1991.

General Services Administration

One Confidential Assistant to the Regional Administrator, Region 3 (Philadelphia). Effective July 24, 1991.

Department of Health and Human Services

One Special Assistant to the Deputy Assistant Secretary for Public Affairs (Media). Effective July 1, 1991.

One Executive Assistant to the Assistant Secretary for Public Affairs. Effective July 5, 1991.

One Special Assistant to the Director, Office of Consumer Affairs. Effective July 5, 1991.

One Director of Communications to the Deputy Assistant Secretary for Public Affairs (Policy and Communications), Office of the Assistant Secretary for Public Affairs. Effective July 11, 1991.

One Confidential Assistant (Advance) to the Director of Advance, Immediate Office of the Secretary. Effective July 11, 1991.

One Special Assistant to the Commissioner, Social Security Administration. Effective July 11, 1991.

Department of Housing and Urban Development

One Special Assistant to the Secretary. Effective July 2, 1991.

One Assistant to the Deputy Assistant Secretary for Congressional Relations. Effective July 11, 1991.

One Special Assistant to the Assistant Secretary for Public Affairs. Effective July 12, 1991.

One Special Assistant to the Assistant Secretary for Public Affairs. Effective July 17, 1991.

One Regional Administrator, Regional Housing Commissioner, Region III, to the Assistant to the Secretary for Field Management. Effective July 20, 1991.

One Executive Assistant to the Assistant Secretary for Congressional and Intergovernmental Relations. Effective July 20, 1991.

One Assistant to the Deputy Assistant Secretary for Congressional Relations. Effective July 28, 1991.

One Staff Assistant to the Deputy Assistant Secretary for Grant Programs, Office of Community Planning and Development Effective July 30, 1991.

Department of the Interior

One Director, Congressional and Legislative Affairs, to the Deputy Commissioner of Indian Affairs. Effective July 17, 1991.

One Special Assistant to the Assistant Secretary—Policy, Management and Budget. Effective July 20, 1991.

International Trade Commission

One Congressional Liaison to the Vice Chairman. Effective July 2, 1991.

Department of Justice

One Special Assistant to the Attorney General. Effective July 3, 1991.

One Deputy to the Director, Asylum Policy and Review Unit. Effective July 26, 1991.

Department of Labor

One Special Assistant to the Deputy Assistant Secretary, Office of Congressional and Intergovernmental Affairs. Effective July 2, 1991.

One Special Assistant to the Administrator, Office of Work-Based Learning, Employment and Training Administration. Effective July 20, 1991.

Office of Management and Budget

One Special Assistant to the Associate Director for National Security and International Affairs. Effective July 28, 1991.

Office of National Drug Control Policy

One Confidential Assistant to the Special Assistant to the Director. Effective July 26, 1991.

One Deputy to the Chief of Staff. Effective July 28, 1991.

Office of Personnel Management

One Confidential Assistant to the Director, Office of Congressional Relations. Effective July 28, 1991.

Occupational Safety and Health Review Commission

One Confidential Assistant to a Member. Effective July 24, 1991.

Pension Benefit Guaranty Corporation

One Staff Assistant to the Deputy Executive Director and Chief Financial Officer. Effective July 15, 1991.

Small Business Administration

One Special Assistant to the Director of International Trade. Effective July 24, 1991.

One Special Assistant to the Associate Administrator for Procurement Assistance. Effective July 28, 1991.

Securities and Exchange Commission

One Research Specialist to the Chairman. Effective July 15, 1991.

Department of State

One Staff Assistant to the Assistant Secretary, Bureau of Intelligence and Research. Effective July 2, 1991.

One Staff Assistant to the Deputy Secretary. Effective July 2, 1991.

One Special Assistant to the Assistant Secretary, Bureau of Public Affairs. Effective July 10, 1991.

One Special Assistant to the Assistant Secretary, Bureau of Human Rights and Humanitarian Affairs. Effective July 12, 1991.

One Special Programs Assistant to the Assistant Secretary, Bureau of Human Rights and Humanitarian Affairs. Effective July 24, 1991.

One Secretary (Typing), to the Deputy Assistant Secretary for International Social and Humanitarian Affairs. Effective July 24, 1991.

One Foreign Affairs Officer (Visits) to the Chief of Protocol. Effective July 24, 1991.

United States Tax Court

One Trial Clerk to a Judge. Effective July 12, 1991.

One Trial Clerk to a Judge. Effective July 18, 1991.

Department of the Treasury

One Legislative Manager to the Assistant Secretary (Legislative Affairs). Effective July 12, 1991.

One Public Affairs Specialist to the Deputy Assistant Secretary for Public Affairs. Effective July 17, 1991.

One Deputy Assistant Secretary to the Assistant Secretary for Policy Management. Effective July 24, 1991.

One Special Assistant to the Assistant Secretary (International Affairs). Effective July 28, 1991.

United States Trade Representative

One Confidential Assistant to the General Counsel. Effective July 18, 1991.

Department of Veterans Affairs

One Special Assistant to the Director, National Cemetery System. Effective July 20, 1991.

Authority: 5 U.S.C. 3301; E.O. 10555, 3 CFR 1954–1958 Comp. P. 218.

Office of Personnel Management.

Constance Berry Newman,

Director.

[FR Doc. 91–22144 Filed 9–13–91; 8:45 am]

BILLING CODE 6325–01–M

SECURITIES AND EXCHANGE COMMISSION

[Release No. 34-29664; File No. SR-NASD-91-43]

Self-Regulatory Organizations; Notice of Filing and Immediate Effectiveness of Proposed Rule Change by National Association of Securities Dealers, Inc. Relating to Actions Taken in the Small Order Execution System During Emergency Market Conditions

September 10, 1991.

Pursuant to section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"), 15 U.S.C. 78s(b)(1), notice is hereby given that on August 20, 1991, the National Association of Securities Dealers, Inc. ("NASD" or Association") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the NASD. The NASD has designated this proposal as a stated interpretation with respect to the enforcement of an existing rule of the Association under section 19(b)(3)(A)(i) of the Act, which renders the proposed rule change effective upon the Commission's receipt of this filing. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The NASD, pursuant to its authority under article VII, section 3 of the NASD By-Laws regarding authority to take action under emergency or extraordinary market conditions,[1] reduced the required "minimum exposure limit" for the Small Order Execution System ("SOES") from five times the tier size to two times the tier size for each SOES security.[2]

[1] In the event of an emergency or extraordinary market conditions, the NASD's authority includes the ability to take any action regarding the trading in or operation of the over-the-counter securities market, the operation of any automated system owned or operated by the NASD, and the participation in any such system of any or all persons or the trading therein of any or all securities. NASD Securities Dealers Manual, CCH ¶ 1182A.

[2] SOES is designed to execute small agency orders in NASDAQ securities, with up to 1,000 share maximum orders in NASDAQ National Market System issues, and up to 500 shares in regular NASDAQ issues (the maximum order size depends upon the trading characteristics of the particular security). A market maker's "minimum exposure limit" for a security means the aggregate number of shares of the security equal to five times the maximum order size for the security. *See* NASD Securities Dealers Manual, CCH ¶ 2451.

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the NASD included statements concerning the purpose of, and basis for, the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The NASD has prepared summaries, set forth in sections (A), (B), and (C) below, of the most significant aspects of such statements.

A. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

The Association is notifying the Commission of an action taken on August 19, 1991, to reduce the required exposure limit for market makers in SOES from its current level of five times the SOES tier size to two times the SOES tier size, and to allow market makers a standard grace period of ten minutes to restore exhausted exposure limits due to extraordinary market conditions. Modifications to the required exposure limits in the SOES system are necessary and appropriate for the protection of investors and to maintain the orderly operation of the NASDAQ marketplace in today's volatile markets. These actions were taken because of reaction of the world's securities markets to the political upheaval occurring in the Soviet Union and in recognition of concerns of NASDAQ market makers that these international events would result in severe price movements in securities.[3] Therefore, as a prophylactic measure, the Association reduced market maker exposure limits for the August 19, 1991, trading day. On the following day the NASD returned SOES to its regular exposure limits. The President of the Association consulted with Commission staff regarding these actions and this filing will serve notification of the actions taken and the reasons therefore.[4]

[3] Prior to the opening of NASDAQ on August 19, 1991, the Nikkei 225 Index, reported by the Tokyo Stock Exchange, dropped 1357.61 points (5.95%) from the previous day, in reaction to the events in the Soviet Union.

[4] In the event the NASD exercises its emergency authority pursuant to its By-Laws, it is required that: (1) An NASD officer use best efforts to consult with the Commission in advance of taking any actions pursuant to the emergency powers; (2) the NASD provide the Commission as well as the Executive Committee and the NASD Board of Governors with a written report describing the actions taken and the reasons therefore; and (3) the NASD prepare and maintain with its corporate records a record of any actions taken pursuant to its emergency authority. *See* Securities Exchange Act Release No. 26072 (September 12, 1988), 53 FR 36143 (September 16, 1988), approving File No. SR-NASD-88-17.

The NASD believes the proposed rule change is consistent with section 15A(b)(6) of the Act, which requires that the rules of the Association be designed to "foster cooperation and coordination with persons engaged in regulating, clearing, settling, processing information with respect to, and facilitating transactions in securities, to remove impediments to and perfect the mechanism of a free and open market." The action taken by the NASD, as described in the rule change, facilitated SOES participants' ability to continue to function in SOES under the extraordinary market conditions of August 19, 1991.

B. Self-Regulatory Organization's Statement on Burden on Competition

The NASD does not believe that the proposed rule change imposes any burden on competition not necessary or appropriate in furtherance of the purposes of the Act, as amended.

C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received from Members, Participants, or Others

Comments were neither solicited nor received.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

The foregoing rule change has become effective pursuant to section 19(b)(3)(A)(i) of the Act and subparagraph (e) of rule 19b-4 thereunder in that it constitutes the interpretation and enforcement of an existing NASD rule. At any time within 60 days of the filing of a rule change, pursuant to section 19(b)(3)(A) of the Act, the Commission may summarily abrogate the rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549. Copies of the submission, all subsequent amendments, all written statements with respect to

the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Room. Copies of the filing will also be available for inspection and copying at the principal office of the NASD. All submissions should refer to the file number in the caption above and should be submitted by October 7, 1991.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority, 17 CFR 200.30-3(a)(12).

Margaret H. McFarland,

Deputy Secretary.

[FR Doc. 91-22218 Filed 9-13-91; 8:45 am]

BILLING CODE 8010-01-M

[Release No. 34-29662; File No. SR-Phlx-91-31]

Self-Regulatory Organizations; Notice of Filing and Order Granting Accelerated Approval of Proposed Rule Change by the Philadelphia Stock Exchange, Inc. Relating to Permitting the Automatic Execution Under AUTOM of Options Orders for Up to Twenty Contracts in Duracell International Options

September 9, 1991.

Pursuant to section 19(b)(1) of the Securities Exchange Act of 1934 ("Act"), 15 U.S.C. 78s(b)(1), notice is hereby given that on September 4, 1991, the Philadelphia Stock Exchange ("Phlx" or "Exchange") filed with the Securities and Exchange Commission ("Commission") the proposed rule change as described in Items I, II, and III below, which Items have been prepared by the self-regulatory organization. The Commission is publishing this notice to solicit comments on the proposed rule change from interested persons.

I. Self-Regulatory Organization's Statement of the Terms of Substance of the Proposed Rule Change

The Phlx proposes to permit orders of up to twenty contracts solely in equity options on Duracell International, Inc. ("Duracell") to be eligible for automatic execution under the automatic execution ("Auto-X") feature of the Exchange's Automated Options Market ("AUTOM") system, a pilot program. Exchange rules currently provide that orders of up to ten contracts are eligible for automatic execution under Auto-X. The AUTOM system provides for the electronic delivery of small options orders to the Phlx trading floor, as well as the automatic execution of orders in certain options series.

II. Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

In its filing with the Commission, the self-regulatory organization included statements concerning the purpose of and basis for the proposed rule change and discussed any comments it received on the proposed rule change. The text of these statements may be examined at the places specified in Item IV below. The self-regulatory organization has prepared summaries, set forth in sections, (A), (B) and (C) below, of the most significant aspects of such statements.

(A) Self-Regulatory Organization's Statement of the Purpose of, and Statutory Basis for, the Proposed Rule Change

The purpose of the proposed rule change is to expand the Auto-X feature of AUTOM to twenty contracts solely in Duracell equity options. Since approving the proposed rule change establishing AUTOM on a pilot basis on March 31, 1988, the Commission has approved various amendments and extensions to this system.[1] The Auto-X feature of AUTOM, was approved by the Commission on January 9, 1990, and was extended to include all Phlx equity options on March 15, 1991.[2] Currently, eligibility for Auto-X is limited to customer market and marketable limit orders of up to ten contracts.

The proposed limited expansion of the Auto-X order eligibility size from ten to twenty contracts solely for orders in Duracell equity options is in direct response to the competitive initiatives of other options market centers that have begun offering execution guarantees of up to twenty contracts in Duracell equity options, which options commenced trading simultaneously on four options exchanges, including the Phlx, on September 5, 1991. The Exchange believes that this limited expansion of the Auto-X feature of AUTOM for Duracell options will not impose any significant additional burdens to the operation and capacity of the AUTOM system. Accordingly, the Exchange believes that the proposed limited expansion of the Auto-X feature of AUTOM to twenty contracts solely for Duracell equity options is consistent with the Act, in general, and furthers the objectives of section 6(b)(5), in particular, in that it is designed to promote just and equitable principles of trade as well as to remove impediments to and perfect the mechanism of a free and open market. The Exchange also believes that the proposed rule change is consistent with Section 11A of the Act, as it fosters fair competition among exchange markets.

(B) Self-Regulatory Organization's Statement on Burden on Competition

The Exchange believes that the proposed rule change will impose on burden on competition.

(C) Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received from Members, Participants, or Others

Written comments on the proposed rule change were neither solicited not received.

III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

The Exchange has requested that the proposed rule change be given accelerated effectiveness pursuant to section 19(b)(2) of the Act.

The Commission finds that the proposed rule change is consistent with the requirements of the Act and the rules and regulations thereunder applicable to a national securities exchange, and, in particular, the requirements of section 6 and section 11A.[3] The Commission continues to believe that the development and implementation of the AUTOM system provides for more efficient handling and reporting of orders in Phlx equity options through the use of new data processing and communications techniques, thereby improving order processing and turnaround time.

The Commission also believes that expanding the eligibility of Auto-X to orders of up to 20 contracts in Duracell options will place the Phlx in an equal competitive posture with the other options exchanges when competing for order flow in Duracell options, which options became multiply traded on September 5, 1991 on the Phlx, the New York Stock Exchange, Inc. ("NYSE"), the American Stock Exchange, Inc. ("Amex"), and the Chicago Board Options Exchange, Inc. ("CBOE"). In this regard, the Commission notes that the Amex's and CBOE's automatic

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[1] *See* Securities Exchange Act Release No. 25540 (March 31, 1988), 53 FR 11390 (April 6, 1988).

[2] *See* Security Exchange Act Release Nos. 27599 (January 9, 1990), 55 FR 1751 (January 18, 1990), and 28978 (March 15, 1991,) 56 FR 12050 (March 21, 1991).

[3] 15 U.S.C. 78f and 78k-1 (1988).

execution systems, termed "RAES" and "Auto-Ex," respectively, both have Commission approval to accommodate public customer orders in equity options of up to 20 contracts in size. Accordingly, the Commission believes the Phlx proposal is consistent with the Act because it serves to eliminate constraints in Phlx rules that restrict the Exchange's ability to compete for order flow in Duracell options. The Commission believes enhanced competition between the exchanges for options order flow in Duracell options, in turn, should benefit public investors and the public interest.

Prior to approving an expansion of an exchange automated order processing system, the Commission requires the exchange requesting the expansion to submit a system's capacity statement representing that the proposed expansion will not expose the exchange's markets to risk of failure or operational break-down. Although the Phlx has not submitted a capacity statement for the current expansion of Auto-Ex, the Commission believes, based on representations made by the Exchange, that extending the eligibility of Auto-X to orders of up to 20 contracts for this one option will not have a significant impact on the Phlx's automated facilities.[4]

The Commission finds good cause for approving the proposed rule change prior to the thirtieth day after the date of publication of notice of filing thereof in the **Federal Register**. As discussed above, the proposal will permit the Phlx to offer public customers automatic execution of their orders in Duracell options up to 20 contracts in size. Because the Amex and CBOE, which are currently competing with the Phlx for order flow in Duracell options, can accept orders of up to 20 contracts for automatic execution, the Commission believes it is appropriate to approve the proposed rule change on an accelerated basis so that the Phlx can compete on an equal basis with the other options exchanges for order flow in Duracell options. The Commission believes, therefore, that granting accelerated approval of the proposed rule change is appropriate and consistent with Section 6 of the Act.

IV. Solicitation of Comments

Interested persons are invited to submit written data, views and arguments concerning the foregoing. Persons making written submissions should file six copies thereof with the Secretary, Securities and Exchange Commission, 450 Fifth Street, NW., Washington, DC 20549. Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Section, 450 Fifth Street, NW., Washington, DC. Copies of such filing will also be available for inspection and copying at the principal office of the above-mentioned self-regulatory organization. All submissions should refer to the file number in the caption above and should be submitted by October 7, 1991.

It Is Therefore Ordered, Pursuant to Section 19(b)(2) of the Act,[5] that the proposed rule change (SR–Phlx–91–31) is approved.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.[6]

Jonathan G. Katz,

Secretary.

[FR Doc. 91–22142 Filed 9–13–91; 8:45 am]

BILLING CODE 8010-01-M

[4] Conversation between Thomas Gira, Branch Chief, Division of Market Regulation, SEC, and William Uchimoto, General Counsel, Phlx, on September 3, 1991.

[5] 15 U.S.C. 78s(b)(2) (1988).

[6] 17 CFR 200.30–3(a)(12) (1990).

SMALL BUSINESS ADMINISTRATION

Investment Advisory Council

AGENCY: Small Business Administration.

ACTION: Notice of meeting.

Time and Date: 1 p.m.—5 p.m., Wednesday, September 18 and 9 a.m.—5 p.m., Thursday September 19, 1991.

Place: The meeting will be held in the Eisenhower Conference Room on the eighth floor of SBA headquarters at 409 Third Street SW., Washington, DC.

Matter To Be Discussed: The U.S. Small Business Administration has reestablished the Investment Advisory Council. The purpose of this meeting of the Council will be to discuss aspects of the Small Business Investment Company (SBIC) and Special SBIC programs as may be brought up by Advisory Council Members, staff of the SBA, or others present.

FOR FURTHER INFORMATION CONTACT: John Simonds, U.S. Small Business Administration, 409 Third Street, SW., room 8550, Washington, DC 20416, (202) 205–7596.

Dated: September 10, 1991.

Patricia Saiki,

Administrator.

[FR Doc. 91–22195 Filed 9–13–91; 8:45 am]

BILLING CODE 8025-01-M

DEPARTMENT OF STATE

Office of Legal Adviser

[Public Notice 1483]

Submission of Claims Against Iraq to the United Nations Compensation Commission

This notice provides background information concerning the establishment of the United Nations Compensation Commission. The notice also describes the criteria for the submission of the first category of claims to the Commission. For additional information contact the Office of International Claims and Investment Disputes, Department of State, Washington DC 20520. Telephone (202) 632–5040.

United Nations Security Council Resolution 687, adopted on April 3, 1991, reaffirms Iraq's liability under international law for any direct loss, damage or injury to foreign governments, nationals and corporations, as a result of its unlawful invasion and occupation of Kuwait. Resolution 687 further creates a fund to pay compensation for such claims out of Iraqi oil revenues and establishes the Compensation Commission to administer the fund and pay claims.

In accordance with United Nations Security Council Resolution 692, the Compensation Commission has three organs: (1) A Governing Council composed of the 15 members of the Security Council; (2) an Executive Secretary appointed by the UN Secretary General, with a staff of administrators and experts; and (3) a series of Commissioners (to provide technical advice and process claims) to be appointed by the Governing Council.

The first session of the Governing council took place in Geneva from July 23–August 2. The Council elected a President (Ambassador Berg of Belgium), adopted simple rules, and approved criteria for the expedited processing of the first categories of claims. (The text of the criteria is set forth below.) The UN Secretary General also appointed a senior Peruvian diplomat (Carlos Alzamora) as Executive Secretary. Additionally, a series of experts is being appointed to provide advice until Commissioners can be selected.

The criteria adopted by the Governing Council concern individuals who suffered personal losses during the Iraqi invasion and occupation of Kuwait. Governments may submit consolidated claims for up to $100,000 per person on behalf of their nationals and (in their discretion) residents. It is expected that these claims will be reviewed on an expedited basis by Commissioners, who will make recommendations to the Governing Council on the total amount to be paid to each Government. Each Government will then allocate these sums to its claimants.

The criteria also state that compensation will not be provided for attorneys' fees or other expenses for claims preparation. Moreover, any compensation, whether in funds or in kind, already received from any source will be deducted from the total amount of losses suffered.

Special fixed payments of $2500 per person are available, without the need to document the actual amount of loss, with respect to persons who departed the area, or who suffered serious personal injury or the death of a close family member. If a claim is made for $2500 for departure without proof of loss, the individual is not eligible to claim additional departure losses later. However, making a claim for this amount for death or serious injury will not prevent further claims for additional amounts.

The criteria further state that governments are encouraged to submit claims for both categories within six months from the date on which the Executive Secretary circulates to Governments, the appropriate claims forms. We expect the Governing Council to produce the claims forms within the next two months.

After the claims forms are established, the United States Government will collect, consolidate and submit them to the Compensation Commission. Claims forms will be distributed to all individuals who have reported claims against Iraq to the Department of Treasury, pursuant to its census of claims. (See 56 FR 5636, February 11, 1991.)

The Governing Council has stated its intent to establish as promptly as possible criteria for additional categories of claims to permit consolidated submissions by Governments for all losses covered by Security Council Resolution 687 (including losses by individuals in excess of $100,000, business losses, and environmental damage and loss of natural resources).

Dated: September 10, 1991.

Ronald J. Bettauer,

Assistant Legal Adviser for International Claims and Investment Disputes.

[FR Doc. 91-22196 Filed 9-13-91; 8:45 am]

BILLING CODE 4710-08-M

[Public Notice 1482]

Office of Defense Trade Controls; Munitions Exports to Japan Aviation Electronics Industry Ltd. and Aero Systems, Inc. and Related Entities

AGENCY: Department of State.

ACTION: Notice.

SUMMARY: Notice is hereby given that all existing licenses and other approvals, granted pursuant to section 38 of the Arms Export Control Act, that authorize the export or transfer by, for or to, Japan Aviation Electronics Industry Ltd. and Aero Systems, Inc., its subsidiaries Aero Systems Aviation Corp., Hierax Company Ltd. and Aero Systems PTE. Ltd., and any other subsidiaries or associated companies, of defense articles or defense services are suspended. In addition, it shall be the policy of the Department of State to deny all export license applications and other requests for approval involving, directly or indirectly, the above cited entities. This action also precludes the use in connection with such entities of any exemptions from license or other approval included in the ITAR (22 CFR parts 120–130).

EFFECTIVE DATE: September 10, 1991.

FOR FURTHER INFORMATION CONTACT: Clyde G. Bryant, Jr., Chief, Compliance Analysis Division, Office of Defense Trade Controls, Center for Defense Trade, Bureau of Politico-Military Affairs, Department of State (703–875–6650).

SUPPLEMENTARY INFORMATION: An indictment was returned, September 4, 1991, in the U.S. District Court, District of Columbia charging Japan Aviation Electronics Industry Ltd., Aero Systems, Inc., and its subsidiaries, Aero Systems Aviation Corp., Hierax Company Ltd. and Aero Systems PTE. Ltd., with one court of conspiracy (18 U.S.C. 371) to violate section 38 of the Arms Export Control Act (AECA, 22 U.S.C. 2778) and implementing the International Traffic in Arms Regulations (ITAR) (22 CFR parts 120–130), and twenty-one substantive counts of violating the AECA and the ITAR. The indictment charges that the defendants conspired to violate, and did violate, the retransfer provisions of the ITAR, in that they transferred, or caused to be transferred, to Iran in 1984–87 parts for the LN-12D inertial navigation systems installed in Iranian F-4 aircraft, without the prior written approval of the Department of State.

This action has been taken pursuant to sections 38 and 42 of the AECA (22 U.S.C. 2778 and 2791) and §§ 126.7(a)(1) and 126.7(a)(2) of the ITAR (22 CFR 126.7(a) (1) and (2)). It will remain in force until rescinded.

Dated: September 10, 1991.

Richard A. Clarke,

Assistant Secretary, Bureau of Politico-Military Affairs, Department of State.

[FR Doc. 91-22299 Filed 9-13-91; 8:45 am]

BILLING CODE 4710-25-M

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

Employee Protection Program Investigation; Final Decisions on Lead Cases

AGENCY: Department of Transportation (DOT), Office of the Secretary.

ACTION: Final decisions on lead cases.

SUMMARY: DOT announces its final decisions on lead cases under the Employee Protection Program (EPP) of the Airline Deregulation Act (ADA). DOT found that the change in airline regulatory structure provided by ADA was not the major cause of bankruptcies or major employment contractions affecting five airlines.

FOR FURTHER INFORMATION CONTACT: William C. Boyd, Office of the Assistant Secretary for Policy and International Affairs, P-5, Department of Transportation, Washington, DC (202) 366-4870.

SUPPLEMENTAL INFORMATION: Section 43 of the ADA (49 USC App. 1522) relates, in part, to the potential provision of Federal financial assistance to certain airline employees who lost their jobs or had their compensation reduced as a result of a bankruptcy or major employment contraction. The potentially eligible employees are those who had been employed by a covered airline for at least four years as of the date the ADA was enacted (October 24, 1978). Officers and directors, employees terminated for cause, and employees on strike were excluded. The covered airlines are those holding certificates of public convenience and necessity before ADA and suffering, during 1979 to 1989, a bankruptcy, or an employment contraction of at least 7.5% over any twelve-month period. DOT, as successor to the Civil Aeronautics Board (CAB), is charged with determining whether the major cause of that bankruptcy or

contraction was "the change in regulatory structure provided by the ADA."

To aid in understanding the impacts of all factors that might have affected employment levels during those years, such as fuel price increases, recession, and strikes, the CAB had ordered full evidentiary hearings regarding five airlines: Air New England, Mackey International, United, Pan American, and Braniff. DOT has determined that the change in airline industry regulatory structure provided by ADA was not the major cause of the bankruptcy or major contractions at these airlines for the period from January 1978 through September 1983, and has developed guidance for succeeding cases on issues such as use of econometrics, analysis of market shares, and others. Our decision has been placed in the DOT docket for each case: Air New England (Docket 40201), Mackey (29783), United (38571), Pan American (38883), and Braniff (38978).

Jeffrey N. Shane,

Assistant Secretary for Policy and International Affairs.

[FR Doc. 91 22316 Filed 9-12-91; 12:14 pm]

BILLING CODE 4910-62-M

National Highway Traffic Safety Administration

[Docket No. 90-13-IP-No. 3]

Takata-Gerico Corporation; Receipt of a Petition for Reconsideration of the Denial of a Petition for Inconsequential Noncompliance

Takata-Gerico Corporation, of Denver, Colorado, has petitioned for reconsideration of the denial of its petition to be exempted from the notification and remedy requirements of the National Traffic and Motor Vehicle Safety Act (15 U.S.C. 1381 *et seq.*) for noncompliance with 49 CFR 571.213, Federal Motor Vehicle Safety Standard No. 213, "Child Restraint Systems," on the basis that the noncompliance is inconsequential as it relates to motor vehicle safety.

This petition was denied on July 30, 1991 (56 FR 36075). The petition for reconsideration was filed in accordance with 49 CFR part 556.7, and is published under section 157 of the National Traffic and Motor Vehicle Safety Act (15 U.S.C. 1417). It does not represent any agency decision or other exercise of judgement concerning the merits of the petition.

Paragraph S5.4.3.5(a) of Standard No. 213 states that any buckle in a child restraint system belt assembly designed to restrain a child using the system shall: When tested in accordance with S6.2.1 prior to the dynamic test of S6.1, not release when a force of less than nine pounds is applied and shall release when a force of not more than fourteen pounds is applied.

The Takata-Gerico Corporation petitioned the agency on June 14, 1990, for inconsequential noncompliance with the above mentioned requirement of Standard No. 213. Takata-Gerico reported that approximately 26,257 buckles that could release with less than nine pounds of pressure were incorporated in Guardian car seats between January 31, 1990 and May 3, 1990. Takata-Gerico supported its petition for inconsequential noncompliance on the basis of the results of the Yellowstone Environmental Science study entitled, Cognitive Skill Based Child-Resistant Safety Belt (March 1990). Takata-Gerico claimed that:

1. Excessive force requirements, such as those required under Standard 213, can "impede" rescue in an emergency situation. Id. at 79.

2. The upper limit of thumb opposability strength of two to four year olds is forty pounds. Id. at 45. (Takata-Gerico stated that studies show that children under three years of age are likely to use the Guardian car seat and children in this age group are physically incapable of releasing a belt buckle at seven pounds.)

3. A study of 1500 children, whose car seat habits were studied, revealed that children escape from car seats through means other than releasing the belt buckle. Id. at 16.

4. A car seat design in which the child is denied access to the car seat buckle is more important in ensuring that the child remains restrained while in the car seat than the pounds of pressure needed to release the belt buckle. Id. at 46.

5. Push-button buckle release mechanisms with force requirements less than nine pounds were acceptable to parents. Id. at 32.

6. An excessive force requirement is above the strength abilities of older people, e.g., grandparents, thus discouraging or making impossible the use of child car seats by older persons. Id. at 37, 45 (stating that the lower limit of thumb opposability strength of 61 to 94 years olds is thirteen pounds).

On July 30, 1991 the agency denied Takata-Gerico's petition for inconsequential noncompliance (56 FR 36075). NHTSA concluded in this notice that Takata-Gerico had not met its burden of persuasion that the noncompliance therein described is inconsequential as it relates to motor vehicle safety. The bases for this conclusion were:

1. The Yellowstone Study's conclusion regarding an ideal buckle release pressure of 5 lbs. must be viewed in conjunction with other "ideal" child safety seat attributes and not in isolation.

2. The seats in question can be used by children weighing up to 40 lbs., and not children three years of age or younger, as the petitioner claimed. (The average child weighing 40 lbs. is older than three years of age.)

3. The 9 lbs. force requirement is not excessive and will not impede rescue of a restrained child in an emergency.

4. Maintenance and enforcement of the 9 lbs. minimum reduces the likelihood that a child will be able to release the buckle.

In a petition dated August 30, 1991, Takata-Gerico asked the agency to reconsider its denial. The company bases its petition on the following claims:

1. The denial incorrectly states that they claimed the ideal minimum release tension should be 5 lbs.

2. The agency improperly rejected the findings of the Yellowstone study.

3. There is no evidence that the 9 lbs. standard will reduce inadvertent deployment and that children escape from child safety seats by means other than releasing the belt buckle.

4. The agency failed to show how the level of noncompliance poses an unreasonable risk to safety.

5. No instances of injury have been brought to the petitioner's attention in the 19 months the seats have been in the field.

6. The seats in question are used 99.9 percent of the time by children 3 years of age and younger who are incapable of releasing an 8 lb. buckle.

Interested persons are invited to submit written data, views and arguments on the petition of Takata-Gerico, described above. Comments should refer to the Docket Number and be submitted to: Docket Section, National Highway Traffic Safety Administration, room 5109, 400 Seventh Street SW., Washington, DC 20590. It is requested but not required that six copies be submitted.

All comments received before the close of business on the closing date indicated below will be considered. The petition and supporting materials, and all comments received after the closing date will also be filed and will be considered to the extent possible. When the petition is granted or denied, the Notice will be published in the **Federal**

Register pursuant to the authority indicated below.

Comment closing date: October 7, 1991.

Authority: 15 U.S.C. 1417; delegation of authority at 49 CFR 1.50 and 49 CFR 501.8.

Issued on: September 10, 1991.

Barry Felrice,

Associate Administrator for Rulemaking.

[FR Doc. 91-22143 Filed 9-13-91; 8:45 am]

BILLING CODE 4910-59-M

DEPARTMENT OF THE TREASURY

Public Information Collection Requirements Submitted to OMB for Review.

Date: September 10, 1991.

The Department of Treasury has submitted the following public information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1980, Public Law 96-511. Copies of the submission(s) may be obtained by calling the Treasury Bureau Clearance Officer listed. Comments regarding this information collection should be addressed to the OMB reviewer listed and to the Treasury Department Clearance Officer, Department of the Treasury, room 3171 Treasury Annex, 1500 Pennsylvania Avenue, NW., Washington, DC 20220.

Internal Revenue Service

OMB Number: 1545-0393.

Form Number: Letter 109C and Letter 109(SC).

Type of Review: Extension.

Title: Return Requesting Refund Unlocatable or Not Filed; Send Copy (Letter 109C); and Statement of Nonreceipt of Refund Shown on Tax Return (Letter 109(SC)).

Description: The code requires tax returns to be filed. It also authorizes IRS to refund any overpayment of tax. If a taxpayer inquires about their non-receipt of a refund and no return is found, this letter is sent requesting the taxpayer to file another return.

Respondents: Individuals or households, Business or other for profit, Non-profit institutions, Small businesses or organizations.

Estimated Number of Respondents: 18,223.

Estimated Burden Hours Per Respondent: 5 minutes.

Frequency of Response: On occasion.

Estimated Total Reporting Burden: 185,670 hours.

OMB Number: 1545-0945.

Form Number: None.

Type of Review: Extension.

Title: Registration Requirements With Respect to Certain Debt Obligations.

Description: The rule requires an issuer of a registration-required obligations and any person holding the obligation as a nominee or custodian on behalf of another to maintain ownership records in a manner which will permit examination by the IRS in connection with enforcement of the Internal Revenue laws.

Respondents: Individuals or households, Business or other for-profit, Small businesses or organizations.

Estimated Number of Recordkeeper: 50,000.

Estimated Burden Hours Per Recordkeeper: 1 hour.

Frequency of Response: On occasion.

Estimated Total Recordkeeping Burden: 50,000 hours.

Clearance Officer: Garrick Shear (202) 535-4297, Internal Revenue Service, room 5571, 1111 Constitution Avenue, NW., Washington, DC 20224.

OMB Reviewer: Milo Sunderhauf (202) 395-6880, Office of Management and Budget, room 3001, New Executive Office Building, Washington, DC 20503.

Lois K. Holland,

Departmental Reports Management Officer.

[FR Doc. 91-22168 Filed 9-13-91; 8:45 am]

BILLING CODE 4830-01-M

Office of Thrift Supervision

Bay Federal Savings Bank; Appointment of Conservator

Notice is hereby given that, pursuant to the authority contained in section 5(d)(2)(B) and (H) of the Home Owners' Loan Act, the Office of Thrift Supervision has duly appointed the Resolution Trust Corporation as sole Conservator for Bay Federal Savings Bank, West Palm Beach, Florida, on September 6, 1991.

Dated: September 10, 1991.

By the Office of Thrift Supervision.

Nadine Y. Washington,

Corporate Secretary.

[FR Doc. 91-22175 Filed 9-13-91; 8:45 am]

BILLING CODE 6720-01-M

Bay Savings Bank; Appointment of Receiver

Notice is hereby given that, pursuant to the authority contained in section 5(d)(2)(C) of the Home Owners' Loan Act, the Office of Thrift Supervision has duly appointed the Resolution Trust Corporation as sole Receiver for Bay Savings Bank, West Palm Beach, Florida, OTS No. 8281, on September 6, 1991.

Dated: September 10, 1991.

By the Office of Thrift Supervision.

Nadine Y. Washington,

Corporate Secretary.

[FR Doc. 91-22177 Filed 9-13-91; 8:45 am]

BILLING CODE 6720-01-M

Edison Federal Savings Association; Replacement of Conservator With a Receiver

Notice is hereby given that, pursuant to the authority contained in subdivision (F) of section 5(d)(2) of the Home Owners' Loan Act, the Office of Thrift Supervision duly replaced the Resolution Trust Corporation as Conservator for Edison Federal Savings Association, New York, New York ("Association"), with the Resolution Trust Corporation as sole Receiver for the Association on August 30, 1991.

Dated: September 10, 1991.

By the Office of Thrift Supervision.

Nadine Y. Washington,

Corporate Secretary.

[FR Doc. 91-22178 Filed 9-13-91; 8:45 am]

BILLING CODE 6720-01-M

First Savings and Loan Association, F.A.; Replacement of Conservator With a Receiver

Notice is hereby given that, pursuant to the authority contained in subdivision (F) of section 5(d)(2) of the Home Owners' Loan Act, the Office of Thrift Supervision duly replaced the Resolution Trust Corporation as Conservator for First Savings and Loan Association, F.A., Temple, Texas ("Association"), with the Resolution Trust Corporation as sole Receiver for the Association on September 6, 1991.

Dated: September 10, 1991.

By the Office of Thrift Supervision.

Nadine Y. Washington,

Corporate Secretary.

[FR Doc. 91-22179 Filed 9-13-91; 8:45 am]

BILLING CODE 6720-01-M

Heartland Savings and Loan Association El Cajon, CA; Appointment of Receiver

Notice is hereby given that, pursuant to the authority contained in section 5 (d)(2) of the Home Owners' Loan Act, the Office of Thrift Supervision has duly appointed the Resolution Trust Corporation as sole Receiver for Heartland Savings and Loan Association, El Cajon, California, OTS No. 7754, on September 6, 1991.

Dated: September 10, 1991.

By the Office of Thrift Supervision.

Nadine Y. Washington,

Corporate Secretary.

[FR Doc. 91-22180 Filed 9-13-91; 8:45 am]

BILLING CODE 6720-01-M

Mutual Aid Federal Savings and Loan Association; Replacement of Conservator With a Receiver

Notice is hereby given that, pursuant to the authority contained in subdivision (F) of section 5(d)(2) of the Home Owners' Loan Act, the Office of Thrift Supervision duly replaced the Resolution Trust Corporation as Conservator for Mutual Aid Federal Savings and Loan Association, Manasquan, New Jersey ("Association"), with the Resolution Trust Corporation as sole Receiver for the Association on August 16, 1991.

Dated: September 10, 1991.

By the Office of Thrift Supervision.

Nadine Y. Washington,

Corporate Secretary.

[FR Doc. 91-22181 Filed 9-13-91; 8:45 am]

BILLING CODE 6720-01-M

Peoples Federal Savings Bank; Replacement of Conservator With a Receiver

Notice is hereby given that, pursuant to the authority contained in subdivision (F) of section 5(d)(2) of the Home Owners' Loan Act, the Office of Thrift Supervision duly replaced the Resolution Trust Corporation as Conservator for Peoples Federal Savings Bank, New Kensington, Pennsylvania ("Association"), with the Resolution Trust Corporation as sole Receiver for the Association on September 6, 1991.

Dated: September 10, 1991.

By the Office of Thrift Supervision.

Nadine Y. Washington,

Corporate Secretary.

[FR Doc. 91-22182 Filed 9-13-91; 8:45 am]

BILLING CODE 6720-01-M

United Home Federal; Appointment of Receiver

Notice is hereby given that, pursuant to the authority contained in section 5(d)(2) of the Home Owners' Loan Act, the Office of Thrift Supervision has duly appointed the Resolution Trust Corporation as sole Receiver for United Home Federal, Toledo, Ohio, OTS No. 3412, on September 6, 1991.

Dated: September 10, 1991.

By the Office of Thrift Supervision.

Nadine Y. Washington,

Corporate Secretary.

[FR Doc. 91-22183 Filed 9-13-91; 8:45 am]

BILLING CODE 6720-01-M

United Savings and Loan Association of Trenton, F.A.; Replacement of Conservator With a Receiver

Notice is hereby given that, pursuant to the authority contained in subdivision (F) of section 5(d)(2) of the Home Owners' Loan Act, the Office of Thrift Supervision duly replaced the Resolution Trust Corporation as Conservator for United Savings and Loan Association of Trenton, F.A., Trenton, New Jersey ("Association"), with the Resolution Trust Corporation as sole Receiver for the Association on September 6, 1991.

Dated: September 10, 1991.

By the Office of Thrift Supervision.

Nadine Y. Washington,

Corporate Secretary.

[FR Doc. 91-22184 Filed 9-13-91; 8:45 am]

BILLING CODE 6720-01-M

[AC-44; OTS No. 5607]

Hannibal Mutual Loan and Building Association, Hannibal, MO; Final Action, Approval of Voluntary Supervisory Conversion Application

Notice is hereby given that on September 9, 1991, the Director of the Office of Thrift Supervision or his designee approved the application of Hannibal Mutual Loan and Building Association of Hannibal, Missouri, for permission to convert to the stock form of organization in a voluntary supervisory conversion. Copies of the application are available for inspection at the Information Services Division, Office of Thrift Supervision, 1776 G Street, NW., Washington, DC 20552, and the Des Moines Area Office, Office of Thrift Supervision, Regency West 2, 1401 50th Street, Des Moines, Iowa 50265-1013.

Dated: September 8, 1991.

By the Office of Thrift Supervision.

Nadine Y. Washington,

Corporate Secretary.

[FR Doc. 91-22176 Filed 9-13-91; 8:45 am]

BILLING CODE 6720-01-M

Sunshine Act Meetings

Federal Register
Vol. 56, No. 179
Monday, September 16, 1991

This section of the FEDERAL REGISTER contains notices of meetings published under the "Government in the Sunshine Act" (Pub. L. 94-409) 5 U.S.C. 552b(e)(3).

AFRICAN DEVELOPMENT FOUNDATION

BOARD OF DIRECTORS MEETING

TIME: 11:00 a.m.–1:00 p.m.

PLACE: African Development Foundation.

DATE: Monday, 23 September 1991.

STATUS: Open.

Agenda

1. Chairman's Report
2. President's Report
3. Other Business

CONTACT PERSON FOR MORE INFORMATION: Ms. Janis McCollim, 673–3916.

Gregory Robeson Smith,
President.

[FR Doc. 91–22373 Filed 9–12–91; 3:28 pm]

BILLING CODE 6116-01-M

U.S. CONSUMER PRODUCT SAFETY COMMISSION

TIME AND DATE: 10:00 a.m., Tuesday, September 17, 1991.

LOCATION: Room 556, Westwood Towers Building, 5401 Westbard Avenue, Bethesda, Maryland.

STATUS: Open to the Public.

MATTERS TO BE CONSIDERED:

1. *Pride in Public Service Award*

The Commission will present the Pride in Public Service Award to September's recipient.

2. *Voluntary Standards/International Affairs Activities*

The staff will brief the Commission on voluntary standards and international affairs activities carried out by staff during the third quarter of fiscal year 1991.

For a Recorded Message Containing the Latest Agenda Information, Call (301) 492–5709.

CONTACT PERSON FOR ADDITIONAL INFORMATION: Sheldon D. Butts, Office of the Secretary, 5401 Westbard Ave., Bethesda, Md. 20207 (301) 492–6800.

Dated: September 11, 1991.

Sheldon D. Butts,
Deputy Secretary.

[FR Doc. 91–22353 Filed 9–12–91; 2:37 pm]

BILLING CODE 6355-01-M

Corrections

Federal Register
Vol. 56, No. 179
Monday, September 16, 1991

This section of the FEDERAL REGISTER contains editorial corrections of previously published Presidential, Rule, Proposed Rule, and Notice documents. These corrections are prepared by the Office of the Federal Register. Agency prepared corrections are issued as signed documents and appear in the appropriate document categories elsewhere in the issue.

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

50 CFR Part 253

[Docket Number 910767-1167]

Interjurisdictional Fisheries

Correction

In rule document 91-20037 beginning on page 41489, in the issue of Wednesday, August 21, 1991, make the following correction:

In the third column, in the **SUMMARY:**, in the fourth line, "Fisheriesunding" should read "Fisheries Act of 1986 (Act) (title III of Pub. L. 99–659), (1) by restricting enforcement funding".

BILLING CODE 1505-01-D

DEPARTMENT OF COMMERCE

Patent and Trademark Office

37 CFR Part 1

[Docket No. 91054-1195]
RIN 0651-AA49

Patent Interference Proceedings

Correction

In rule document 91-20645 beginning on page 42528 in the issue of Wednesday, August 28, 1991, make the following correction:

§ 1.651 [Corrected]

1. On page 42529, in the third column, the first two lines of § 1.651(c)(3) were omitted. Following § 1.651(c)(2) insert the following text: "(3) A testimony period has been set to permit an opponent to prove a date of".

§ 1.684 [Corrected]

2. On page 42530, in the first column, in § 1.684(c), remove the first two lines of text. The first line should read "United States or the foreign country. The".

BILLING CODE 1505-01-D

DEPARTMENT OF EDUCATION

National Advisory Council on Educational Research and Improvement; Meeting

Correction

In notice document 91-21680 beginning on page 46175, in the issue of Tuesday, September 10, 1991, make the following correction:

On the same page, in the third column, in "DATES AND TIMES", in the second line, "September 26" should read "September 25".

BILLING CODE 1505-01-D

BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM

Meeting

Correction

In Sunshine Act notice document 91-20959 appearing on page 43062 in the issue of Friday, August 30, 1991, make the following correction: On the same page, in the second column, the date in the file line should read "8-28-1991."

BILLING CODE 1505-01-D

BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM

Meeting

Correction

In Sunshine Act notice document 91-20960 appearing on page 43062 in the issue of Friday, August 30, 1991, make the following correction: On the same page, in the third column, in the file line at the end of the document, "FR Doc. 91-20959" should read "FR Doc. 91-20960".

BILLING CODE 1505-01-D

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Food and Drug Administration

21 CFR Part 310

[Docket No. 81N-0022]

RIN 0905-AA06

Weight Control Drug Products for Over-the-Counter Human Use; Certain Active Ingredients

Correction

In rule document 91-18756 beginning on page 37792 in the issue of Thursday, August 8, 1991, make the following corrections:

1. On page 37792, in the first column, under **EFFECTIVE DATE:**, "February 8, 1991" should read "February 10, 1992".

2. On page 37793, in the first column, in the 12th and 15th lines, "February 8, 1991" should read "February 10, 1992".

3. On page 37798, in the first column, in the second paragraph, in the 7th and 15th lines, "February 8, 1991" should read "February 10, 1992".

§ 310.545 [Corrected]

4. On page 37799, in third column, in § 310.545(d)(2), "February 8, 1991" should read "February 10, 1992".

BILLING CODE 1505-01-D

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[OR-110-4212-13; G-1-303]

Realty Actions; Sales, Leases, etc: Oregon

Correction

In notice document 91-20114 beginning on page 41704, in the issue of Thursday, August 22, 1991, make the following corrections:

1. On the same page, in the 3d column, in the 19th line from the bottom, "SW½SW¼." should read "SW¼SW¼ ."

2. On page 41705, in the first column, in the first full paragraph, in the first line, "MFD" should read "MFP".

3. On the same page, in the same column, in the 16th line, "6E.," should read "6W.,".

BILLING CODE 1505-01-D

DEPARTMENT OF LABOR

Employment and Training Administration

Investigations Regarding Certifications of Eligibility to Apply for Worker Adjustment Assistance

Correction

In notice document 91-21394 appearing on page 44106 in the issue of Friday, September 6, 1991, the file line was omitted. It should appear following the appendix as set forth below:

[FR Doc. 91-23194 Filed 9-5-91; 8:45 am]

BILLING CODE 1505-01-D

SECURITIES AND EXCHANGE COMMISSION

Commission Meeting

Correction

In the issue of Wednesday, September 11, 1991, in the document appearing on page 46342, make the following correction: On the same page, in the second column, in the file line at the end of the document, "FR Doc. 91-21763" should read "FR Doc. 91-21736".

BILLING CODE 1505-01-D

federal register

Monday
September 16 1991

Part II

Department of Housing and Urban Development

Office of the Secretary

Statutorily Mandated Designation of Qualified Census Tracts and Difficult Development Areas for Section 42 of the Internal Revenue Code of 1986; Notice

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Secretary

[Docket No. N-91-3124; FR 2851-N-02]

Statutorily Mandated Designation of Qualified Census Tracts and Difficult Development Areas for Section 42 of the Internal Revenue Code of 1986

AGENCY: Office of the Secretary, HUD.

ACTION: Notice.

SUMMARY: This document provides a revised designation of "qualified census tracts" and an updated designation of "difficult development areas" for purposes of the low income housing tax credit ("LIHTC") under section 42 of the Internal Revenue Code of 1986, and provides the revised methodology used by the United States Department of Housing and Urban Development ("HUD") to reflect changes resulting from 1990 amendments to section 42.

FOR FURTHER INFORMATION CONTACT: Harold J. Gross, Acting Senior Tax Attorney, Office of the General Counsel, Department of Housing and Urban Development, 451 Seventh Street, SW., Washington, DC 20410, telephone (202) 708-3260. A telecommunications device for deaf persons (TDD) is available at (202) 708-9300. (These are not toll-free telephone numbers.)

SUPPLEMENTARY INFORMATION:

Previous Notice: A previous Notice published in the **Federal Register** on August 22, 1990 (55 FR 34397), made an initial designation of Qualified Census Tracts and Difficult Development Areas and invited comment on these designations and on HUD's methodology, for consideration before the next round of designations.

Public Comment Review: Five comments were received. Two comments urged that census tracts eligible for Community Development Block Grant funds be designated as Qualified Census Tracts. HUD believes that this would be clearly inconsistent with the requirements in sections 42(d)(5)(C)(ii) (I) and (II) of the Internal Revenue Code of 1986 on designation of Qualified Census Tracts.

One comment requested review of census tract 2503.01 in Baltimore, MD, based on a number of factors, including several not contained in the requirements of Code section 42(d)(5)(C)(ii)(I). The Department has determined that census tract 2503.01 in Baltimore does not meet the requirements of section 42(d)(5)(C)(ii)(I).

A fourth comment expressed appreciation that the Boston Primary Metropolitan Statistical Area ("PMSA") was designated as a Difficult Development Area, and urged HUD to ensure that its methodology for designating Difficult Development Areas continue to target resources where they are most needed and that such methodology not put lower-income core cities at a disadvantage. HUD intends to continue using its current methodology for designating Difficult Development Areas and to review periodically the performance of this methodology in accomplishing the purposes of Code section 42(d)(5)(C)(iii).

A fifth comment, asking for information on obtaining census tract maps, was unrelated to the methodology for designating Qualified Census Tracts and Difficult Development Areas.

Summary of Relevant Changes to Low Income Housing Tax Credit

The Omnibus Budget Reconciliation Act of 1990 the "Act" amended section 42(d)(5)(C)(ii)(I) in two ways that affect the designation of Qualified Census Tracts. First, consistent with HUD methodology, an amendment made by section 11701(a)(2) of the Act specifies that the income test should be based on the most recent census data. Second, an amendment made by section 11407(b)(4) of the Act allows the Secretary of Housing and Urban Development to use enumeration districts if sufficient data are not available to use census tracts. For designations based on the 1980 Census, this change has the effect of allowing HUD to designate Qualified Census Tracts in areas for which the Census Bureau did not develop tracts, generally, in non-metropolitan areas.

Basis for New Designations of Qualified Census Tracts and Difficult Development Areas

The amendment to Code section 42(d)(5)(C)(ii)(I) required HUD to redesignate Qualified Census Tracts for two reasons. First, HUD may now designate enumeration districts in areas, mainly non-metropolitan areas, that have not been delineated into census tracts. Second, the designation of enumeration districts in areas where census tracts have already been designated could result in the disqualification of already designated census tracts, if the population of the newly designated enumeration districts plus the population of the previously designated census tracts exceeds 20 percent of the population of the area. In addition, HUD discovered a calculation error that affected the designation of Qualified Census Tracts in Puerto Rico.

This notice lists all areas—census tracts, enumeration districts, and, where applicable, other small geographical areas identified by the Census Bureau within untracted regions—that satisfy the requirement for designation as Qualified Census Tracts. For the 50 States and the District of Columbia, as a result of these changes, no previously designated Qualified Census Tract has been deleted, but some enumeration districts and other geographical entities have been added as Qualified Census Tracts. In Puerto Rico, some census tracts incorrectly designated in the last Notice have been deleted. The principal change for Puerto Rico, however, is that the addition of enumeration districts in combination with the 20 percent rule has eliminated certain previously designated census tracts that were not as poor as the enumeration districts that were added.

HUD bases its designation of Difficult Development Areas on estimates of local rents and incomes which are updated annually. Therefore, HUD will update its designation of Difficult Development Areas annually as it obtains new information on local rents and incomes.

This Notice lists Difficult Development Areas based on FY '91 Fair Market Rents ("FMRs") published in the October 1, 1990 **Federal Register** and FY '91 estimates of the section 8 very low income limit which were approved by HUD on April 17, 1991. The new list contains eight metropolitan areas and 28 non-metropolitan counties that were not on the initial list. Two metropolitan areas and 10 non-metropolitan counties that were on the initial list are not on the new list. Once again, the New York PMSA was the metropolitan area that put the list of metropolitan areas over the 20 percent cap. As explained in the August 22, 1990 Notice, HUD divided the New York metropolitan area into its constituent areas, each of which has a population comparable to or larger than most metropolitan areas. Each county was ranked on the basis of data from the 1980 Census and the top-ranked county (Bronx) was included in the designation. Last year, New York County (Manhattan) was also included, but this year the addition of the eight new metropolitan areas precluded the inclusion of New York County within the 20 percent cap.

Revised Explanation of HUD Designation Methodology

A. Qualified Census Tracts

In developing the LIHTC list of Qualified Census Tracts, HUD uses the most recent Census data and the most

current metropolitan area definitions established by the Office of Management and Budget. Census data are available from the 1980 census for most areas on either a census tract or enumeration district basis. Block Numbering Areas ("BNAs") and remainders of Minor Civil Divisions ("MCDs") were used where tracts or enumeration districts were not available. Therefore, all U.S. geographic areas are covered. The 1990 Census will delineate census tracts for the entire United States.

Qualified Census Tracts are determined as follows:

1. A census tract must have 50 percent of its households with incomes below 60 percent of the area median gross income ("AMGI") to be eligible. HUD has defined 60 percent of AMGI as 120 percent of HUD's Very Low Income Limits, which are based on 50 percent of area median family income, adjusted for high cost and low income areas. The 1990 income estimates are then deflated to the appropriate year, so they match the Census income data.

2. For each census tract, the percentage of households below the 60 percent income standard was determined by (a) calculating the average household size of the census tract, (b) applying the income-standard after adjusting it to match the average household size, and (c) calculating the number of households with incomes below the income standard.

3. Qualified Census Tracts are those in which 50 percent or more of the households are income-eligible and the population of all census tracts that satisfy this criterion does not exceed 20 percent of the total population of the respective area.

4. In areas where more than 20 percent of the population qualifies, census tracts are ordered from the highest percentage of eligible households to the lowest. Starting with the highest percentage, census tracts are included until the 20 percent limit is exceeded. If a census tract is excluded because it raises the percentage above 20 percent, then subsequent census tracts are considered to determine if a census tract with a smaller population could be included without exceeding the 20 percent limit.

B. Difficult Development Areas

In developing the list of Difficult Development Areas, HUD compares incomes with housing costs. The basis for these comparisons are the HUD income limits and FMRs used for the Section 8 Existing Housing Program. The procedure used in making these calculations follows:

1. For each metropolitan area and each nonmetropolitan county, a ratio is calculated. This calculation uses the two-bedroom FMR and the four-person income limit for Very Low Income households. The numerator of the ratio is the ratio of the area FMR to the US average FMR. The denominator of the ratio is the ratio of 60 percent of the AMGI to 60 percent of the U.S. median gross income.

2. The ratios of the FMR to the income limit are arrayed in descending order, separately, for metropolitan areas and for nonmetropolitan counties.

3. The Difficult Development Areas are those areas with the highest ratios cumulative to 20 percent of the population of all metropolitan areas and of all nonmetropolitan counties.

4. The American Housing Survey data used to calculate the FMRs for New York City are adjusted by eliminating rent-controlled units. The FMRs are recalculated on the basis of the adjusted data. Because FMRs are based on recent mover rents, the FMRs generally reflect market rents rather than rent-controlled rents.

Other Matters

A finding of No Significant Impact with respect to the environment has been made in accordance with HUD regulations at 24 CFR part 50, which implement section 102(2)(C) of the National Environmental Policy Act of 1969. The Finding of No Significant Impact is available for public inspection between 7:30 a.m. and 5:30 p.m. weekdays in the Office of the Rules Docket Clerk at the above address.

This notice does not constitute a "major rule" as that term is defined in section 1(d) of the Executive Order on Federal Regulations issued by the President on February 17, 1981. An analysis of the rule indicates that it does not (1) have an annual effect on the economy of $100 million or more; (2) cause a major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions; or (3) have a significant adverse effect on competition, employment, investment, productivity, innovation, or on the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

In accordance with 5 U.S.C. 605(b) (the Regulatory Flexibility Act), the undersigned hereby certifies that this notice does not have a significant economic impact on a substantial number of small entities. The notice involves the designation of "difficult development areas" and "qualified census tracts" as required by Code section 42 which designates areas and tracts for use by political subdivisions of the States in allocating the Low Income Housing Tax Credit under section 42 of the Code. This notice places no new requirements on the States, their political subdivisions, or on the applicants for the credit. This notice only details the technical methodology used in making such designations.

Executive Order 12612, Federalism

The General Counsel, as the Designated Official under section 6(a) of Executive Order 12612, Federalism, has determined that the policies contained in this notice will not have substantial direct effects on States or their political subdivisions, or the relationship between the Federal government and the States, or on the distribution of power and responsibilities among the various levels of government. As a result, the notice is not subject to review under the order. The notice merely designates "difficult development areas" and "qualified census tracts" as required under Code section 42, as amended, which designated areas and tracts are for the use by political subdivisions of the States in allocating the Low Income Housing Tax Credit under section 42 of the Code.

Executive Order 12606, The Family

The General Counsel, as the Designated Official under Executive Order 12606, The Family, has determined that this notice does not have potential for significant impact on family formation, maintenance, and general well-being, and, thus, is not subject to review under the Order. The notice involves the designation of "difficult development area" and "qualified census tracts" as required by section 42 of the Code, as amended, which designated areas and tracts are for use by political subdivisions of the States in allocating the Low Income Housing Tax Credit under section 42 of the Code. The notice also details the technical methodology used in making such designations.

Dated: August 21, 1991.

Frank Keating,

Acting Secretary.

BILLING CODE 4210-32-M

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

Page: 001

STATE: ALABAMA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AL BARBOUR	E 0326A	641	E 0327A	186	E 0333	768	E 0340	1224				
AL BULLOCK	E 0002A	599	E 0004	1357	E 0008	1146						
AL BUTLER	E 0287	868	E 0292	1263								
AL CHAMBERS	E 0109	420	E 0112B	491								
AL CHEROKEE	E 0236B	55										
AL CHOCTAW	E 0326A	154	E 0327A	247	E 0329	1511	E 0330A	834	E 0338T	1475	E 0340	1170
AL CLARKE	E 0057	1034	E 0066	1795	E 0067	1843	E 0068	897				
AL CONECUH	E 0003	313										
AL COOSA	E 0079T	1458										
AL COVINGTON	E 0160	973	E 0173	1115								
AL CRENSHAW	E 0136	494	E 0137	944								
AL CULLMAN	E 0102U	586	E 0134C	178								
AL DALLAS	E 0052V	716	E 0055	310	E 0063	1155	E 0065	1194	E 0066	2066	E 0067	637
	E 0068	1246	E 0069	1309	T 9905.	6079						
AL DE KALB	E 0404U	1031	E 0424B	48	E 0434B	96						
AL ESCAMBIA	E 0229	759	E 0234	871	E 0240	1072	E 0243	1385	E 0244	1295	E 0245	1621
AL FRANKLIN	E 0061T	1008	E 0065A	346								
AL GREENE	E 0178B	40	E 0178D	35	E 0179A	580	E 0180	1593	E 0181A	1016	E 0182	1070
	E 0183	164	E 0184	955	E 0185	429	E 0187	683	E 0188	1169		
AL HALE	E 0202	604	E 0206	861	E 0207	1271	E 0208	1698	E 0210	839	E 0213	307
	E 0214	1786										
AL JACKSON	E 0190	585										
AL LEE	T 0401.	660	T 0406.	5607	T 0408.	2746	T 0415.	372	T 0416.	2474		
AL LOWNDES	E 0476A	721	E 0476B	72	E 0478A	2128	E 0479A	1059	E 0479B	649	E 0485T	2100
AL MACON	E 0081U	597	E 0083	1449	E 0084	1389						
AL MARENGO	E 0352	911	E 0353	845	E 0364	1355	E 0367	669	E 0368	807	E 0370	1621
	E 0372	806										
AL MONROE	E 0101	1387	E 0102	433	E 0105	787						
AL PERRY	E 0151	1027	E 0156	1659	E 0159	1626	E 0160	1072	E 0161	1521		
AL PICKENS	E 0564	1159	E 0566	164	E 0570	606	E 0571	1384				
AL PIKE	E 0026	1485	E 0034	1362	E 0057A	29	E 0058A	112				
AL SUMTER	E 0226	1317	E 0228	699	E 0229	399	E 0232A	1185	E 0235T	1149	E 0239	1013
	E 0241	1064										
AL TALLADEGA	T 0106.	3984	T 0118.	2499								
AL TALLAPOOSA	E 0180D	392	E 0184B	52								
AL WASHINGTON	E 0126U	511										
AL WILCOX	E 0025	1292	E 0029	2025	E 0031	624	E 0032	1539	E 0034	1442	E 0036A	292
	E 0037A	1500										

133796 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.2

STATE: ALASKA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AK ALEUTIAN ISLANDS	E 0126	59	E 0138	69	E 0142	1	E 0143	50	E 0144	93		

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

STATE: ALASKA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AK BETHEL	E 0275	62	E 0276	107	E 0277	39	E 0279	108	E 0280	105	E 0282	129
	E 0283	246	E 0286	48	E 0290	35	E 0292	236	E 0294	198	E 0296	454
	E 0305	244	E 0306	262	E 0307	219	E 0308	299	E 0309	342	E 0310	131
	E 0311	298	E 0312	333	E 0313	160	E 0315	119	E 0317A	230	E 0318	216
	E 0320	228	E 0323	371	E 0325	354	E 0326	239	E 0327	412	E 0328	168
AK DILLINGHAM	E 0479	94	E 0480	87	E 0481	83	E 0483	117	E 0486	77	E 0487	79
	E 0494	70	E 0495	470	E 0500	79	E 0512	138	E 0513	40	E 0514	111
AK FAIRBANKS NORTH ST	T 0011.	5812	T 0018.	5343								
AK HAINES	E 1105	218										
AK KENAI PENINSULA	E 1201	103	E 1202	239	E 1209	360	E 1224	50	E 1234	36	E 1259	128
	E 1270	161	E 1271	124								
AK KETCHIKAN GATEWAY	E 0956	76	E 0957	395	E 0972	226	E 0976	90	E 0985	33		
AK KOBUK	E 0026	192	E 0028	62	E 0030	361	E 0033	492	E 0034	273	E 0035	241
	E 0040	150	E 0044	177	E 0045	55	E 0046	175				
AK KODIAK ISLAND	E 0600	11	E 0624	13	E 0626	96	E 0628	340	E 0631	105		
AK MATANUSKA-SUSITNA	E 1136	139	E 1152	17	E 1160	112	E 1161	25	E 1163	22	E 1164A	98
	E 1165	116	E 1170	187	E 1176	48	E 1177	33				
AK NOME	E 0200	394	E 0204	139	E 0205	133	E 0212	138	E 0213	212	E 0220	188
	E 0234	125	E 0235	87	E 0236	211	E 0238	164	E 0241	623	E 0242	239
	E 0243	331	E 0244	491	E 0245	445						
AK NORTH SLOPE	E 0095	68	E 0097	203								
AK PRINCE OF WALES-OU	E 1000	77	E 1001	50	E 1009	90	E 1028	28				
AK SITKA	E 1067	270										
AK SKAGWAY-YAKUTAT-AN	E 1305	135	E 1308	28	E 1312	224	E 1319	49	E 1320	138	E 1322	415
	E 1327	12										
AK SOUTHEAST FAIRBANK	E 0800	54	E 0801	110	E 0804	37	E 0810	1635	E 0814	360	E 0816	107
	E 0817	112	E 0828	151	E 0832	81						
AK VALDEZ-CORDOVA	E 0375	30	E 0380	87	E 0381	104	E 0384	31	E 0385	213	E 0390	135
	E 0391	180	E 0395	100	E 0396	696	E 0398	99	E 0416	16	E 0423	68
	E 0432	33										
AK WADE HAMPTON	E 0557A	567	E 0560	522	E 0562	103	E 0565	282	E 0570	169	E 0573	262
	E 0574	325	E 0577	250	E 0581	627	E 0582A	466				
AK YUKON-KOYUKUK	E 0650	111	E 0653	132	E 0658	100	E 0660	66	E 0662	586	E 0664	32
	E 0666	36	E 0668	81	E 0678	133	E 0680	96	E 0682	73	E 0684	188
	E 0693	153	E 0694	50	E 0696	61	E 0698	197	E 0700	476	E 0703	98
	E 0704	350	E 0705	247	E 0723	89	E 0746	209	E 0750	91	E 0756	48
	E 0759	131	E 0760	114	E 0761A	241	E 0769	36				

42987 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 18.9

STATE: ARIZONA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AZ APACHE	E N3503	36	E N3504	133	E N3506	169	E N3518	184	E N3519	55	E N3520	367
	E N3522	141	E N3528	210	E N3532	103	E N3533	45	E N3537	714	E N3538	74

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

STATE: ARIZONA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AZ APACHE	E N3543	401	E N3546	303	E N3548	283	E N3549	131	E N3550	207	E N3551	146
	E N3552	220	E N3554	53	E N3555	49	E N3556	107	E N3557	694	E N3558	48
	E N3560	158	E N3561	487	E N3562	85	E N3563	79	E N3564	64	E N3566	77
	E N3570	59	E N3571	75	E N3572	150	E N3574	199	E N3581	418	E N3582	58
	E N3585	261	E N3590	234	E N3594	310	E N3596	67	E N3597	179	E N3598	138
	E N3601	154	E N3602	144	E N3604	464	E N3606	87	E N3607	237	E N3610	211
	E N3612	269	E N3616	58	E N3617	277	E N3618	94	E N3619	132	E N3625	56
	E N3627	544	E N3630	291	E N3652	161	E N3677	94	E N3702	97	E N3704	74
	E N3705	654	E N3708	99	E N3709	235	E N3710	490	E N3712	212	E N3714	206
	E N3715	552	E N3717	191	E N3718	368	E N3720	169	E N3721	535	E N3722	138
	E N3725	150	E N3726	123	E N3732	183	E N3734	508	E N3735	147	E N3736	68
	E N3738	408	E N3739	109	E N3740	253	E N3741	350	E N3745	152	E N3746	168
	E N3748	721	E N3749	349	E N3750	193	E N3754	442	E N3756	253	E N3757	299
	E N3758	414	E N3759	58								
AZ COCHISE	E 0082A	497	E 0089	594	T 9907.	6684						
AZ COCONINO	E 0137	41	E A0174	217	E N0125	278	E N5002	51	E N5011	129	E N5012	150
	E N5013	202	E N5014	110	E N5015	147	E N5017	190	E N5018	255	E N5019	172
	E N5023	171	E N5026	259	E N5028	55	E N5029	63	E N5032	99	E N5037	61
	E N5041	111	E N5043	96	E N5045	112	E N5046	52	E N5047	108	E N5048	64
	E N5049	147	E N5050	63	E N5052	271	E N5055	229	E N5056	92	E N5057	103
	E N5068	174	E N5073	29	E N5076	112	E N5077	316	E N5078	36	E N5079	68
	E N5082	333	E N5084	115	E N5086	91	E N5087	22	E N5089	224	E N5094	90
	E N5108	107	E N5109	131	E N5110	45	E N5114	67	E N5115	211	E N5116	70
	E N5117	47	E N5118	29	E N5120	106	E N5121	39	E N5125	64	E N5130	198
	E N5134	761	E N5140	479	E N5141	749	E N5802	225	E N5807	128	E N5808	267
	E N7850	34	E N7853	57	E N7854	44	E N7855	46	E N7856	109	E N7860	88
	E N7871	163										
AZ GILA	E 0450	65	E 0457	209	E 0461	299	E 0462	54	E 0504	631	E 0507	595
	E N0464	403	E N0465	678	E N0466	233	E N0468	116	E N0469	114	E N0470	162
	E N0471	589	E N0473	105	E N0479	601	E N6006	163	E N6027	140	E N6031	240
AZ GRAHAM	E 0064	843	E 0087	700	E N0050	1175						
AZ GREENLEE	E 0001	702	E 0014	30	E 0017	76	E 0018	191	E 0019	412	E 0021	270
AZ MOHAVE	E 0003	1453	E 0025	104	E 0032	104	E 0033	478	E 0034	412	E 0035	51
	E 0036	27	E 0051	1236	E 0075	164	E 0128	65	E 0133	22	E N0002	173
	E N0027	534	E N0028	273								
AZ NAVAJO	E 0380	250	E 0386	1168	E 0393	269	E 0419	70	E N4001	157	E N4004	289
	E N4012	280	E N4013	284	E N4017	383	E N4018	234	E N4055	45	E N4058	64
	E N4071	320	E N4072	267	E N4506	83	E N4507	425	E N4509	277	E N4516	184
	E N4521	110	E N4533	78	E N4534	60	E N4540	167	E N4553	66	E N4557	143
	E N4558	244	E N4560	99	E N4572	129	E N4574	68	E N4576	62	E N4605	83
	E N4606	100	E N4608	218	E N4609	268	E N4610	68	E N4614	57	E N4615	74
	E N4617	157	E N4618	95	E N4621	46	E N4622	891	E N4624	56	E N4625	94
	E N4626	156	E N4627	70	E N4628	128	E N4630	129	E N4632	133	E N4633	36
	E N4635	41	E N4636	128	E N4637	66	E N4638	66	E N4800	55	E N4804	241
	E N4805	140	E N4811	84	E N4812	47	E N4813	125	E N4815	95	E N4816	562

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STATE: ARIZONA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AZ NAVAJO	E N4817	339	E N4818	257	E N4819	443	E N4820	94	E N4821	780	E N4822	394
	E N4823	152	E N4824	618	E N4827	202	E N4828	192	E N4829	126	E N4832	75
	E N4834	599	E N4837	386	E N7002	260	E N7003	54	E N7008	133	E N7011	505
	E N7012	528	E N7013	253	E N7024	438	E N7031	157	E N7805	64	E N7808	100
	E N7811	99	E N7812	77	E N7814	64	E N7816	91	E N7817	91	E N7823	122
	E N7824	75	E N7867	41								
AZ PINAI	T 0001.	5250	T 0010.	4596	T 0018.	611	T 0019.	2321				
AZ SANTA CRUZ	E 0006	42										
AZ YAVAPAI	E 0455	456	E 0456	40	E 0470	99	E 0471	321	E 0472	165	E 0481	157
	E 0484	34	E 0486	178	E 0490	258	E 0491	222	E 0500	304	E 0509	485
	E 0515	221	E 0524	142	E 0529	372	E 0532	325	E 0536	291	E 0537	663
	E 0538	289	E 0540	735								
AZ YUMA	T 0001.	2456	T 0003.	5231	T 0013.	4346	T 0101.	1461	T 0105.	1618	T 0106.	985
	T 0115.	7044										

113562 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 16.8

STATE: ARKANSAS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AR ARKANSAS	E 0012	1208	E 0020	97								
AR ASHLEY	E 0978	352	E 0983	790	E 0984	1181	E 0985	781	E 0991	641	E 0992	110
	E 0995	471	E 0996	175	E 0997	123	E 0998	1227	E 0999	268	E 1005	1375
AR BAXTER	E 0811	150										
AR BOONE	E 0679	191	E 0686	349	E 0697	31						
AR BRADLEY	E 0305	1475	E 0312	240	E 0316	290	E 0317	432	E 0318	190	E 0319	143
AR CALHOUN	E 0500	108	E 0516	319	E 0521	392						
AR CARROLL	E 1277B	84	E 1281	111	E 1291	257	E 1301	94				
AR CHICOT	E 1050	1644	E 1051	1633	E 1056	977	E 1061	1861	E 1063	1072		
AR CLARK	E 0659	123	E 0665	77								
AR CLAY	E 1054E	61	E 1055	227	E 1056	410	E 1086	1139	E 1094	243		
AR CLEBURNE	E 0113	50										
AR CLEVELAND	E 0455	83	E 0466	411								
AR COLUMBIA	E 0011	463										
AR CONWAY	E 0363	368	E 0372	55								
AR CRAIGHEAD	E 0547	16	E 0551	35	E 0567	161	E 0573	130				
AR CROSS	E 0701	589	E 0710	930								
AR DALLAS	E 0176	173										
AR DESHA	E 1252	141	E 1256	618	E 1259A	1529	E 1260	1437	E 1262A	579	E 1266	395
AR DREW	E 1150	279	E 1151	533	E 1153	400	E 1168	385				
AR FRANKLIN	E 1176	31	E 1178	402	E 1180	36	E 1181	227	E 1185	194	E 1198E	45
	E 1206	353										
AR FULTON	E 0022	69										
AR GARLAND	E 1311A	48	E 1328A	142	E 1331	118	E 1341	53	E 1358	69	E 1381	62
	T 9902.	5082										

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STATE: ARKANSAS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AR GRANT	E 0743	540										
AR GREENE	E 0342	285										
AR HEMPSTEAD	E 0414	1518	E 0415	831	E 0426	326	E 0427	920				
AR HOT SPRING	E 1228	312										
AR HOWARD	E 0077	43	E 0078	178	E 0082	141	E 0093	943	E 0106	158		
AR INDEPENDENCE	E 1126	249	E 1134	105	E 1158	94	E 1168	398	E 1175	380		
AR IZARD	E 0470	122	E 0471	414	E 0487	175	E 0500	118	E 0501	76		
AR JACKSON	E 0936B	50	E 0950	491								
AR JOHNSON	E 0181	44										
AR LAFAYETTE	E 0130	886	E 0141	1382								
AR LAWRENCE	E 0122A	263	E 0124	92	E 0127	282	E 0132	49	E 0134	315	E 0139	169
AR LEE	E 0825	166	E 0826	511	E 0827A	362	E 0831	1177	E 0832	797	E 0834	1341
	E 0835	1488	E 0836	1255	E 0838	191	E 0841	14	E 0846	810	E 0847	218
AR LINCOLN	E 0352	1671	E 0356	1113	E 0357	789	E 0359	623	E 0361B	53		
AR LOGAN	E 0457	63	E 0458	103	E 0474	112						
AR MADISON	E 0262	357	E 0268	197								
AR MARION	E 0052	327	E 0053	176	E 0054	82	E 0084	217	E 0092	30	E 0097	161
	E 0099	189										
AR MISSISSIPPI	E 1297	281	E 1298	208	E 1315	725	E 1316	335				
AR MONROE	E 0207	804	E 0210	206	E 0211A	238	E 0213A	214	E 0218	344	E 0219	204
	E 0220	237	T 9901.	4909								
AR MONTGOMERY	E 0020	267										
AR NEVADA	E 0790	266	E 0793	184								
AR NEWTON	E 0358	170	E 0368	137	E 0369	72	E 0371	142	E 0372	224	E 0373	400
	E 0374	478	E 0378	156	E 0379	86	E 0380	87				
AR OUACHITA	E 0232	278	E 0233	342	E 0234	85	E 0244	628				
AR PERRY	E 0416	254										
AR PHILLIPS	E 1201A	411	E 1209	1029	E 1211	977	E 1212	639	E 1213	424	E 1216	692
	E 1217	608	E 1222	1054	E 1223	778	T 9902.	4391	T 9904.	5253		
AR PIKE	E 0604	264	E 0606	177								
AR POLK	E 0128	107	E 0143	98								
AR POPE	E 0526	156	E 0535	13	E 0538B	104	E 0559	53				
AR PRAIRIE	E 0302	191	E 0303	800	E 0306	159	E 0315	486	E 0316	343		
AR RANDOLPH	E 0254	82	E 0257	187	E 0264	123	E 0283	441	E 0284	230		
AR ST. FRANCIS	E 0751	340	E 0754	714	E 0767	1194	E 0771	285	E 0773	1219	E 0775	528
AR SCOTT	E 0600	223	E 0601	86	E 0607	131	E 0609	87	E 0610	62	E 0611	75
	E 0617	117	E 0621	401								
AR SEARCY	E 0301	350	E 0304	257	E 0306	600	E 0308	368	E 0313	671	E 0316	378
	E 0317	501	E 0319	140	E 0320	177	E 0323	270				
AR SEVIER	E 1114	495	E 1116	80								
AR SHARP	E 0976	493	E 0977	226	E 0979	169	E 0988C	103	E 0995	77	E 0996	120
	E 1001	213	E 1010	319	E 1011	270						
AR STONE	E 0401	76	E 0405	353	E 0414	408	E 0417	79	E 0419	108	E 0421	206
	E 0427	371										
AR UNION	E 0881	720	E 0889	435	E 0902	1029	T 9904.	4902				

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STATE: ARKANSAS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AR VAN BUREN	E 0053	294	E 0054B	45	E 0055B	57	E 0061B	96	E 0062G	55	E 0066	172
	E 0072A	182										
AR WHITE	E 0187	385										
AR WOODRUFF	E 0653	180	E 0655	1369	E 0663A	567	E 0671	75	E 0673	922	E 0675	114
AR YELL	E 0838	352	E 0851	333	E 0857	78	E 0861	132				

125820 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.0

STATE: CALIFORNIA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA CALAVERAS	E 0058	413										
CA DEL NORTE	E 0327	187	E 0330	1181	E 0335	1005						
CA GLENN	E 0007C	37	E N0009	73								
CA HUMBOLDT	T 0010.	5238										
CA IMPERIAL	T 0114.	3083	T 0120.	4722	T 0125.	2428						
CA INYO	E 0261	22	E 0295	215	E 0296	302	E 0309	299	E 0310	247	E N0252	160
	E N0253	236	E N0279	203	E N0280	249	E N0291	248				
CA KINGS	T 0011.	4736	T 0013.	2160								
CA LAKE	E 0051	1012	E 0055	593	E 0063	1824	E 0089	400	E 0094	455	E 0095	1015
	E 0097	506	E 0098	860	E 0104	840	E 0110	546				
CA LASSEN	E 0253	53	E 0254	49	E 0279	688						
CA MADERA	T 0009.	3852										
CA MARIPOSA	E 0485	228	E 0487	567	E 0494	572						
CA MENDOCINO	E 0152	23	E 0160	766	E 0165	222	E 0190	292	E 0191A	274	E 0194	633
	E 0208	75	E 0235	628	E 0240	126						
CA MODOC	E 0727	511	E 0737	2								
CA MONO	E 0024	175										
CA NEVADA	T 0010.	139										
CA SAN BENITO	E 0005A	169										
CA SISKIYOU	E 0110A	276	E 0114	691	E 0115	190	E 0119	488	E 0122	509	E 0124	119
	E 0130	292	E 0133	64	E 0136	141	E 0159	240	E 0161	22	E 0162	160
CA TEHAMA	E 0625	829	E 0626	412	E 0660	995	E 0670	186				
CA TRINITY	E 0008	113	E 0011	120	E 0012	399	E 0014	71	E 0025	221		
CA TUOLUMNE	E 0185	68	E 0187	27	E 0197	233	E 0215	303	E 0216	604	E 0227	410
	E N0207	93										

53815 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.5

STATE: COLORADO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CO ARCHULETA	E N0785	158										
CO BACA	E 0554	240	E 0566	150								
CO BENT	E 0181	43										

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: COLORADO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CO CONEJOS	E 0625	687	E 0627	339	E 0630	596	E 0631	66	E 0633	469	E 0634	485
	E 0635	460	E 0637	531	E 0638	623	E 0639	480	E 0640	135	E 0641	881
CO COSTILLA	E 0326	298	E 0329	842	E 0330	817	E 0331	218	E 0333	182		
CO CROWLEY	E 1100	306	E 1103	599	E 1104	192	E 1105	253				
CO CUSTER	E 1150	280	E 1151	324	E 1155	122						
CO DELTA	E 1631	459	E 1632	186	E 1633	915	E 1634A	236	E 1635	180	T 9902.	1184
	T 9903.	6751	T 9904.	849	T 9905.	268						
CO DOLORES	E 0500	76										
CO EAGLE	E 0703	94	E 0704	185								
CO ELBERT	E 0601	252	E 0609	420								
CO FREMONT	E 1453	72	E 1455	190	E 1456	215	E 1457A	544	E 1463	208	E 1464	115
	T 9902.	4498										
CO GARFIELD	E 0611	34										
CO GUNNISON	E 0800	59	E 0802	62	E 0807	50	E 0815	36	E 0819	41		
CO HINSDALE	E 0025	63										
CO HUERFANO	E 0407	134	E 0409	184	E 0410	94						
CO KIOWA	E 0725	87	E 0733	126	E 0735	31						
CO KIT CARSON	E 0232	53										
CO LA PLATA	E N1396	99	E N1397	82	E N1405	201	E N1407	186	E N1408	300	E N1411	33
	E N1413	47										
CO LAS ANIMAS	E 0054	64	E 0056	76	E 0060	101	E 0065	87	E 0068	52	E 0069	322
	E 0070	127										
CO LOGAN	E 0012	48										
CO MESA	T 0001.	453	T 0003.	1464	T 0009.	1381						
CO MOFFAT	E 0132	69										
CO MONTEZUMA	E 0902	31	E N0915	112	E N0916	213	E N0917	564				
CO MONTROSE	E 1300	693	E 1301	567	E 1314	222						
CO OTERO	E 1211	459	E 1212	714	E 1214	639	E 1216	111	E 1217	58		
CO PARK	E 0461A	93	E 0463	36	E 0465	147	E 0468	158	E 0469	60	E 0470	20
CO PHILLIPS	E 0132	75										
CO PITKIN	E 0781	221	E 0782	179	E 0783	378	E 0788A	122	E 0795	144		
CO PROWERS	E 0280	617										
CO RIO GRANDE	E 0983	380										
CO SAGUACHE	E 0676	656	E 0678	54	E 0684	20	E 0685	890	E 0691	131		
CO SAN MIGUEL	E 0001	41	E 0003	495	E 0010	204						
CO SUMMIT	E 0215	39										
CO TELLER	T 0102.	1221										
CO WASHINGTON	E 0156	357										
CO YUMA	E 0184	262										

46302 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.2

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STATE: CONNECTICUT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CT TOLLAND	T 8804.	1109										
CT WINDHAM	T 8003.	4768										

5877 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.6

STATE: FLORIDA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL CALHOUN	E 0005	272	E 0008	156	E 0016	463						
FL CHARLOTTE	E 0205A	921	E 0207	808	E 0211	44	E 0213	164	E 0215	584	E 0306	61
FL COLUMBIA	E 0500	96	E 0506	1163	E 0508	311	E 0515B	513	E 0526	386		
FL DE SOTO	E 0003T	744	E 0003U	1746								
FL DIXIE	E 0105	304										
FL FLAGLER	E 0010	1116	E 0011U	246								
FL FRANKLIN	E 0201	286	E 0204T	124	E 0207	1246	E 0210	808				
FL GLADES	E 0056	160	E 0073	518	E N0055	96						
FL GULF	E 0227V	622										
FL HAMILTON	E 0602A	218	E 0603A	1043								
FL HARDEE	E 0668	101	E 0669	1328								
FL HENDRY	E 0055	2301	E N0062	387								
FL HIGHLANDS	E 0829	2032	E 0831	197	E 0832	62	E 0839	52	E 0859B	141	E 0866	1578
FL HOLMES	E 0175	304	E 0177A	204	E 0177B	113	E 0185	799	E 0191	284	E 0194	1020
FL INDIAN RIVER	T 0503.	5730										
FL JACKSON	E 0052	1060	E 0055	1475	E 0061	854	E 0065	1434	E 0085	1179		
FL JEFFERSON	E 0277	1366	E 0278	200	E 0283	550	E 0284	269				
FL LAFAYETTE	E 0003	405										
FL LEVY	E 0334	147	E 0349	72								
FL LIBERTY	E 0254B	59	E 0255	329	E 0257	204	E 0259	134				
FL MADISON	E 0378	1041	E 0386	1571	E 0391	264						
FL OKEECHOBEE	E 0025B	44										
FL PUTNAM	E 0430A	368	E 0434	23	E 0456	906	T 9901.	5849				
FL SUMTER	E 0007B	62										
FL SUWANNEE	E 0027	1056	E 0048	622								
FL TAYLOR	E 0152	780	E 0156	2771								
FL UNION	E 0013	198										
FL WALTON	E 0280	905										
FL WASHINGTON	E 0125	716	E 0138	633	E 0140	228	E 0141	757	E 0143	347	E 0148	52

60782 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.1

STATE: GEORGIA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
GA CLAY	T 9901.	3553										
GA FLOYD	T 0011.	2399	T 0016.	4551	T 0019.	1328						

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

STATE: GEORGIA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
GA GLYNN	T 9906.	4937										
GA GRADY	T 9903.	5059										
GA LOWNDES	T 9909.	4309	T 9910.	5035	T 9911.	5898						

37069 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.8

STATE: HAWAII

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
HI HAWAII	T 0204.	4003										
HI KAUAI	T 0410.	226										
HI MAUI	T 0313.	572	T 0317.	3574								

8375 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.1

STATE: IDAHO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
ID ADAMS	E 0053	39	E 0056	68								
ID BANNOCK	T 0008.	1986										
ID BENEWAH	E 0150	261	E N0151	199	E N0162	74	E N0167	258	E N0173	100	E N0177	99
ID BINGHAM	E 0417	39	E 0420	237	E 0423	177	E 0431	136	E 0440	501	E 0450	962
	E N0461	504	E N0462	231	E N0465	472						
ID BLAINE	E 1029	47										
ID BONNER	E 0512	55	E 0524A	750	E 0527	583	E 0528	709	E 0548	218	E 0549	231
	E 0552	42	E 0554	230								
ID BONNEVILLE	E 0777	429	E 0788	70	E 0791	38						
ID BOUNDARY	E 0806	456	E 0808	477	E 0810B	54	E 0815	247	E 0817	121	E 0818	169
ID BUTTE	E 0025	37	E 0035	48								
ID CANYON	T 0214.	399	T 0220.	459								
ID CASSIA	E 0556	192	E 0564	590	E 0590	64						
ID CLEARWATER	E N1051	26	E N1054	291	E N1057	64	E N1059	27	E N1067A	34	E N1074	41
ID ELMORE	E 0327	65	E 0357	248	E 0363A	78						
ID FRANKLIN	E 0375	169	E 0377	59								
ID GEM	E 0227	150	E 0230	82	E 0235	395	E 0240B	31				
ID GOODING	E 0100	208	E 0111	31								
ID IDAHO	E 0929	116	E 0964	151	E 0967	59	E 0970	24	E 0976	154	E 0984	211
	E 0985	63	E 0987	67	E 0990	288	E N0946	57	E N0950	98	E N0957	121
	E N0961	166										
ID JEFFERSON	E 0742	59										
ID JEROME	E 0052	76										
ID KOOTENAI	E 0646	26	E 0652	346	E 0710	39	E N0716	75	E N0718	75	E N0721	44
	E N0731	107										
ID LATAH	E 0357	57	E 0374	157	E 0377	43	T 9903.	5789				
ID LEMHI	E 0106	188										

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: IDAHO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
ID LEWIS	E N0301	257	E N0303	83	E N0309B	31						
ID LINCOLN	E 0302	416	E 0310	166								
ID MINIDOKA	E 0295	62										
ID NEZ PERCE	E N0204	31	E N0206	73	E N0207	50	E N0208	69	E N0209	131	E N0214	185
ID ONEIDA	E 0506	142	E 0509	123								
ID OWYHEE	E 0008	205	E 0011	85	E 0012	366	E 0017	56	E 0021	127	E 0025	54
	E N0019	195										
ID PAYETTE	E 0156	60	E 0162A	261	E 0163D	67	E 0164A	70	E 0177	360		
ID POWER	E 1100	44	E 1115	99								
ID SHOSHONE	E 0856	286	E 0886	230								
ID TETON	E 0002	160										
ID TWIN FALLS	E 0614A	38	E 0619	76	E 0628	103	E 0645	50	E 0649	186	E 0664	69
ID WASHINGTON	E 0102	40	E 0104	476	E 0107	29	E 0113	483	E 0114	980		

30787 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.0

STATE: ILLINOIS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL ADAMS	T 0007.	2002	T 0008.	3540								
IL ALEXANDER	E 0953	909	E 0961	1167	E 0963	575	E 0966	589	E 0967	1210	E 0968A	620
IL BOND	E 0100	707										
IL BROWN	E 0050	149	E 0051	32	E 0053	184	E 0057	1190				
IL BUREAU	E 0366	180	E 0370	33	E 0398C	26	E 0398F	12				
IL CALHOUN	E 0577	166										
IL CASS	E 0239	77										
IL CLAY	E 0003	178	E 0010	145	E 0019	895	E 0023	469				
IL DE KALB	E 0984A	43	E 1002A	45	E 1010	27	E 1028	967	T 9902.	18007		
IL DE WITT	E 0020	32										
IL DOUGLAS	E 1583B	16										
IL EFFINGHAM	E 0051	54										
IL FAYETTE	E 0952	208	E 0955	229	E 0956	128						
IL FRANKLIN	E 1220	178										
IL FULTON	E 0385	192	E 0387	344	E 0405	583						
IL GALLATIN	E 0482	396	T 9903.	1841								
IL GREENE	E 0302A	1118	E 0305	328								
IL HAMILTON	E 0275	58										
IL HANCOCK	E 0159	44										
IL HARDIN	E 0228	641	E 0230	22	E 0231	478	E 0232	157	E 0233	298	E 0234	468
IL JACKSON	E 0622	381	T 9904.	7200	T 9905.	10927						
IL JASPER	E 0203A	121	E 0206	166								
IL JEFFERSON	E 0873H	82	T 9906.	2137								
IL JOHNSON	E 1375	276	E 1376B	262	E 1384	67	E 1389A	346	E 1390	172		
IL KNOX	T 9906.	4124										
IL LA SALLE	E 0517G	32	T 9905.	2385								

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IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

STATE: ILLINOIS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL LAWRENCE	E 0250	171	E 0260	729	E 0261	940						
IL LOGAN	E 0787	57										
IL MCDONOUGH	E 1384	54	E 1387	31	E 1399	750	T 9901.	2224				
IL MACOUPIN	E 1221	116	E 1241	148	E 1252	270						
IL MARION	E 0076	945	E 0087	428	E 0090	353	E 0097	787	E 0099	876	E 0103	63
	E 0105	19										
IL MARSHALL	E 0242	84										
IL MASSAC	E 0408	36										
IL MONTGOMERY	E 1568	33	E 1590A	125								
IL PIKE	E 0953	279	E 0959	547	E 0963	170	E 0964	299	E 0968	60	E 0969	69
	E 0970	59	E 0987	420	E 0992	27	E 0993	247	E 0996	322	E 0998	487
	E 1000	1112										
IL POPE	E 0802	82	E 0808	960	E 0810	171	E 0812A	177	E 0813A	159	E 0816	187
IL PULASKI	E 1256	550	E 1258	477	E 1264	295	E 1265	1374	E 1266	690	E 1267	1102
IL RANDOLPH	E 1500	308	E 1509	117								
IL SALINE	E 0742	140	T 9902.	4053								
IL SCHUYLER	E 0601	246	E 0604	168	E 0609	120						
IL SCOTT	E 0656B	60	E 0656C	65	E 0657	73	E 0660A	81	E 0661B	184	E 0665A	145
	E 0667A	56	E 0673	171								
IL SHELBY	E 0165	470	E 0166	194								
IL STEPHENSON	E 0024	138										
IL UNION	E 1441B	140	E 1444B	275	E 1446	97	E 1449A	238				
IL VERMILION	T 0001.	3027										
IL WASHINGTON	E 1156	174	E 1157	241								
IL WAYNE	E 1321	123										
IL WHITE	E 0004	37	E 0016	215								
IL WILLIAMSON	E 1552	519	E 1559	1201	E 1563	809	E 1572	278	E 1580	368	E 1591	1054
	E 1597A	36										

105817 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.1

STATE: INDIANA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IN BARTHOLOMEW	E 0980	461										
IN BLACKFORD	E 0006C	107	E 0006E	36								
IN CARROLL	E 0159E	116										
IN CRAWFORD	E 0010	64	E 0011	136								
IN DAVIESS	E 0007	940	E 0008	1333								
IN DECATUR	E 0856	177	E 0870	95								
IN DUBOIS	E 0343	224										
IN FRANKLIN	E 0385B	106										
IN FULTON	E 0111D	15										
IN GREENE	E 0287T	1144										
IN JAY	E 0033U	191										

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: INDIANA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IN JENNINGS	E 0030	884	E 0034C	56								
IN KNOX	E 0152U	621	E 0153	1367	E 0154B	239	E 0168	270	T 9901.	5557		
IN LAGRANGE	E 0019	1103										
IN LA PORTE	T 0402.	2276										
IN MARTIN	E 0113	351										
IN NOBLE	E 0555B	52	E 0555C	371	E 0575B	111						
IN OHIO	E 0151B	571										
IN PIKE	E 0635	38	E 0638B	111								
IN PUTNAM	E 1214	1079										
IN RANDOLPH	E 0972B	19										
IN SCOTT	E 0326	1407										
IN STARKE	E 0008T	1277										
IN UNION	E 0732	496										
IN WASHINGTON	E 0228	836	E 0247	298								
IN WAYNE	T 0001.	1129	T 0002.	4521	T 0003.	1284						

31469.TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.8

STATE: IOWA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IA ADAIR	E 0831	288	E 0845A	281	E 0846	221	E 0849	293	E 0851A	248		
IA ADAMS	E 0328	197										
IA ALLAMAKEE	E 0229	240	E 0230	191	E 0245	258						
IA APPANOOSE	E 0008	93	E 0009	643	E 0013	150	E 0014	75	E 0018	244	E 0028	217
	E 0031	255										
IA AUDUBON	E 0064	379										
IA BENTON	E 0861	1278										
IA BUCHANAN	E 1125	554										
IA BUENA VISTA	E 0556	356										
IA CALHOUN	E 0827	46	E 0847	52								
IA CEDAR	E 0705A	381										
IA CERRO GORDO	E 1074	161										
IA CLARKE	E 0050	356	E 0065	290								
IA CLAY	E 1212	289	E 1216	80	E 1219	72						
IA CLAYTON	E 0947	310	E 0948	341	E 0949	64	E 0957	246				
IA CLINTON	E 0339	119										
IA DAVIS	E 0082	202	E 0089	267	E 0092	313	E 0093	479	E 0094	402		
IA DECATUR	E 0275	31	E 0276	297	E 0280	245	E 0282	188	E 0283	213	E 0288	979
	E 0302	167										
IA DES MOINES	E 0509	25	E 0513	182								
IA EMMET	E 0003	194	E 0009U	716								
IA GREENE	E 0530	82	E 0531	292								
IA GUTHRIE	E 0246	310										
IA HARDIN	E 0605	398										

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

STATE: IOWA

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STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IA HARRISON	E 0205	305										
IA HENRY	E 0280	32	E 0299A	113								
IA HOWARD	E 0015	368	E 0018	212								
IA HUMBOLDT	E 0529	40										
IA IDA	E 0431	326										
IA JACKSON	E 0094	198										
IA JEFFERSON	E 0687	523	E 0689	580	E 0697	372						
IA JONES	E 0223C	61										
IA KEOKUK	E 0397A	482										
IA KOSSUTH	E 0051	194	E 0094	400	E 0095A	16						
IA LUCAS	E 0111	1668	E 0115	223	E 0117	254	E 0118	171	E 0119	245		
IA LYON	E 1030	261	E 1044A	384	E 1047	246						
IA MAHASKA	E 0425	244										
IA MARSHALL	E 0580	273										
IA MONONA	E 0301	338	E 0315	194								
IA MONROE	E 0131	185	E 0132	218	E 0143	236						
IA O*BRIEN	E 0797A	378										
IA PAGE	E 0481U	569	E 0508	101	E 0512	44	E 0513	299				
IA PALO ALTO	E 0622	85										
IA PLYMOUTH	E 1377	70	E 1385	361								
IA POWESHIEK	E 0793	364										
IA RINGGOLD	E 0001	60	E 0004	210	E 0009	234	E 0011	186	E 0015	184	E 0019	204
	E 0020	278	E 0021	210	E 0022	277	E 0026	101	E 0027	91	E 0029	170
	E 0030	108										
IA SHELBY	E 1607	318										
IA SIOUX	E 0961	152	E 0980	452	E 0985	110						
IA STORY	T 0005.	3670	T 0007.	3023	T 0008.	5872						
IA TAMA	E 0526	194	E 0533	44	E 0539	66						
IA TAYLOR	E 0429	247	E 0434	114	E 0436	196	E 0447	143	E 0448	280		
IA UNION	E 0480	157	E 0490	87	E 0491	263	E 0492	185	E 0495A	79		
IA VAN BUREN	E 0176	299	E 0182	729	E 0183	302	E 0186	182	E 0193	96	E 0194	242
	E 0198	567										
IA WAYNE	E 0378	305	E 0386	149	E 0388	1036	E 0391	670	E 0396A	319		
IA WEBSTER	T 0007.	2566	T 0008.	1184								
IA WINNESHIEK	E 0427	532	E 0430	445								
IA WRIGHT	E 0804	307	E 0816	60								

54838 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.2

STATE: KANSAS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
KS ALLEN	E 0169	104	E 3150	64								
KS ANDERSON	E 0844	192	E 0846	55								
KS ATCHISON	E 0252	107										

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: KANSAS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
KS BARBER	E 0205	85	E 0219	97								
KS BARTON	E 1452	52	E 1453	109	E 1460	316						
KS BROWN	E 0057	80	E N0050	60								
KS CHAUTAUQUA	E 1128	88	E 1141	139								
KS CHEROKEE	E 1287A	483	E 1298	880	E 1305	194						
KS CHEYENNE	E 0205	88	E 0212	114	E 0214	75						
KS CLAY	E 0363T	483	E 0367	155	E 0372	35	E 0377	150				
KS CLOUD	E 1991	95										
KS COFFEY	E 0420	91										
KS CRAWFORD	E 0553A	165	E 0554	308	E 0560	647						
KS DECATUR	E 0951	171	E 0956	67	E 0961	55						
KS EDWARDS	E 0009	268										
KS ELLSWORTH	E 0858	99										
KS GEARY	E 1358	2054										
KS GOVE	E 1385	80	E 1386	148	E 1390	26						
KS GRAHAM	E 1225	67	E 1232	110	E 1237	81	E 1239	109				
KS GREELEY	E 1877	137	E 1879	156								
KS HAMILTON	E 1356	238										
KS HARPER	E 0383	29										
KS JACKSON	E N0026	210										
KS JEWELL	E 1255	67	E 1262	166	E 1264	115	E 1272	153	E 1277	68		
KS KINGMAN	E 0808A	31										
KS KIOWA	E 0416A	28										
KS LABETTE	E 0507	123	E 0523A	912								
KS LINCOLN	E 1785	62	E 1802	78	E 1804	105						
KS LYON	E 0275	322	E 0277	117								
KS MARION	E 0459	152	E 0479	224	E 0485	34						
KS MARSHALL	E 3101	127	E 3119	181	E 3132	111	E 3135	113				
KS MITCHELL	E 0428	84	E 0451	38								
KS MONTGOMERY	E 1619	190	E 1624C	22								
KS MORRIS	E 0020	82										
KS MORTON	E 1951	47										
KS NEMAHA	E 0122	158										
KS NORTON	E 3050	362	E 3051	155	E 3053	33	E 3060	358	E 3061	240	E 3068	226
KS OSBORNE	E 0270	48	E 0272	78	E 0273	42	E 0275	31	E 0276	59	E 0277	58
	E 0279	27										
KS OTTAWA	E 1019	331										
KS PAWNEE	E 0727	33	E 0734	89	E 0755	82						
KS PHILLIPS	E 1151	52	E 1153	68	E 1157	119	E 1164	106	E 1183	55	E 1184	39
	E 1187	23										
KS PRATT	E 0167	59										
KS RAWLINS	E 1319A	66	E 1319B	47	E 1322	28	E 1323	70	E 1324	101		
KS RENO	E 1238B	3	T 9907.	3731								
KS REPUBLIC	E 0675	120	E 0682	212	E 0695	75	E 0697	147	E 0702	480	E 0704	377
	E 0710	106										

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: KANSAS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
KS RILEY	E 0890A	4361	E 0895U	606	T 9902.	2059	T 9904.	2839				
KS ROOKS	E 1700	157	E 1709	86	E 1716	185						
KS RUSH	E 1652	163	E 1670	116								
KS RUSSELL	E 0600	524	E 0607	89	E 0608	182	E 0627	220				
KS SHERIDAN	E 0651	66	E 0666	156	E 0668	106						
KS SHERMAN	E 1401	41										
KS SMITH	E 1825	89	E 1828	51	E 1832	93	E 1834	82	E 1835A	440	E 1836	123
	E 1839	286	E 1849	114	E 1850	52	E 1852	79	E 1857	94		
KS STAFFORD	E 0325	122	E 0327	58	E 0330	60						
KS STEVENS	E 0581	287	E 0587	128								
KS SUMNER	E 0550	1250										
KS THOMAS	E 2051	171	E 2060	198	E 2068	204	E 2071	83	E 2072	117		
KS WASHINGTON	E 0453	80	E 0455	119	E 0460A	153	E 0472	55				
KS WILSON	E 0704	98	E 0707A	111								
KS WOODSON	E 3001	157										

38772 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.3

STATE: KENTUCKY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP	TRACT/ED	POP.
KY ADAIR	E 0376	986										
KY ALLEN	E 0130	723										
KY BELL	E 0101	1245	E 0102	2381	E 0103	2005	E 0112	483				
KY BREATHITT	E 0076	688	E 0077	1557	E 0078	613	E 0079	1545	E 0080	1335	E 0082U	416
	E 0085	1807	E 0087	1154	E 0088	723						
KY BRECKINRIDGE	E 0054D	125										
KY BUTLER	E 0106	394										
KY CARROLL	E 0033	205										
KY CASEY	E 0352	676	E 0355A	1782	E 0359	662	E 0360	1580				
KY CLAY	E 0025	990	E 0026	1407	E 0033U	329	E 0034	1004	E 0036	1604	E 0037	559
	E 0038	1389	E 0040	2124								
KY CLINTON	E 0026	1336	E 0028	785	E 0029	1626	E 0031	1883				
KY CUMBERLAND	E 0527	409	E 0528	1399	E 0531	1163						
KY EDMONSON	E 0152	532										
KY ELLIOTT	E 0005	739	E 0006	1650								
KY ESTILL	E 0434	273										
KY FLEMING	E 0281	380										
KY FLOYD	E 0599	1323	E 0606U	567								
KY FRANKLIN	T 9902.	3578										
KY FULTON	E 0201	975										
KY GRANT	E 0362	249										
KY GRAVES	E 0133	166										
KY GRAYSON	E 0630	929	E 0639A	1085								
KY HARDIN	E 0166	73										

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

STATE: KENTUCKY

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STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
KY HARLAN	E 0257	1720	E 0258	613	E 0261A	340	E 0262A	1884	E 0263A	1222	E 0266	1493
	E 0267	748	E 0268	1234	E 0272	1925	E 0273T	1420				
KY HARRISON	E 0030	349	E 0031	1011								
KY HART	E 0225	824	E 0240	505								
KY HOPKINS	E 0432T	841	E 0432U	637	E 0437	345	E 0444A	405	E 0445A	408		
KY JACKSON	E 0075	733	E 0081	1802	E 0082	1060	E 0083	1332				
KY JOHNSON	E 0631	209	E 0632U	176	E 0642T	974						
KY KNOTT	E 0102	1525	E 0103	1591								
KY KNOX	E 0450	203	E 0451	2139	E 0453	1504	E 0472	1194	E 0473	979	E 0474	1385
KY LAUREL	E 0361	306										
KY LAWRENCE	E 0429	1207	E 0430	410	E 0431	138	E 0432A	661	E 0432B	127	E 0433A	687
KY LEE	E 0002	1608	E 0003	1364								
KY LESLIE	E 0226	1876										
KY LETCHER	E 0757B	103	E 0763	1190	E 0764U	339						
KY LEWIS	E 0926U	759	E 0927	201	E 0936	1341						
KY LIVINGSTON	E 0402D	31	E 0404	788								
KY MCCRACKEN	T 0001.	2037	T 0002.	2605	T 0003.	1726	T 0004.	2590	T 0005.	2492	T 0006.	4943
KY MCCREARY	E 0175	1498	E 0176	716	E 0177	1109	E 0181	955	E 0182	1858	E 0183	1389
	E 0184	1383	E 0185	1931								
KY MCLEAN	E 0652	127										
KY MADISON	E 0680	1233										
KY MAGOFFIN	E 0177A	1644	E 0180	1657	E 0181	1863						
KY MARION	E 0209	1024	E 0211	331								
KY MARSHALL	E 0967	135										
KY MERCER	E 0808U	1526										
KY METCALFE	E 0450	1670	E 0451	827								
KY MONROE	E 0602	340	E 0611A	1289								
KY MONTGOMERY	E 0526	1044	E 0528U	578								
KY MORGAN	E 0150	1413	E 0151	1480	E 0152	1639	E 0153	1808				
KY NELSON	E 0053	169										
KY OHIO	E 0635	68										
KY OWEN	E 0225	46										
KY OWSLEY	E 0401	1767	E 0403	363	E 0404	1418	E 0405	874				
KY PERRY	E 0300	1864	E 0304	1216								
KY PIKE	E 0500	1077										
KY PULASKI	E 0601	1174	E 0625	770	E 0632T	302						
KY ROCKCASTLE	E 0205B	223	E 0207	334	E 0209	1426						
KY ROWAN	E 0401U	504	E 0404	1012	E 0409	212						
KY RUSSELL	E 0400	1660	E 0405A	1583								
KY SIMPSON	E 0182	1259										
KY TAYLOR	E 0759	1213	E 0761B	106								
KY UNION	E 0831T	1288										
KY WARREN	T 9902.	4813	T 9905.	3564								
KY WASHINGTON	E 0678U	607										
KY WAYNE	E 0279	959	E 0280T	1241	E 0281T	1351	E 0283D	1403	E 0283E	42	E 0284	1159

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STATE: KENTUCKY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
KY WAYNE	E 0287	813	E 0288	903	E 0289	1105						
KY WEBSTER	E 0384U	546										
KY WHITLEY	E 0562	1386	E 0564	1981	E 0569	1523	E 0570	1882	E 0571	1661	E 0572	754
	E 0573	701	E 0574	1911	E 0576	1078	E 0577	621	E 0578	254		
KY WOLFE	E 0326	664	E 0327	1066	E 0330T	1676						

207929 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.5

STATE: LOUISIANA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
LA ACADIA	E 0646	1198	E 0647	1587	E 0663	338	E 0666	523	E 0667	208		
LA ALLEN	E 0002	1345	E 0004	623	E 0005	983	E 0016	580				
LA ASSUMPTION	E 0007	780	E 0013A	829	E 0021	440						
LA AVOYELLES	T 0304.	7016										
LA BEAUREGARD	E 0400B	43	E 0409	781								
LA BIENVILLE	E 0455A	514	E 0474	92	E 0475	167						
LA CATAHOULA	E 0502	560	E 0510	368	E 0511	144	E 0512	98	E 0515	157	E 0517	584
	E 0518A	216	E 0520B	207	E 0521	1117						
LA CLAIBORNE	E 0152	1075	E 0164	1160	E 0169	754	E 0172	845				
LA CONCORDIA	E 0776	838	E 0777	39	E 0778	108	E 0780	663	E 0781	729	E 0785A	975
	E 0785B	362	E 0787	1204	E 0796	1074						
LA DE SOTO	E 0335	732	E 0340A	1107	E 0342	401	E 0342N	107	E 0344A	611	E 0344N	924
	E 0351	829										
LA EAST CARROLL	E 0006	666	E 0007	677	E 0008	857	E 0009	919	E 0010	606	E 0011	774
	E 0015	279	E 0016	604								
LA EAST FELICIANA	E 0176	764	E 0189	273								
LA EVANGELINE	E 0207A	1387	E 0227	336	T 9902.	5276						
LA FRANKLIN	E 0051	286	E 0058	982	E 0059T	1867	E 0059U	338	E 0067	1705	E 0070	410
LA JACKSON	E 0108	85	E 0109	70	E 0111	439	E 0112	254	E 0114	79	E 0115B	139
	E 0117	902	E 0118C	66	E 0123	1440						
LA JEFFERSON DAVIS	E 0100	899										
LA LA SALLE	E 0452A	150	E 0453A	60	E 0458	569	E 0460	54	E 0467	240	E 0473C	94
	E 0476A	591	E 0483B	158	E 0484I	38						
LA LINCOLN	E 0250	56	E 0264	759	E 0271	433						
LA MADISON	E 0401C	557	E 0402A	2109	E 0402C	243	E 0403	929	E 0404B	1099	E 0405A	1119
	E 0405C	107	E 0405D	194	E 0405E	68	E 0406A	900	E 0406B	319	E 0406C	293
	E 0407C	206	E 0414D	64								
LA MOREHOUSE	E 0152	643	E 0163A	666	E 0164A	971	E 0167	439	E 0171A	39	T 9902.	1913
	T 9903.	5427	T 9904.	4948								
LA NATCHITOCHES	E 0378	612	E 0379D	51	E 0381B	70	E 0387	279	E 0388	238	E 0391	521
	E 0395	527										
LA POINTE COUPEE	E 0053	252	E 0058	1493								
LA RED RIVER	E 0003B	105	E 0005	484	E 0007A	712	E 0008C	24	E 0014A	692	E 0014B	283
	E 0015B	77	E 0018C	212								

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STATE: LOUISIANA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
LA RICHLAND	E 0100	2107	E 0103	2045	E 0104	1340	E 0105T	1406	E 0105U	1019	E 0107	576
	E 0115	316	E 0119	1016								
LA SABINE	E 0207	475	E 0226	949	E 0235	33						
LA ST. HELENA	E 0007	1416										
LA ST. LANDRY	E 0725	1022	E 0727	327	E 0731	828	E 0732	1690	E 0734	976	E 0737	532
	E 0746	1713	E 0749	1613	E 0755	449	E 0762A	1165	T 9902.	4641		
LA ST. MARY	E 0169	105	E 0174	1594	E 0183A	1372	E 0185	1641	E 0188	278	E N0183B	544
	E N0183C	528										
LA TANGIPAHOA	E 0102	132	E 0107	1170	E 0126	141						
LA TENSAS	E 0230B	164	E 0232	347	E 0234A	123	E 0234B	190	E 0235	663	E 0236	1339
LA UNION	E 0056	71	E 0064	1106	E 0066	172	E 0069	115				
LA VERMILION	E 0485	1283	E 0488	1282								
LA VERNON	E 0551	846	E 0557	1361	E 0558	1377	E 0561T	1179	E 0571T	1349	E 0571V	1264
LA WASHINGTON	E 0030	755	E 0034A	1777								
LA WEBSTER	T 0302.	5746										
LA WEST CARROLL	E 0627	1079	E 0628	1655	E 0629	559	E 0633	1782	E 0635	221	E 0637A	385
LA WEST FELICIANA	E 0408	5746	E 0410	582								
LA WINN	E 0276	129	E 0277	67	E 0278	378	E 0281	146	E 0284	429	E 0291	505
	E 0295U	505	E 0296T	1490	E 0302	132	E 0307	353	E 0309	522		

166834 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 12.7

STATE: MAINE

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
ME AROOSTOOK	E 1103	34	E 1122	147	E 1127	574	E 1180	353	E 1189	274	E 1202	30
	E 1203	67	E 1209	229								
ME FRANKLIN	E 0002	16	E 0029	48								
ME HANCOCK	E 1600	44	E 1605	47	E 1610	197	E 1623A	39	E 1771	37	E 1773	337
ME KNOX	E 0001	57	E 0014	140	E 0058	159						
ME OXFORD	E 0107	65	E 0135	123								
ME PISCATAQUIS	E 0130	151	E 0152	287								
ME SOMERSET	E 0465	72	E 0467	60	E 0470	74	E 0475	278	E 0503	160	E 0536	437
ME WALDO	E 1040	270	E 1049	321								
ME WASHINGTON	E 0185	40	E 0199	140	E 0200	36	E 0202	88	E 0203	625	E 0221	192
	E 0235	782	E 0251	517	E 0254	443	E 0255	327	E 0259	151	E 0287	695
	E 0295	362	E N0187	277	E N0223	161	E N0224	70	E N0225	113	E N0227	205

10351 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.4

STATE: MARYLAND

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MD CAROLINE	E 0175	36	E 0177	156								
MD DORCHESTER	E 0074	530	E 0083	97								

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

STATE: MARYLAND

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MD GARRETT	E 0303A	305	E 0308	511	E 0320C	56						
MD KENT	E 0137	464	E 0145	347								
MD ST. MARY'S	E 0096	567	E 0100U	124	E 0101	476						
MD SOMERSET	E 0008	235	E 0011	166	E 0012	440	E 0013	613	E 0025	916	E 0026	745
	E 0028	577										
MD TALBOT	E 0225	50	E 0246	446								
MD WICOMICO	T 0003.	1403										
MD WORCESTER	E 0328V	29	E 0336	111	E 0342	241	E 0346	86	E 0349	90	E 0368	846

10663 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.6

STATE: MASSACHUSETTS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MA BARNSTABLE	E 0126	179	E 0127	672	E 0128	66	E 0130	182	E 0131	174	E 0134	62
	E 0138	57	E 0140	167	E 0143	134	E 0145	292	E 0151	78	E 0157	160
	E 0160	31	E 0165	52	E 0170	83	E 0180	223	E 0193	444	E 0196	233
	E 0216	855	E 0228	119	E 0232	120	E 0245	67	E 0258	116	E 0259	377
	E 0261	280	E 0264	124	E 0276	277	E 0279	357	E 0285	175	E 0288	168
	E 0299	464	E 0310	226	E 0313	532	E 0314	719	E 0315	144	E 0318	117
	E 0333	171	E 0342	463	E 0343	754	E 0345	844	E 0346	355	E 0348	381
	E 0349	475	E 0352	215	E 0353	229	E 0354	399	E 0359	94	E 0362	240
	E 0416	1491	E 0424	2040	E 0426	81	E 0430	775	E 0431	358	E 0435	177
	E 0442	226	E 0450	425	E 0456	328	E 0488	211				
MA BERKSHIRE	T 9211.	547										
MA DUKES	E 0078	261	E 0079	668	E 0091	220	E 0101	53				
MA FRANKLIN	E 0021U	648	E 0042	1738								
MA HAMPSHIRE	T 8204.	10734										

34127 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.7

STATE: MICHIGAN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI ALCONA	E 1029	110	E 1038	677	E 1042	206	E 1043	364	E 1045	243	E 1046	415
	E 1053	53										
MI ALGER	E 0726	161	E 0752	361								
MI ALPENA	E 0746	477	E 0747	286	E 0760	160						
MI ANTRIM	E 0954	319	E 0958	63	E 0978	224						
MI ARENAC	E 0382	767										
MI BARAGA	E 0001	74	E 0003	141	E 0004	200	E 0009	179	E 0020	452	E N0005	751
	E N0017	112	E N0019	243								
MI BENZIE	E 0374	281	E 0379	73								
MI CHARLEVOIX	E 1391	1116	E 1413	343								
MI CHEBOYGAN	E 1303	525	E 1315	188	E 1323	51	E 1332	44	E 1333	456	E 1336	233

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STATE: MICHIGAN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI CHIPPEWA	E 0256	48	E 0267	64	E 0268	103	E 0269	251	E 0270	227	E 0271	64
	E 0284	40	E 0316	64								
MI CLARE	E 0575	287	E 0577	289	E 0578	415	E 0580	68	E 0583	401	E 0589	460
	E 0591	509	E 0592	644	E 0594	275	E 0595	134	E 0596	608	E 0604	256
	E 0609	158	E 0617	112								
MI CRAWFORD	E 0225	92	E 0226	113	E 0235	383	E 0242	97	E 0247	256		
MI DELTA	E 0601	516	E 0602	34	E 0618	323	E 0633	688				
MI DICKINSON	E 0074	525	E 0086	436	E 0090	471						
MI EMMET	E 0278A	313	E 0279	53	E 0281	215	E 0296	167	E 0313	513		
MI GLADWIN	E 0202	439	E 0205	312	E 0214	468	E 0215	1136				
MI GOGEBIC	E 0527	132	E 0531	527	E 0533	452	E 0534	603	T 9902.	3603		
MI GRAND TRAVERSE	E 0836	205	E 0868	228	E 0875	23	E 0879	402				
MI HOUGHTON	E 0825	244	E 0826	447	E 0827	566	E 0833	47	E 0834	324	E 0835	382
	E 0843	398	E 0844	372	E 0846	394	E 0847	278	E 0848	208	E 0862	165
	E 0867	74	E 0868	169	E 0879	3380	E 0886	549	E 0887	511		
MI HURON	E 0084	175	E 0094	402								
MI IOSCO	E 1129	5166	E 1142	450	E 1143	114	E 1146	91	E 1147	336	E 1156	466
	E 1157	171	E 1161	173	E 1171	399	E 1172	222	E 1183	187	E 1188	566
	E 1189	438										
MI IRON	E 0775	626	E 0781	301	E 0784	229	E 0787	50	E 0794	843		
MI KALKASKA	E 0070	146	E 0072	59	E 0074	240	E 0081	366				
MI KEWEENAW	E 0502	113	E 0508N	96	E 0509	707	E 0510	210	E 0512	272	E 0513	271
	E 0514	63										
MI LAKE	E 0152	342	E 0154T	315	E 0154U	223	E 0158	148	E 0161	272	E 0162	128
	E 0163	737	E 0169T	146	E 0169U	361	E 0170T	434	E 0170U	81	E 0171	37
MI LENAWEE	E 0282	166										
MI LUCE	E 0136	63										
MI MACKINAC	E 1033	44	E 1045	31	E 1048	46	E 1054	166	E 1060	128	E 1061	349
	E 1062	270										
MI MARQUETTE	E 0376	133	E 0396	982	E 0418	440	E 0437	160	E 0438	163		
MI MECOSTA	E 0077	343	E 0082	123	E 0091T	109	T 9903.	6233				
MI MENOMINEE	E 0957	76	E 0963	621	E 0964	598	E 0966	212	E N2009	64	E N2011	76
MI MISSAUKEE	E 1253	268										
MI MONTMORENCY	E 0001	553	E 0005	89	E 0007	35	E 0009	815	E 0012	373	E 0014	109
	E 0017	353	E 0018	199	E 0021	182	E 0029	360				
MI NEWAYGO	E 0427	293	E 0428	275	E 0429	199	E 0431	508				
MI OGEMAW	E 0525	341	E 0526	33	E 0527	212	E 0528	449	E 0534	79	E 0536	189
	E 0537	197	E 0538	434	E 0539	241	E 0542	275	E 0544	428	E 0545	376
	E 0553	329	E 0554	128	E 0570	31	E 0572	1140	E 0573	398	E 0574	652
	E 0576	332	E 0579	83								
MI ONTONAGON	E 0200	116	E 0215	103	E 0221	256	E 0222	672	E 0224	247	E 0225	228
MI OSCODA	E 0450	328	E 0462	70	E 0463	71	E 0464	70	E 0466	81	E 0470	311
	E 0472	27	E 0475	114	E 0476	158	E 0478	103	E 0479	24		
MI PRESQUE ISLE	E 0104	276	E 0106	270	E 0108	421	E 0112	278	E 0115	288	E 0120	257
	E 0121	407	E 0123	734								

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STATE: MICHIGAN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI ROSCOMMON	E 0625	139	E 0627	107	E 0629	313	E 0633	188	E 0640	110	E 0641	418
	E 0644	439	E 0652	461	E 0659	491						
MI SCHOOLCRAFT	E 0900	174	E 0917	398								
MI TUSCOLA	E 0596	136										

87068 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.9

STATE: MINNESOTA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MN AITKIN	E 1401	43	E 1405	54	E 1406	27	E 1409	171	E 1410	38	E 1412	275
	E 1413	258	E 1414	242	E 1417	155	E 1427	83	E 1429	106	E 1430	447
	E 1432	289	E 1436	754	E 1438	452	E 1441	62	E 1444	126	E 1447	60
	E 1450	61	E 1457	196	E 1458	320	E 1459	218	E 1462	53	E 1464	70
	E 1466	126	E A1425	66	E A1442	208						
MN BECKER	E 0525	121	E 0564	292	E N0527	103	E N0528	343	E N0530	145	E N0533	86
	E N0537	189	E N0543	232	E N0582	33						
MN BELTRAMI	E 1208	64	E 1209	15	E 1213	54	E 1265	133	E 1271	64	E 1284	324
	E 1285	228	E 1286	220	E 1289	182	E 1299	117	E 1300	171	E 1302	165
	E 1307	159	E N1211	31	E N1273	680	E N1275	520	E N1313	55	E N1341	86
	E N1342	97										
MN BIG STONE	E 1034	332	E 1049	83								
MN BLUE EARTH	E 1386B	20										
MN BROWN	E 0551	90	E 0569	276								
MN CARLTON	E 0122	229	E 0126	204	E 0138	64	E 0140	418	E A0119	565	E N0113	115
	E N0116	60										
MN CASS	E 1627	192	E 1664	50	E 1666	106	E 1669	86	E 1693	191	E 1697	32
	E 1701	396	E 1721	255	E 1724	148	E 1732	700	E 1736	144	E 1737	116
	E 1742	251	E 1745	164	E 1748	92	E 1759	355	E N1631	87	E N1634	23
	E N1647	330	E N1662	148	E N1676	117	E N1688	129	E N1699	35		
MN CHIPPEWA	E 0134B	2	E 0137	310								
MN CLEARWATER	E 0552	195	E 0556	579	E 0557A	365	E 0563	50	E 0564	306	E 0565	193
	E 0567A	354	E 0567B	107	E 0570	469	E 0576	211	E 0580	136	E N0550	65
	E N0579	363										
MN COTTONWOOD	E 0509	215	E 0510	40								
MN CROW WING	E 0781	84										
MN DOUGLAS	E 0676	187	E 0682	124	E 0684	323	E 0694	432	E 0704	240	E 0706	303
	E 0711	355										
MN FARIBAULT	E 0389B	137										
MN FILLMORE	E 0576	291	E 0596	311	E 0610	386						
MN GOODHUE	T 9901.	2448										
MN GRANT	E 0356	118										
MN HUBBARD	E 0606	84	E 0608	404	E 0632	152	E 0638	482	E 0640	1087		
MN ITASCA	E 1480	457	E 1483	54	E 1484	50	E 1485	160	E 1486	77	E 1487	86
	E 1488	78	E 1489	151	E 1490	82	E 1505	353	E 1508	127	E 1510	105

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STATE: MINNESOTA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MN ITASCA	E 1513B	67	E 1514	115	E 1518	97	E 1525A	234	E 1603	128	E N1491	158
	E N1493	162	E N1494	136	E N1496	266	E N1499	149				
MN JACKSON	E 0010B	32										
MN KITTSON	E 0276	36	E 0286	368	E 0288	30						
MN KOOCHICHING	E 1793	331	E 1804	212	E 1822	110	E 1825	444	E 1907	129	E 1908	312
	E 1909	597	E 1914	128	E N1910	77						
MN LAC QUI PARLE	E 0904	106	E 0908	50	E 0934	174						
MN LAKE	E 0077	390										
MN LAKE OF THE WOODS	E 0819	38	E 0860	96	E 0865	198	E 0896	135				
MN LINCOLN	E 0800	289	E 0802	202	E 0806A	357						
MN MAHNOMEN	E N0053	155	E N0058	187	E N0059	175	E N0060	123	E N0061A	298	E N0062A	262
	E N0065	189	E N0073	128	E N0074	470	E N0078	126	E N0080	170		
MN MARSHALL	E 0379	107	E 0392	170	E 0393	223	E 0400	212	E 0401	67	E 0404	87
	E 0406	79	E 0440	159	E 0441	66						
MN MEEKER	E 1550	141										
MN MORRISON	E 1114	322	E 1115	93	E 1118	51	E 1125	256	E 1129	219	E 1143	103
	E 1151	276	E 1153	126	E 1154	400						
MN MOWER	T 0004.	1297										
MN MURRAY	E 0254	274	E 0263	201								
MN NOBLES	E 1475A	129										
MN NORMAN	E 0018	522										
MN OTTER TAIL	E 0866A	167	E 0873	401	E 0885	194	E 0899	372	E 0903	370	E 0920	121
	E 0921	87	E 0924	394	E 0925	323	E 0931	354				
MN PENNINGTON	E 0476	191	E 0477	74	E 0489	228	E 0492	130	E 0494	162		
MN PINE	E 0501	79	E 0505	222	E 0507	48	E 0509	169	E 0515	134	E 0516	60
	E 0521	202	E 0525	573	E 0531	124	E 0532	86	E 0535	281	E 0547	61
MN PIPESTONE	E 0850	328	E 0855A	234	E 0857	261	E 0859	329				
MN POPE	E 0121	62	E 0123	341	E 0129	207	E 0130	218				
MN RED LAKE	E 0325	206	E 0330	302	E 0333	95						
MN REDWOOD	E 0732	96	E 0745	262	E 0762	118	E 0769	158	E N0754	28		
MN ROCK	E 0678	72	E 0689	922	E 0695	153						
MN ROSEAU	E 0683	110	E 0732	164	E 0733	71	E 0737	202	E 0741	103	E 0761	184
	E 0765	58	E 0770	127	E 0771	165	E 0773	47				
MN SIBLEY	E 1129	331										
MN STEVENS	E 0650	130	E 0654	773								
MN SWIFT	E 0001	341	E 0007	232	E 0018B	25	E 0028	274				
MN TODD	E 1259	508	E 1290	74								
MN TRAVERSE	E 0160	136										
MN WABASHA	E 0381	63										
MN WADENA	E 0251	220	E 0257	234	E 0258	69	E 0259	185	E 0260	374		

59575 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.1

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: MISSISSIPPI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MS BOLIVAR	T 9901.	4256	T 9902.	5415	T 9903.	7155	T 9907.	8954	T 9908.	5285		
MS COAHOMA	T 9901.	8692	T 9902.	2964	T 9905.	5783						
MS FORREST	T 0001.	1273	T 0004.	3261	T 0005.	2614	T 0006.	7270	T 0009.	4305	T 0105.	3223
MS HOLMES	T 9901.	9239	T 9903.	5441								
MS HUMPHREYS	T 9902.	5952	T 9903.	4282								
MS JEFFERSON	T 9902.	4768										
MS JONES	T 9906.	3759										
MS LAUDERDALE	T 0001.	668	T 0004.	7702	T 0005.	1190	T 0006.	4325				
MS LEFLORE	T 9901.	3113	T 9904.	7112	T 9906.	4572	T 9909.	1181				
MS LOWNDES	T 0007.03	3569	T 0008.	6053	T 0011.	2292						
MS SUNFLOWER	T 9902.	6152										
MS TALLAHATCHIE	T 9904.	4464										
MS TUNICA	T 9901.	6743	T 9902.	2485	T 9903.	424						
MS WARREN	T 9902.	2652	T 9905.	4124	T 9906.	4082	T 9907.	1961	T 9908.	3154		
MS WASHINGTON	T 0001.	1190	T 0004.	6486	T 0005.	377	T 0006.	5788	T 0011.	3278	T 0018.	940
	T 0019.	1973	T 0020.	4581	T 0022.	1647						

208169 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.5

STATE: MISSOURI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MO AUDRAIN	E 3169	1048										
MO BARRY	E 0386	184	E 0389A	307								
MO BARTON	E 0512	560										
MO BATES	E 1835	281										
MO BENTON	E 0011A	125	E 0015	289								
MO BOLLINGER	E 0425	109	E 0427	911	E 0430	865	E 0432	120	E 0438A	121		
MO BUTLER	E 0265	645	E 0267	545	E 0273	826	E 0274	348	E 0275	474	E 0277	740
	T 9904.	2734	T 9905.	2642								
MO CALDWELL	E 1325	523										
MO CALLAWAY	E 2025	336										
MO CAMDEN	E 0833	171										
MO CAPE GIRARDEAU	E 1200	130	E 1204	252	E 1237	45	E 1244	81	E 1247	104	E 1248	59
MO CARROLL	E 1641	64										
MO CARTER	E 0007A	360	E 0008	265								
MO CEDAR	E 0102	639	E 0103	891	E 0115	565						
MO CHARITON	E 1506	137	E 1519	76								
MO CLINTON	E 0245B	28										
MO COLE	E 3011	667	E 3013	220	T 9902.	3857						
MO DADE	E 0329	136										
MO DALLAS	E 0653	450	E 0657	617								
MO DAVIESS	E 0402	165	E 0416	192								
MO DENT	E 0378U	795	E 0379	890	E 0385	152	E 0389	390	E 0391	218		
MO DOUGLAS	E 0883	655	E 0884	1061	E 0891	320	E 0893	216	E 0894	315	E 0895	302

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: MISSOURI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MO DOUGLAS	E 0896	194	E 0898	567								
MO DUNKLIN	E 0875	648	E 0879	1141	E 0880	1019	E 0881	1023	E 0884	1084	E 0890	457
	E 0899	675	E 0902	831								
MO GENTRY	E 1801A	126	E 1806	131	E 1814	30						
MO GRUNDY	E 0551	389	E 0559A	323								
MO HARRISON	E 0309	114	E 0312	496	E 0316	374	E 0328	158				
MO HICKORY	E 0600	190	E 0601	217	E 0602	254	E 0605	342	E 0613	149		
MO HOLT	E 0503	126	E 0505	379	E 0513	210						
MO HOWARD	E 0150	359										
MO HOWELL	E 0650	895	E 0653	511	E 0657D	45	E 0658	466	E 0666	1276	E 0672T	999
MO IRON	E 0539	237										
MO KNOX	E 0979	227	E 0992	105								
MO LACLEDE	E 0450A	46	E 0460	802	E 0462	871	E 0466B	73				
MO LAWRENCE	E 0706	232	E 0716T	742	E 0719E	127	E 0720	77				
MO LEWIS	E 1555	419										
MO LINN	E 1451	144										
MO LIVINGSTON	E 0940	251	E 0943	311								
MO MCDONALD	E 0938	440										
MO MACON	E 0225	79	E 0227C	57	E 0230	98	E 0232	166	E 0234	102	E 0237	150
MO MADISON	E 0479	1068	E 0480	828	E 0484	272	E 0489	485	E 0490	397	E 0493	306
	E 0494	368										
MO MARIES	E 0032	428										
MO MARION	E 1936	32										
MO MERCER	E 0201	55	E 0204	299	E 0207	225						
MO MILLER	E 1275	128	E 1305	109								
MO MISSISSIPPI	E 0100	309	E 0104	1075	E 0105	2155	E 0111	943	E 0117	282		
MO MONITEAU	E 1225	50	E 1239B	143								
MO MONROE	E 0693	142										
MO MONTGOMERY	E 0153	91										
MO NEW MADRID	E 0580	42	E 0581	369	E 0588	237	E 0590	384	E 0591	536	E 0592	428
	E 0593	180	E 0597	197	E 0602	409						
MO NODAWAY	E 0616	66										
MO OREGON	E 0152	338	E 0153	404	E 0154	215	E 0155	374	E 0156	721	E 0158	251
	E 0159	259	E 0161	140	E 0162	105	E 0165	284	E 0167	1131		
MO OZARK	E 0280	155	E 0281	346	E 0282	484	E 0283	91	E 0288	383	E 0293	237
MO PEMISCOT	E 0825B	56	E 0827	184	E 0829	306	E 0832A	211	E 0836	1439	E 0838	1023
	E 0845	1251										
MO PIKE	E 0200B	89	E 0212	808	E 0220	77						
MO POLK	E 1003	140	E 1016	1453	E 1021B	48	E 1022	278	E 1026	51	E 1034B	51
MO PULASKI	E 1014	57	E 1015	30	E 1016	81	E 1029	128				
MO PUTNAM	E 0350	162	E 0354	876	E 0358	116	E 0366	105				
MO RANDOLPH	E 1025	267	E 1059B	55								
MO REYNOLDS	E 0802	241										
MO RIPLEY	E 0951	809	E 0953	379	E 0954	626	E 0955	769	E 0957	454	E 0965	593
	E 0966A	393	E 0967	540	E 0969	326						

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: MISSOURI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MO ST. CLAIR	E 0550	184	E 0562	686	E 0565	45	E 0566	285	E 0567	73	E 0569	145
	E 0572	91										
MO ST. FRANCOIS	E 0419B	22	E 0434C	35	E 0446	356	E 0463	263				
MO SALINE	E 0733	71										
MO SCHUYLER	E 0800	462										
MO SCOTLAND	E 0086	295	E 0087	128								
MO SCOTT	E 1140	551	E 1141	425	E 1146	170	E 1147	274				
MO SHANNON	E 0201	220	E 0203	98	E 0211	785	E 0213	622				
MO STODDARD	E 0701	539	E 0706	260	E 0709	1111	E 0715	136	E 0718B	147	E 0720	298
	E 0728	928										
MO STONE	E 0983	94	E 0985A	149								
MO SULLIVAN	E 1676B	102	E 1678	116	E 1681	93	E 1682	133	E 1688	285		
MO TANEY	E 0771	377										
MO TEXAS	E 0335A	353	E 0336	383								
MO VERNON	E 0150	327	E 0155	136	E 0157	48						
MO WASHINGTON	E 0301	1020	E 0306A	358	E 0307	1347	E 0314	349				
MO WAYNE	E 1075	473	E 1076	498	E 1077	1289	E 1078D	887	E 1081	257	E 1084	477
	E 1087	196	E 1090	341								
MO WEBSTER	E 0244B	70										
MO WORTH	E 0001	95	E 0008	137	E 0010	74						
MO WRIGHT	E 1208	492	E 1210	84	E 1216	147	E 1218	25	E 1221	868	E 1223	798

108183 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.5

STATE: MONTANA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MT BEAVERHEAD	E 0625	122	E 0628	84	E 0630	36	E 0637	624	E 0638	114	E 0643	361
	E 0644	256	E 0652	142	E 0656	191	E 0660	71	E 0661	88		
MT BIG HORN	T 9902.	771	T 9904.	70	E N3049	220						
MT BLAINE	E 2051	39	E N3529	556	E N3530	129	E N3531	299	E N3538	223	E N3551	73
	E N3552	73	E N3556	86	E N3557	113						
MT CARTER	E 0027	320										
MT CHOUTEAU	E 0509	40	E N0513	119								
MT CUSTER	E 1450	31	E 1455	314	E 1456	53	E 1466	120	E 1469	74	E 1470	47
	E 1471	63										
MT DAWSON	E 0378	184	E 0380	113	E 0384	86						
MT FALLON	E 0178	182	E 0179	155								
MT FERGUS	E 1091	44	E 1092	85	E 1093	139	E 1097	186	E 1105	139	E 1124	56
	E 1130	168										
MT FLATHEAD	E 1128	82	E 1129	53	E 1130	36	E 1137	84	E 1143	28	E 1208	575
MT GARFIELD	E 0055	76										
MT GLACIER	E 0275	249	E N0279	411	E N0283	136	E N0286	416	E N0288	161	E N0289	115
	E N0290	1246	E N0292	277	E N0293	51	E N0296	340	E N0297	116		
MT GOLDEN VALLEY	E 0330	178	E 0333	51								

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: MONTANA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MT GRANITE	E 0027	296	E 0029	377								
MT HILL	E 0102	265	E 0116A	161	E 0121	57	E N0113	395				
MT JEFFERSON	E 0933	252	E 0935	184								
MT LAKE	E 0864	59	E N0865A	560	E N0869	172	E N0871	188	E N0872	175	E N0873	104
	E N0878	168	E N0883	117	E N0884	45	E N0893	146	E N0901	290	E N0912	64
	E N0913	179	E N0914	51	E N0915	52	E N0917	59	E N0924A	488	E N0925	90
MT LEWIS AND CLARK	E 0984	188										
MT LIBERTY	E 0008	222										
MT LINCOLN	E 0709	36	E 0712	56								
MT MCCONE	E 0004	105	E 0006	290								
MT MADISON	E 0976	296	E 0977	437	E 0982	476						
MT MEAGHER	E 0827	73	E 0828	133	E 0833	65						
MT MISSOULA	T 0003.	2094										
MT MUSSELSHELL	E 1203	59	E 1204	43	E 1206	96						
MT PARK	E 1175	871	E 1186	100								
MT PETROLEUM	E 0227	79										
MT PHILLIPS	E 1952	146	E 1954A	252	E 1960	173	E N3509	44				
MT PONDERA	E 1087A	580	E 1088	110	E N1092	366						
MT POWDER RIVER	E 0455	34										
MT POWELL	E 0772	223										
MT PRAIRIE	E 0075	200	E 0076	70	E 0077	142	E 0078	495				
MT ROOSEVELT	E N0559	52	E N0566A	1093								
MT ROSEBUD	T 9904.	1002										
MT SANDERS	E 0214	388	E N0200A	217	E N0201	182	E N0203	91				
MT SILVER BOW	T 9903.	5973	T 9904	5004								
MT STILLWATER	E 1002	208										
MT SWEET GRASS	E 1251	140	E 1253	138								
MT TETON	E 0327	74	E 0337	61	E 0341	25						
MT VALLEY	E 0678	139	E 0681	29	E 0684	248	E 0688	578	E 0692	106	E 0703	65
	E N0696	96	E N0698	193								
MT WHEATLAND	E 0802	55										

41845 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.0

STATE: NEBRASKA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NE ADAMS	E 0903	98										
NE ANTELOPE	E 1156	86	E 1165	409	E 1166	221	E 1167	114	E 1171	103	E 1172	293
	E 1175	161	E 1176	151	E 1177	147	E 1178	126	E 1180	257	E 1181	199
	E 1182	141										
NE BLAINE	E 1450	46	E 1451	224								
NE BOONE	E 1100	185	E 1103	501	E 1106	198	E 1108	102	E 1109	235	E 1110	196
	E 1113	719	E 1117	274	E 1121	184	E 1124	222				
NE BOYD	E 1201	104	E 1202	66	E 1203	166	E 1206	54	E 1210	219	E 1213	276

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: NEBRASKA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NE BOYD	E 1218	84	E 1221	286								
NE BROWN	E 1437	87										
NE BUFFALO	E 1368	190										
NE BUTLER	E 0050	119	E 0074	60								
NE CASS	E 1185	209										
NE CEDAR	E 1050	111	E 1057A	383	E 1058	117	E 1069	271	E 1073A	227	E 1079	151
NE CHASE	E 1559	41	E 1561	167	E 1562	205						
NE CHERRY	E 0705	86	E 0708A	93	E 0711	177	E 0717	37	E 0718	80	E 0727	81
NE CHEYENNE	E 0409A	772										
NE CLAY	E 0804	94	E 0824	174	E 0826	69						
NE CUMING	E 0333	30	E 0351	326								
NE CUSTER	E 1029	111	E 1035	48	E 1045	168	E 1059	388	E 1074	274	E 1075	187
	E 1077	176	E 1079	71								
NE DAWES	E 1181	287	E 1197	335	E 1200	227						
NE DIXON	E 0377	310	E 0380	209	E 0381	76	E 0382	193	E 0383	186	E 0384	212
	E 0388	90	E 0392	142	E 0404A	150						
NE FILLMORE	E 1349	59	E 1351	135								
NE FRANKLIN	E 0201	80	E 0203	120	E 0213A	98	E 0217	138	E 0222	160		
NE FRONTIER	E 0114	45	E 0116	81	E 0117	48	E 0121	51	E 0130	46		
NE FURNAS	E 1704	147	E 1707	247	E 1708	297	E 1709	186	E 1712	278	E 1714	129
NE GAGE	E 0837	99	E 0843	83								
NE GARDEN	E 0859	32										
NE GARFIELD	E 0255	761	E 0259	131								
NE GOSPER	E 0233	178	E 0236	65								
NE GREELEY	E 0179	597	E 0181	301	E 0182	234						
NE HALL	E 0686	44										
NE HAMILTON	E 0055	106										
NE HARLAN	E 0354	87										
NE HAYES	E 1375	40	E 1377	71	E 1378	39	E 1380	40	E 1382	46	E 1392	85
NE HITCHCOCK	E 1276	104	E 1279A	22	E 1283	159	E 1299	65	E 1300	33	E 1301	42
NE HOLT	E 0451	75	E 0453	64	E 0456	99	E 0459	37	E 0461	150	E 0467	641
	E 0468	461	E 0484	172	E 0486	41	E 0488	181	E 0490	50	E 0492	67
	E 0493	30	E 0501	84	E 0504	219						
NE HOOKER	E 0903	47										
NE HOWARD	E 0533	506										
NE JEFFERSON	E 0446	421	E 0449A	123	E 0452	89						
NE JOHNSON	E 0763	145										
NE KEITH	E 1230	520										
NE KNOX	E 0478	172	E 0485A	58	E 0489	64	E 0490	121	E 0494	286	E 0497	701
	E 0498	278	E 0501A	139	E 0502	617	E 0504	136	E 0507	159	E 0508	82
	E 0509	194	E N0481	50	E N0491	71						
NE LINCOLN	E 0935	32										
NE LOGAN	E 0576	54	E 0581	112								
NE LOUP	E 0055	170										
NE MADISON	E 1580	201	E 1589	58	E 1592	192	E 1595	195	E 1596	206	E 1599	250

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

STATE: NEBRASKA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NE MORRILL	E 1325	154	E 1326	102	E 1327A	398	E 1333	161	E 1335	133		
NE NANCE	E 0853	150	E 0864	262	E 0867	266						
NE NEMAHA	E 0181	81	E 0186	90	E 0189	245	E 0191	195				
NE OTOE	E 1510	101	E 1519	47	E 1521	224	E 1525A	101				
NE PAWNEE	E 0278	108	E 0282	134	E 0288	107	E 0289	604	E 0291	135	E 0293	153
	E 0294	178	E 0295	197								
NE PERKINS	E 0003	245	E 0014	278								
NE PHELPS	E 1273	102	E 1274	148								
NE PIERCE	E 1000	46	E 1008	267	E 1009	81	E 1017	203	E 1019	78		
NE PLATTE	E 1001	301	E 1002	37	E 1010	378	E 1012	226	E 1013	63		
NE POLK	E 0418	397										
NE RED WILLOW	E 1104B	76	E 1107A	57	E 1107B	95	E 1116B	107	E 1118A	161	E 1120A	68
NE RICHARDSON	E 0926	299	E 0939	230	E 0958A	516	E 0961	220	E 0964	131	E 0965	155
NE ROCK	E 0289	64										
NE SALINE	E 1113	142	E 1117D	505	E 1123	230	E 1127	157				
NE SAUNDERS	E 0124	23	E 0127	286								
NE SCOTTS BLUFF	E 0607	234	E 0618	332								
NE SHERIDAN	E 0354	463	E 0355	331	E 0366	136						
NE SHERMAN	E 0578	65	E 0582	428	E 0587	116	E 0589	138	E 0591A	197	E 0593	75
NE STANTON	E 0011	51										
NE THAYER	E 0675	255	E 0676	266	E 0677	158	E 0687A	69	E 0690	71		
NE THOMAS	E 1356	85										
NE THURSTON	E N1450	256	E N1451	145	E N1452	501	E N1468	157	E N1475	39	E N1478	539
NE VALLEY	E 0303	114	E 0306	134	E 0307	250	E 0314	405	E 0317	127		
NE WAYNE	E 0580	241	E 0583	308	E 0584B	42	E 0595	261				
NE WEBSTER	E 0035	48	E 0037	344								
NE WHEELER	E 0005	132										
NE YORK	F 0256	33	E 0262	202								

48119 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.6

STATE: NEVADA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NV CHURCHILL	E 0856	527	E 0859	83	E 0860	29	E 0872	417	E N0865	64		
NV DOUGLAS	E 0058	27	E 0064	16	E N0031	129						
NV ELKO	E 0502	124	E A0510	106	E N0541	649	E N0543	128				
NV EUREKA	E 0485	214	E 0487	23								
NV HUMBOLDT	E 0608	83	E 0609	85	E 0620	86	E N0607	37	E N1569	73	E N1574	399
NV LANDER	E 0100	404	E 0103	200								
NV LINCOLN	E 0785	551										
NV LYON	E 0018	42	E A0012	819								
NV MINERAL	E 0800	114	E 0805	378	E 0811	13						
NV NYE	E 0732	27	E N0730	106								
NV PERSHING	E 0165	61	E N0175	126								

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

STATE: NEVADA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NV WHITE PINE	E 0699	212	E N0682	74								

6426 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.5

STATE: NEW HAMPSHIRE

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NH GRAFTON	E 0145	1686										
NH SULLIVAN	E 0236	322										

2008 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT .5

STATE: NEW MEXICO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NM CATRON	E 0001	245	E 0002	226	E 0003	168	E 0010	419				
NM CHAVES	T 0006.	5122										
NM COLFAX	T 9903.	888	T 9904.	316								
NM CURRY	T 0001.	4857										
NM DE BACA	E 0101A	544										
NM GRANT	E 0806	195	E 0810	708	T 9902.	4127						
NM GUADALUPE	E 0500	1279	E 0504	131	E 0508	524	E 0509	345	E 0510	392	E 0511	85
NM HIDALGO	E 0276	786	E 0279	367	E 0280	354	E 0291	35	E 0293	43		
NM LEA	T 0003.	4038										
NM LINCOLN	E 0329	19	E 0332	365	E 0333	142	E 0334A	112	E 0337	61	E 0359	206
NM LUNA	E 0203	412	E 0204A	731	E 0209A	188	T 9901.	4628	T 9902.	2131		
NM MCKINLEY	E 1189B	148	E 2001B	190	T 9999.99	11773	E A1179A	175	E A1179D	186	E A1180B	395
	E A1181	81	E A1182A	84	E A1184A	84	E A1184B	102	E A1186A	371	E A1188	121
	E A1190B	96	E A1191A	215	E A1191B	54	E A1191E	97	E A1193A	407	E A1193B	99
	E A1194A	468	E A1194B	96	E A1195B	130	E A1195C	277	E A1195E	61	E A1195G	127
	E A1196A	198	E A1196B	725	E A1197A	903	E A1197B	64	E A1199A	723	E A1200A	75
	E A1200C	63	E A1200D	59	E A1201A	50	E A1202B	552	E A1203B	124	E N1236	490
	E N1243	113	E N1246	239	E N1247	549	E N1249	280	E N1250	692	E N1252	223
	E N1253	395	E N1254	92	E N1255	266	E N1256	130	E N1258	122	E N1261	109
	E N1262	135	E N1275	220	E N2002A	50	E N2614	83	E N2615	248	E N2617	81
	E N2618	132	E N2619	170	E N2622	199	E N2623	74	E N2624	191	E N2626	162
	E N2627	272	E N2630	439	E N2631	219	E N2633	1123	E N2634	592	E N2637	131
	E N2638	326	E N2639	57	E N2640	61						
NM MORA	E 0650	416	E 0653	119	E 0656	166	E 0657	316	E 0658	146	E 0661	598
	E 0662	599										
NM OTERO	T 0001.	2322										
NM QUAY	E 0192	586										
NM RIO ARRIBA	E 0675	59	E 0676	503	E 0679	684	E 0681	107	E 0702A	34	E 0705	410
	E 0706	495	E N0712	122	E N0714	41	E N0723	588	E N0724	375	E N0734	87
	E N0742	44	E N0743	128	E N0745	194						

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STATE: NEW MEXICO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NM ROOSEVELT	E 0127A	836	E 0132	202	E 0138	416	T 9901.	5592				
NM SAN JUAN	T 0008.	2793	T 0010.	16379								
NM SAN MIGUEL	E 0577	100	E 0580	99	E 0581	200	E 0590	519	E 0591	1037	T 9903.	6359
NM SOCORRO	E 0572	130	E 0590	22	E N0578A	650	E N0588	422				
NM TAOS	E 0442	414	E 0445A	139	E 0453	60	E 0466E	74	E 0466G	73	E 0469E	158
	E 0470D	325	E 0471B	170	E 0472E	118	E 0474	1090	E N0446	357	E N0452	206
	E N0468A	89	E N0479D	50								
NM TORRANCE	E 0825	155	E 0827	82	E 0836	802	E 0838	166	E 0839	563	E 0840	607
NM UNION	E 0380A	95	E 0393	443	E 0396	83						
NM VALENCIA	E 1020	34	E 1062	40	E 1099	74	E 2022B	63	E 2032B	81	E N1000	337
	E N1025	127	E N1032	231	E N1037	102	E N2022A	40	E N2024A	116	E N2025A	226
	E N2026A	31	E N2027A	135	E N2028A	86	E N2031A	267	E N2032A	40		

116471 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 16.8

STATE: NEW YORK

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY CORTLAND	T 9906.	3242										
NY TOMPKINS	T 9910.	13015										

16257 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.1

STATE: NORTH CAROLINA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NC ALLEGHANY	E 0009U	661	E 0009V	224								
NC ANSON	E 0284	1463	E 0292	133								
NC ASHE	E 0076	765	E 0082	336	E 0083	522						
NC AVERY	E 0025	750	E 0031E	175								
NC BEAUFORT	E 0575	1423	E 0580	207	E 0582C	36	E 0584B	33	E 0592	1135	E 0597	1018
NC BERTIE	E 0178	824	E 0184	254	E 0186	459	E 0191	1127	E 0198B	105	E 0199	1460
	E 0200	762										
NC BLADEN	E 0051	483	E 0063	458	E 0066	1641	E 0069B	1294				
NC CALDWELL	E 0382	293										
NC CAMDEN	E 0100U	840										
NC CARTERET	E 0057	322	E 0072V	248								
NC CHEROKEE	E 0043	1000	E 0051	46	E N0038	25						
NC CLAY	E 0002	435										
NC CLEVELAND	E 0933	38										
NC COLUMBUS	E 0193	1376	E 0204	1456								
NC CRAVEN	E 0272	651										
NC DARE	E 0367	37										
NC DUPLIN	E 0134	1259	E 0136B	42	E 0144U	911	E 0149	477	E 0158	499		
NC GRAHAM	E N0357	54	E N0359	38								

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE· NORTH CAROLINA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NC GRANVILLE	E 0389	1883										
NC HALIFAX	E 0625	1136	E 0627	1801	E 0629	263	E 0639T	652	E 0642	707	E 0648	1156
	E 0650T	1152	E 0652	711	E 0654	1341	E 0656	2073	E 0661	1016		
NC HENDERSON	E 0640	953	E 0644	1277	T 9904.	23						
NC HERTFORD	E 0487	1380	E 0491	210	E 0497	1475						
NC HOKE	E 0709D	64	E 0712B	170	E 0715A	1329						
NC HYDE	E 0002	864										
NC IREDELL	T 0602.	2706										
NC JACKSON	E 0479B	124	E 0483A	425	E N0452	81	E N0453	53	E N0454	109	E N0455	466
NC JONES	E 0002	772										
NC LEE	T 0303.	3313										
NC LENOIR	E 0325	339	T 9904.	4485	T 9905.	4827						
NC MCDOWELL	E 0587B	169										
NC MACON	E 0177	812										
NC MADISON	T 0102.	1524	T 0103.	925	T 0104.	1547						
NC MARTIN	E 0040	1333										
NC MITCHELL	E 0153	514										
NC MOORE	E 0348	1543	E 0350	203								
NC NASH	T 0101.	488										
NC NORTHAMPTON	E 0405	1011	E 0415	509								
NC PAMLICO	E 0530A	798	E 0530B	100								
NC PASQUOTANK	E 0808A	395										
NC PENDER	E 0688	1372										
NC PERQUIMANS	E 0860	138	E 0861U	601								
NC PITT	E 0252U	230	E 0269	424	E 0279	1148	E 0284A	1492	E 0288	597	T 9905.	5147
NC RICHMOND	E 0237	1278	E 0238T	1526								
NC ROBESON	E 0403	1226	E 0405	178	E 0425	1641	E 0427	101	E 0428	137	E 0447	83
	E 0448	249	E 0456	1068	E 0457	213	T 9902.	5427				
NC RUTHERFORD	E 0526T	813										
NC SAMPSON	E 0166	1043	E 0190	1935								
NC STANLY	E 0010	139	E 0013U	573								
NC SURRY	E 0012E	30	E 0013	408								
NC SWAIN	E N0079	618	E N0084	97								
NC TRANSYLVANIA	E 0408	100	E 0413A	807	E 0413B	41	E 0414U	447				
NC TYRRELL	E 0230	474										
NC WARREN	E 0004	569	E 0014	824								
NC WATAUGA	E 0125	280	E 0126	207								
NC WAYNE	T 0017.	547	T 0018.	4028								
NC WILSON	T 0002.	1926	T 0008.01	3717								
NC YANCEY	E 0128	867										

123768 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.6

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: NORTH DAKOTA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
ND ADAMS	E 2227	42	E 2228	41	E 2230	46	E 2234	186	E 2237	48	E 2238	109
	E 2239	28	E 2243	32	E 2244	45	E 2246	43	E 2248	49	E 2249	63
ND BARNES	E 0957	78	E 0970	75	E 0998	64	E 1011	95	E 1013	87	E 1016	92
ND BENSON	E 1182	52	E 1189	54	E N1207	704	E N1210	63	E N1215	655	E N1222	440
ND BOTTINEAU	E 1111	44	E 1112	101	E 1140	50	E 1149	84	E 1151	89	E 1152	66
	E 1153	49	E 1159	329								
ND BOWMAN	E 0003	49	E 0004	44	E 0009	151	E 0019	54	E 0020	24	E 0021	35
	E 0028	46										
ND BURKE	E 0654	178	E 0655	50	E 0662	27	E 0666	37	E 0670A	43	E 0674	97
	E 0681	54	E 0682	40	E 0683	31	E 0684	43	E 0687	68		
ND CAVALIER	E 1100	119	E 1103	164	E 1110	102	E 1119	100	E 1120	99	E 1139	33
ND DICKEY	E 0258	52	E 0259	46	E 0262	69	E 0263	59	E 0277	61	E 0278	55
	E 0279	49	E 0280	42	E 0282	84	E 0289	101				
ND DIVIDE	E 1270	283	E 1273	39	E 1286	48						
ND DUNN	E 0726A	392	E N0725	220								
ND EMMONS	E 0380	138	E 0386	154	E 0398	127						
ND FOSTER	E 0701	85	E 0717	64	E 0718	53	E 0726	63				
ND GOLDEN VALLEY	E 1205	33										
ND GRANT	E 0327	64	E 0330	503	E 0337	43	E 0338	30	E 0339	62	E 0340	33
	E 0341	75	E 0342	41								
ND GRIGGS	E 0596	68										
ND HETTINGER	E 1300	40	E 1301	51	E 1302	63	E 1303	54	E 1308	47	E 1310	56
	E 1311	59	E 1312	70	E 1314	44	E 1324	38	E 1325	44	E 1328	95
	E 1329	38	E 1330	25								
ND KIDDER	E 0577	84	E 0580	39	E 0582	61	E 0597	30	E 0599	62	E 0601	44
	E 0602	76	E 0609	48	E 0615	87						
ND LA MOURE	E 1879	81	E 1889	74	E 1890	118	E 1898	100	E 1905	53		
ND LOGAN	E 0130A	55	E 0131	57	E 0135	84	E 0136	66	E 0137	57	E 0140	37
	E 0142	69										
ND MCHENRY	E 1701	35	E 1703	76	E 1709	28	E 1710	64	E 1720	71	E 1727	179
	E 1728	65	E 1729	79	E 1741	164	E 1742	71	E 1743	95	E 1745	104
	E 1746	87	E 1749	78	E 1753	84	E 1754	52	E 1756	35	E 1758	36
	E 1761	355	E 1762	109								
ND MCINTOSH	E 1656	672	E 1660	149	E 1661	253	E 1662	40				
ND MCKENZIE	E 1881	32	E 1890	31	E 1891	26	E 1892	60	E 1914	33	E 1919	125
ND MCLEAN	E 1377	23	E 1379	101	E 1410	57	E 1411	41	E N1389	32	E N1390	91
ND MOUNTRAIL	E 1775	75	E 1777	47	E 1784	36	E 1788	25	E 1791	67	E 1793	30
	E 1801	99	E 1807	56	E 1808	44	E 1811	44	E N1822	45	E N1827	67
	E N1828	423										
ND NELSON	E 0919	60	E 0920	78	E 0921	51	E 0922	69	E 0923A	626	E 0925	101
	E 0933	120										
ND PEMBINA	E 1068	100										
ND PIERCE	E 0201	38	E 0214	113	E 0215	85	E 0216	43	E 0218	89	E 0220B	53
	E 0221	102	E 0222	58	E 0223	84						
ND RAMSEY	E 0136	68	E 0138	101	E 0139	75	E 0148	62	E 0149	85	E 0161	385

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: NORTH DAKOTA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
ND RANSOM	E 0061	99	E 0062	103	E 0068	94	E 0078	44	E 0080	123		
ND RENVILLE	E 1603	72	E 1606	51	E 1608	21	E 1609	61	E 1616	77	E 1618	62
	E 1623	76										
ND RICHLAND	E 0640	54										
ND ROLETTE	E A0003	174	E A0006A	93	E A0006B	55	E A0007A	156	E A0007F	108	E A0009	246
	E A0011A	514	E A0012A	756	E A0012B	191	E A0027A	258	E A0031	124	E A0034A	38
	E A0034B	118	E A0035	43	E N0014	325	E N0016	657	E N0019	466		
ND SHERIDAN	E 0463	141	E 0467	56								
ND SIOUX	E N0511	57	E N0524	82								
ND SLOPE	E 0256	43	E 0261	34	E 0263	61	E 0270	190				
ND STARK	E 0984A	743										
ND STEELE	E 0818	94										
ND STUTSMAN	E 0459	28	E 0466	89	E 0468	63	E 0471	89	E 0498	63	E 0500	74
	E 0517	53										
ND TOWNER	E 1326	82	E 1328	43	E 1329	97	E 1333	50	E 1337	65	E 1359	57
ND TRAILL	E 1288	69										
ND WALSH	E 0364	85	E 0366	113	E 0386	114	E 0387	75	E 0390	123	E 0398	124
	E 0399	78										
ND WARD	E 0843	68	E 0852	56	E 0864	104	E 0866	50				
ND WELLS	E 0176	41	E 0178	104	E 0188	106	E 0197	54	E 0198	79	E 0204	66
	E 0208	193	E 0216	49	E 0221	62						
ND WILLIAMS	E 1476	40	E 1482	69	E 1488	30	E 1494	39	E 1506	35	E 1511	35
	E 1514	34	E 1521	37	E 1524	35	E 1531	75				

28225 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.7

STATE: OHIO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH ADAMS	E 0007	210	E 0011	492	E 0013	981	E 0014	1278	E 0018A	214	E 0022	782
	E 0026	660										
OH ATHENS	E 0226	1143	E 0234	1213	T 9903.	11406						
OH BROWN	E 0027	994										
OH COLUMBIANA	E 0070	652										
OH CRAWFORD	E 0179	228										
OH ERIE	T 0408.	3917										
OH GALLIA	E 0153	375	E 0155	148								
OH GUERNSEY	E 0150	491	E 0172E	224								
OH HARDIN	E 0233	2233										
OH HENRY	E 0109	1060										
OH HOLMES	E 0318	2723										
OH HURON	E 1183N	52										
OH JACKSON	E 0252T	1369	E 0253	1396	E 0254	613	E 0256	1250	E 0257	639	E 0258	1479
	E 0260	1437	E 0261	1338	E 0270	705	E 0275	1527				
OH KNOX	E 1022	255										

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

STATE: OHIO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH LOGAN	E 0113T	185	E 0133	45								
OH MARION	T 0001.	1871	T 0009.	3786								
OH MEIGS	E 0020D	112	E 0021	830	E 0022	800						
OH MONROE	E 0362	482										
OH MORGAN	E 0067	895										
OH MUSKINGUM	E 0752	227	E 0757	139	E 0767	66	E 0795	58	E 0826	281	T 9903.	3502
	T 9904.	2572	T 9907.	5200								
OH NOBLE	E 0675	129	E 0697	359	E 0699	187	E 0700	38				
OH PERRY	E 0428	68										
OH PIKE	E 0100	1174	E 0103	685	E 0120	706						
OH SCIOTO	E 0426	1281	E 0436	804	E 0438	1952	E 0439	199	E 0440	654	E 0442	941
	E 0444	1891	E 0447	1144	E 0448	1051	E 0449	993	E 0466	1017	E 0471	1041
	T 9905.	3891	T 9906.	4716								
OH TUSCARAWAS	E 0958	418	E 0986	164	E 0993	1824						
OH VINTON	E 0064	967										

92829 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.1

STATE: OKLAHOMA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OK ADAIR	E A0577	753	E A0578	507	E A0579	542	E A0582	885	E A0584A	503	E A0584E	69
	E A0586	506	E A0588	598	E A0591	1665	E A0592	586	E A0595	1018	E A0598	724
OK ALFALFA	E 0501	67	E 0504	183								
OK ATOKA	E A0001	1047	E A0003	365	E A0004	500	E A0007	447	E A0008	573	E A0011	158
	E A0018	147										
OK BEAVER	E 0650	146	E 0670	345								
OK BECKHAM	E 0194	106	E A0183	497	E A0185	357						
OK BLAINE	E A0610	440	E A0611	639								
OK BRYAN	T 9903.	3426	E A1075	302	E A1080	599	E A1081	29	E A1085	140	E A1104	743
OK CADDO	E A0751	596	E A0766	697	E A0770E	81	E A0771	144	E A0772	479	E A0776	536
	E A0786	316	E A0790	487	E A0791	1067						
OK CARTER	E A0677	281	E A0678	47	E A0680	636	E A0691	500				
OK CHEROKEE	E A0502	648	E A0505	633	E A0512	1089	E A0514	397	E A0516	341	E A0518	324
	E A0523A	581	E A0529	876	E A0537	972	E A0539	119				
OK CHOCTAW	T 9902.	3331	E A0204A	913	E A0210	465	E A0211	334	E A0212	368	E A0215	894
OK COAL	E A0175	483	E A0178	715	E A0180	284	E A0183	166	E A0184	542	E A0185	28
OK COTTON	E A0137	521										
OK CRAIG	E A0882	1097	E A0884	910								
OK CUSTER	E A0358	62	E A0359	336	E A0371	354						
OK DELAWARE	E A0977T	1028	E A0990	1009	E A0991	1091	E A0992	673	E A1000	303	E A1001	425
	E A1002	663	E A1003	591	E A1008A	931						
OK DEWEY	E A0051	484	E A0064	74								
OK GARVIN	E A0450A	470	E A0451A	618	E A0452	366	E A0460	426	E A0461	646	E A0485	226
OK GRADY	T 0002.	1474										

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STATE: OKLAHOMA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OK GRANT	E 0256	138										
OK GREER	E 0454	151	E 0459	744	E 0461	364						
OK HARPER	E 0137A	87										
OK HASKELL	E A0126	537	E A0129	140	E A0130	491	E A0132	782	E A0133	368	E A0136A	303
	E A0138B	119	E A0141	549								
OK HUGHES	E A0629	393	E A0631	314	E A0633A	424	E A0638	434	E A0639	455	E A0647	381
OK JACKSON	T 9906.	2463										
OK JEFFERSON	E A0075	808	E A0077	350	E A0078	111	E A0085	350				
OK JOHNSTON	E A0526	472	E A0527	376	E A0528	1310	E A0529	544	E A0530	780	E A0531	598
	E A0532	405	E A0533	776	E A0538	487						
OK KINGFISHER	E 1254B	90	E 1258	855								
OK KIOWA	E A0085	347	E A0086	708	E A0087	760	E A0097	533	E A0099	536		
OK LATIMER	E A0350	676	E A0351A	965								
OK LINCOLN	E A0834	385	E A0840	22	E A0847	466	E A0851	173				
OK LOVE	E A0059	120										
OK MCCURTAIN	E A0725	133	E A0745	331	E A0762	743	E A0763	748	E A0767	439	E A0769	145
	E A0770	709	E A0776	273	E A0777	656	E A0778	192	E A0779	341	E A0783	604
	E A0784	717										
OK MCINTOSH	E A0676A	532	E A0678A	894	E A0680A	627	E A0683U	217	E A0686	126	E A0689	60
	E A0699	541										
OK MARSHALL	E A0825	600	E A0835A	91	E A0836	94	E A0838	412				
OK MURRAY	E A0205U	408	E A0216	743								
OK MUSKOGEE	T 0002.	2209	T 0004.	1777	T 0005.	1093	T 0006.	2676				
OK NOWATA	E A0261	588										
OK OKFUSKEE	E A0925	338	E A0927	376	E A0933	671	E A0935	319	E A0941A	423		
OK OTTAWA	E A0053	665	E A0054	561	E A0055	954	E A0073	502	E A0077	336		
OK PAWNEE	E 0018	659	E 0023B	35	E A0002	117	E A0007	101	E A0012B	34		
OK PAYNE	T 0003.	8941	T 0004.	2954	T 0005.	3150	T 0007.	770				
OK PITTSBURG	E A0376	597	E A0377	238	E A0379	228	E A0383	279	E A0389	398		
OK PONTOTOC	T 9902.	3133	E A0341	669								
OK PUSHMATAHA	E A0275	165	E A0278	483	E A0283	549	E A0284	583				
OK SEMINOLE	E A0977	256	E A0997	270	E A0998	399	E A1003C	44	E A1011	549	E A1012	391
OK STEPHENS	T 0005.	2025										
OK TILLMAN	E A0003	239	E A0008	322	E A0015	203	E A0017	589	E A0026	501		
OK WASHINGTON	T 0002.	3109										
OK WASHITA	E A0780	188	E A0793	347	E A0797	636	E A0801	264				
OK WOODS	E 0424	57	E 0425	134	E 0435	104	E 0439	157				
OK WOODWARD	E 0300	64										

138195 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.6

STATE: OREGON

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OR BAKER	E 0450	380	E 0452	772	E 0453	181	E 0467	147	E 0468	43		

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STATE: OREGON

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OR BENTON	T 0007.	1219	T 0008.	7841	T 0011.	8775						
OR COOS	E 0468	389	E 0483A	728	E 0483B	30	E 0491	236	E 0496	52		
OR CROOK	E 0227	808										
OR CURRY	E 0175	1050	E 0185	45								
OR DESCHUTES	E 0676	346	E 0678	464	E 0679	441	E 0681	207	E 0705	281	E 0712	76
	E 0715B	16	E 0723	92	E 0726	26						
OR DOUGLAS	E 0243	76	E 0271	74								
OR GILLIAM	E 0530	26										
OR GRANT	E 0555	48	E 0559	192	E 0573	102	E 0574	26	E 0575	32		
OR HARNEY	E 1251	43	E 1282	35	E 1297	30						
OR HOOD RIVER	E 0180	98										
OR JEFFERSON	E N0283	43	E N0287	375								
OR JOSEPHINE	E 0022	901	E 0023	176	E 0024A	2853	E 0026	77	E 0027	2120	E 0054B	102
OR KLAMATH	E 0340	109	E 0342	43	E 0343	32	E 0346	820	E 0371	19		
OR LAKE	E 0053	215	E 0054	34	E 0057	411						
OR LINCOLN	E 0006	194	E 0035	26	E 0041	254						
OR MALHEUR	E 0907	320	E 0908	106	E 0920	386	E 0925	143	E 0933	297	E 0936	652
	E 0942	213	E 0947	458	E 0952	194	E 0956	156	E 0961	226	E 0968	40
OR TILLAMOOK	E 0300	97										
OR UMATILLA	E 1333	449	E 1353	67	E 1436	132						
OR UNION	E 0619	75										
OR WALLOWA	E 0775	100	E 0780	38	E 0787	146						
OR WASCO	E 0855	30	E 0856	39	E 0857	65	E 0859	104	E N0847	44	E N0853	51
OR WHEELER	E 0004	80	E 0006	183								

39122 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.5

STATE: PENNSYLVANIA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA ARMSTRONG	E 0876	762										
PA BEDFORD	E 0365	256										
PA BUTLER	T 9004.	1608	T 9005.	637								
PA CLARION	E 0297	248										
PA CLEARFIELD	E 0211	132										
PA FOREST	E 0002	54	E 0003	35	E 0004U	49	E 0014	61				
PA FRANKLIN	E 0618	110										
PA GREENE	E 0027	721	E 0028	539	E 0040	405	E 0041	504				
PA INDIANA	E 0700	352	T 9903.	10573								
PA LAWRENCE	T 0004.	3303	T 0005.	315								
PA MCKEAN	E 0086U	494										
PA MONTOUR	E 0012	635										
PA NORTHUMBERLAND	E 0213	723	E 0249	1028	E 0257	791	E 0265	59	T 9902.	3321		
PA PIKE	E 0029	39										
PA POTTER	E 0333	160										

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STATE: PENNSYLVANIA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA TIOGA	E 0776	1740										

29654 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.6

STATE: RHODE ISLAND

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
RI NEWPORT	T 0405.	5274										

5274 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.7

STATE: SOUTH CAROLINA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
SC ABBEVILLE	E 0021A	529	E 0024B	128	E 0027	38	E 0032	95	E 0034U	144	E 0038	136
SC ALLENDALE	E 0058A	1112	E 0059	1731	E 0060A	317	E 0070	873	E 0071	334	E 0072	85
SC BAMBERG	E 0002	816	E 0003	1169	E 0011	1999	E 0016	64	E 0019	86	E 0020	482
	E 0028	245										
SC BARNWELL	E 0463	90										
SC BEAUFORT	E 0500	275	E 0501	1612	E 0502	1107	E 0505	988	E 0509	82	E 0510	211
	E 0532	940										
SC CALHOUN	E 0004	60	E 0013	1455								
SC CHESTERFIELD	E 0452B	244	E 0454A	403	E 0484	152						
SC CLARENDON	E 0128	930	E 0131	58	E 0134	295	E 0142	845	E 0148U	398	E 0151	142
	E 0156	712	E 0157	65	E 0164	588	E 0165	656	E 0166	88	E 0168	876
	E 0169	692	E 0170	452								
SC COLLETON	E 0227	148	E 0233	223	E 0244	371	E 0251	233	E 0254	98	E 0270	314
	E 0271	300	E 0277	375	E 0279	44	E 0287	948				
SC DARLINGTON	E 0557	1053	E 0562	161	E 0563	534	E 0564	2247	E 0567	1928	E 0580	281
	E 0581	499	E 0583	504	E 0594	56	E 0610A	63	E 0612	745	E 0625	1227
	E 0629	169										
SC DILLON	E 0383	1271	E 0389	155	E 0390	197	E 0394A	1749	E 0399	75	E 0400	125
	E 0407	389	E 0410A	924	E 0411	110	E 0412	82	E 0417	557	E 0418	971
SC FAIRFIELD	E 0343	713	E 0344	709	E 0345	328	E 0348	273				
SC GEORGETOWN	E 0286	107	E 0289	97	E 0290	87	E 0291	198	E 0292	598	E 0295	675
	E 0296	428	E 0300	210	E 0305	528	E 0326	1524	T 9902.	4544		
SC GREENWOOD	E 0228D	126	E 0229E	73	E 0243B	41	E 0252A	98				
SC HAMPTON	E 0103	479	E 0119	93	E 0120	79	E 0122	440	E 0123	385	E 0126	1421
	E 0135	209	E 0136	54	E 0137	375	E 0139	515	E 0140	192		
SC HORRY	E 0678	260	E 0682	409	E 0690	560	E 0691	41	E 0697	1497	E 0699	254
	E 0705	121	E 0706	899	E 0717	35	E 0719	576	E 0722	476	E 0725	44
	E 0726	435	E 0744	60	E 0747	878	E 0762	269	E 0778	193	E 0805	98
SC JASPER	E 0176	1008	E 0177	728	E 0180	946	E 0185A	1410	E 0189	93	E 0192	78
SC KERSHAW	E 1303	199	E 1317	1774	E 1320	219	E 1324	116				
SC LAURENS	E 0694	94										

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STATE: SOUTH CAROLINA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
SC LEE	E 0005	1349	E 0007	728	E 0013	141	E 0015	638	E 0018	491	E 0024	103
	E 0026	782	E 0027	81	E 0029	1436	E 0031	653				
SC MCCORMICK	E 0301	84	E 0302	326	E 0323	478						
SC MARION	E 0865	1501	E 0867	388	E 0878	384						
SC MARLBORO	E 0050	150	E 0060	81	E 0072	172	E 0081	151	E 0082	313	E 0083	50
	E 0091A	761										
SC NEWBERRY	E 0014B	15										
SC OCONEE	E 0080U	320	E 0087H	37	E 0094T	1069						
SC ORANGEBURG	E 0301	339	E 0305	1136	E 0307	1545	E 0309	1554	E 0311	280	E 0313	1462
	E 0314	588	E 0315	594	E 0317	302	E 0318	1224	E 0319	1359	E 0322	274
	E 0331T	2017	E 0334	897	E 0357	347	E 0375	471	E 0377	572		
SC SALUDA	E 0050	98	E 0052	64	E 0056	564	E 0057N	59	E 0071	249	E 0079B	33
	E 0086	33										
SC SUMTER	T 0001.	2792	T 0012.	327	T 0013.	3120	T 0014.	589	T 0015.	3002		
SC WILLIAMSBURG	E 0204	173	E 0206	1023	E 0210	584	E 0211	67	E 0218	1469	E 0221	207
	E 0237	215	E 0247	131	E 0250	554	E 0251	351	E 0255	40		

116681 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.3

STATE: SOUTH DAKOTA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP
SD AURORA	E 0376	81	E 0391	113	E 0394	138	E 0396	177	E 0397	109		
SD BEADLE	E 1253	72	E 1256	117	E 1257	55	E 1258	77	E 1260	49	E 1263	197
	E 1264	126	E 1274	120	E 1275	304	E 1279	37	E 1284	49	E 1285	154
	E 1287	106	E 1292	50								
SD BENNETT	E A0880A	150	E A0880B	145	E A0881	612	E A0882B	52				
SD BON HOMME	E 0778	245	E 0779	220	E 0784	196						
SD BROOKINGS	E 0975	161	E 0977	165	E 0988	219						
SD BROWN	E 0375	79	E 0378	123	E 0379	96	E 0384	74	E 0388	87	E 0436	108
	E 0437	105	E 0439	102								
SD BRULE	E 1000	45	E 1001	73	E 1002	78	E 1012	85	E 1014	56	E 1017	88
	E 1018	66	E 1023	108	E 1025	45	E 1026	159	E 1029	76		
SD BUFFALO	E 0675	176	E N0679	1016	E N0681	212						
SD BUTTE	E 1629	193	E 1630	47								
SD CAMPBELL	E 0251	570	E 0253	152	E 0254	59	E 0256	86				
SD CHARLES MIX	E 1953	239	E 1961	158	E 1962	303	E N1965	136	E N1966	132	E N1968	147
	E N1979	114	E N1983	148	E N1985	207	E N1986	88	E N1993	91	E N1995	163
	E N1996	70	E N2006	211								
SD CLARK	E 0102	135	E 0105	60	E 0127	105	E 0128	78	E 0129	131	E 0130	90
	E 0132	126										
SD CLAY	E 0154A	383										
SD CODINGTON	E 0675	241	E 0682	90	E N0680	55	E N0686	32				
SD CORSON	E N0600	252	E N0604	81	E N0608	38	E N0610	84	E N0613	32	E N0615	62
	E N0619	65	E N0620	103	E N0624	38	E N0632	479	E N0634	753	E N0641	507

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STATE: SOUTH DAKOTA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
SD CORSON	E N0647	282	E N0650	55								
SD CUSTER	E 2555A	46										
SD DAVISON	E 1210	182										
SD DAY	E 0822	126	E 0834	119	E 0836	73	E 0847	60	E N0837	443	E N0854	61
SD DEUEL	E 0326	198	E 0334	354	E 0335	162	E 0342	129				
SD DEWEY	E A1800	17	E A1818	133	E A1820	207	E A1826	327	E A1830B	353	E A1838	189
	E N1808	143	E N1829A	128								
SD DOUGLAS	E 0300	172	E 0301	104	E 0303	209	E 0304	193	E 0305	206	E 0307	169
	E 0309	180	E 0313	153	E 0317	164						
SD EDMUNDS	E 1901	146	E 1902	144	E 1909	89	E 1912	70	E 1925	77	E 1926	60
	E 1927	42	E 1930	52	E 1932	52						
SD FALL RIVER	E 1757	94	E 1761	40	E 1762	16	E 1764	64	E 1766	44		
SD FAULK	E 0900	80	E 0905	162	E 0906	159	E 0907	78	E 0914	59	E 0915	69
	E 0916	58	E 0918	52	E 0920	62	E 0922	72	E 0923	87		
SD GRANT	E 1130	156	E 1149	95	E 1150	92	E 1156	158				
SD GREGORY	T 9902.	225	E A1127B	70	E A1128A	65	E A1130A	251	E A1130B	128	E A1131A	407
	E A1132	199	E A1136A	105	E A1139	447	E A1140	36	E A1143A	34	E A1143C	72
	E A1144	172	E A1145	115	E A1148A	99	E A1151H	42	E A1152A	137	E A1152B	87
SD HAAKON	E 0236	183	E 0237	112								
SD HAMLIN	E 0054	185	E 0056	96	E 0061	289	E 0064	155				
SD HAND	E 1052	74	E 1053	72	E 1055	73	E 1060	71	E 1061	76	E 1064	33
	E 1066	35	E 1070	94	E 1082	54	E 1083	107	E 1084	38	E 1088	79
	E 1089	93	E 1090	47	E 1091	100	E 1094	60	E 1096	48		
SD HANSON	E 0337	281	E 0339	262	E 0340	181						
SD HARDING	E 0104	59										
SD HUGHES	E 0703	184	E 0709	59								
SD HUTCHINSON	E 0780	245	E 0783	196	E 0784	186	E 0790	188	E 0798	213	E 0803	96
	E 0808	135										
SD HYDE	E 1700	98	E 1701	110	E 1704	40	E 1712	123				
SD JACKSON	E N3150	763	E N3152	50	E N3157	178	E N3159	66	E N3160	47	E N3162	67
	E N3166	58										
SD JERAULD	E 0956	162	E 0958	77	E 0963	83						
SD JONES	E 0155	51										
SD KINGSBURY	E 1311	374	E 1317	66	E 1320	222						
SD LAKE	E 0001	214	E 0002	60								
SD LYMAN	E 2162	34	E 2164	80	E 2165	190	E 2169	50	E 2181	48	E 2184	53
	E 2185	63	E N3021	385	E N3022	125						
SD MCCOOK	E 0229	133	E 0231	207	E 0237	182						
SD MCPHERSON	E 0175	68	E 0176	113	E 0178	45	E 0180	179	E 0183	80	E 0185	102
	E 0188	117	E 0189	315								
SD MARSHALL	E 0508	91	E N0501	139	E N0520	47	E N0523	59	E N0528	40		
SD MELLETTE	E A1350	27	E A1353	48	E A1354B	28	E A1360	134	E A1362B	308	E A1366	120
	E A1367A	31	E A1372	83	E A1374	213						
SD MINER	E 0051	133	E 0052	274	E 0053	61	E 0055	97	E 0057	176	E 0058	158
	E 0065	88	E 0070	106								

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: SOUTH DAKOTA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
SD MOODY	E 1076	101	E 1077	179								
SD PERKINS	E 1405	39	E 1407	30	E 1411	26	E 1413	42	E 1415	51	E 1429	34
	E 1434	111	E 1436	34	E 1438	37	E 1439	29	E 1447	46		
SD POTTER	E 0825	97	E 0826	255	E 0827	233						
SD ROBERTS	E 0625	115	E N0588	87	E N0593	54	E N0600	510	E N0601	338	E N0606	108
	E N0621	525	E N0627	232	E N0628	191	E N0633	71	E N0634	80	E N0636	77
	E N0638	116	E N0640	65	E N0641	78						
SD SANBORN	E 1500	83	E 1501	121	E 1502	118	E 1503	80	E 1504	211	E 1507	135
	E 1511	227										
SD SHANNON	E N3207	37	E N3209	782	E N3210	133	E N3219	69	E N3227	562	E N3230	146
	E N3236	323	E N3239	36	E N3250	934	E N3251	194	E N3252	897	E N3260	48
	E N3264A	116	E N3266	570	E N3268	382						
SD SPINK	E 0463	51	E 0465	46	E 0468	154	E 0476	70	E 0477	55	E 0481	205
	E 0482	102	E 0495	242	E 0497	254	E 0499	93	E 0500	79		
SD STANLEY	E 2026	146										
SD SULLY	E 0027	149	E 0029	168								
SD TODD	E N3057	82	E N3063	236	E N3065	173	E N3068	167	E N3082	35	E N3087	299
	E N3089	187	E N3092	181	E N3094	180	E N3095	65	E N3096	396	E N3100	319
	E N3101	238	E N3107	100	E N3108	92	E N3112	86	E N3116	167		
SD TRIPP	E A0532	56	E A0533A	99	E A0533B	121	E A0540	34	E A0548	67	E A0550	235
	E A0553	130	E A0555	503	E A0572A	32	E A0573A	60	E A0581A	51	E A0584A	51
SD TURNER	E 1182	299	E 1190	100								
SD YANKTON	E 0903	266	E 0918	156								
SD ZIEBACH	E A0001	168	E A0002	131	E A0004	411	E A0005	151	E N0013A	205	E N0016	354
	E N0017	56	E N0018	134								

56424 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.0

STATE: TENNESSEE

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TN BENTON	E 0800	264	E 0801A	113	E 0818	186	F 0826	178				
TN BRADLEY	T 9910.	608	T 9911.	1414	T 9913.	3076						
TN CAMPBELL	E 0052	542	E 0058A	177	E 0068U	1123	T 9901.	2798				
TN CANNON	E 0461	38										
TN CARROLL	E 0582	100	E 0597U	642								
TN CHESTER	E 0280	548	E 0288	2061	E 0291B	32	E 0656B	33				
TN CLAIBORNE	E 0203	849	E 0204	497	E 0211	196	E 0214	1326	E 0218	53	E 0220	1390
	E 0221	1116	E 0223	286	E 0224A	1603	E 0225	573	E 0227	508	E 0229	443
TN COCKE	E 0052	752	E 0055	44	E 0063	102	E 0065	564	E 0070	753	E 0072	753
TN CUMBERLAND	E 0196A	397	E 0197B	57	E 0201	125						
TN DE KALB	E 0203	909	E 0215	338								
TN DYER	E 0160	410	E 0167A	23	E 0169	995						
TN FENTRESS	E 0028	753	E 0030B	76	E 0031B	94	E 0036	591	E 0037	981	E 0039	1628
TN FRANKLIN	E 0562	1105	E 0586	38	E 0587	232	E 0602	44				

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

STATE: TENNESSEE

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TN GIBSON	E 0347T	1578	E 0347U	360	E 0363	1116	E 0364	263	E 0369	50	T 9903.	4604
TN GRUNDY	E 0280	44	E 0292	330								
TN HAMBLEN	E 0276	117	E 0277	122	E 0282	55	E 0290A	1082	E 0295	157		
TN HANCOCK	E 0001	520	E 0002	576	E 0005	570	E 0008	520	E 0009	96	E 0010	450
	E 0011A	439	E 0012A	238	E 0014	205	E 0015	583				
TN HARDEMAN	E 0116	148	E 0123	49	E 0125	1627						
TN HARDIN	E 0092	718										
TN HAYWOOD	E 0010	134	E 0015	303	E 0027	1240	E 0028	50				
TN HENDERSON	E 0536	81	E 0550B	66								
TN HENRY	E 0130	266	E 0144	111	E 0146	115						
TN HICKMAN	E 0061	50	E 0066	437								
TN JACKSON	E 0064	29	E 0071A	26								
TN JOHNSON	E 0175	583	E 0180	1244								
TN LAKE	E 0855U	407	E 0857	77								
TN LAWRENCE	E 0666	130										
TN LEWIS	E 0032	103										
TN LINCOLN	E 0394	1240	E 0403A	221								
TN LOUDON	E 0235B	190										
TN MCNAIRY	E 0656A	1544	E 0671	271	E 0674	88	E 0677U	728	E 0685	149		
TN MACON	E 0307	15										
TN MARSHALL	E 0186	1223	E 0188	896	E 0189	98	E 0196A	102	E 0202	125		
TN MAURY	E 0110G	46	E 0114	47	E 0120	32	E 0122	1435				
TN MONROE	E 0051G	211	E 0051U	28	E 0056D	54	E 0065	698	E 0066	1203	E 0069	39
TN MOORE	E 0012	834										
TN MORGAN	E 0283	1177	E 0284	323								
TN OBION	E 0221	465	E 0232	323								
TN OVERTON	E 0013U	182	E 0021	978	E 0022	1603						
TN PERRY	E 0056	39										
TN PUTNAM	E 0153	131										
TN RHEA	E 0361A	685										
TN ROANE	T 0305.	3969										
TN SCOTT	E 0130	51	E 0134A	519	E 0135	237	E 0142B	49	E 0144	1559	E 0145	831
TN VAN BUREN	E 0330	23										
TN WARREN	E 0137A	38	E 0156	81								
TN WAYNE	E 0434	135										
TN WEAKLEY	E 0475	787	E 0490U	266								

82574 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.4

STATE: TEXAS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX ANGELINA	E 0324	762	E 0326T	642	E 0326U	169						
TX ARANSAS	E 0800B	55	E 0810	860								
TX ATASCOSA	E 0481	1406	E 0482	1680	E 0486	857	E 0488	406				

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: TEXAS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX BAILEY	E 0153	1332	E 0158	466								
TX BASTROP	E 0392	695	E 0393	661								
TX BAYLOR	E 0751T	31										
TX BOSQUE	E 0475	251	E 0478	29								
TX BREWSTER	E 0315	322	E 0317	348	E 0328	397	E 0330	1131	E 0331	840	E 0334	233
	E 0337	55	E 0340	44	E 0341	58						
TX BRISCOE	E 0026	275										
TX BROOKS	E 0525	1824	E 0526	1034	E 0530	195	E 0531	444	E 0532	249		
TX BROWN	E 0105T	320	T 9901.	2775								
TX BURLESON	E 0402	946										
TX BURNET	E 0204	631										
TX CALDWELL	E 0075	1365	E 0079	1936	E 0084	1001	E 0089B	113				
TX CALHOUN	E 0034	43										
TX CAMP	E 0051	866	E 0053	123								
TX CASS	E 0650	249	E 0657	419	E 0666	858	E 0667U	857				
TX CHEROKEE	E 0415A	418										
TX COCHRAN	E 0200	556	E 0201	479								
TX COLEMAN	E 0775	583	E 0784	201								
TX COLLINGSWORTH	E 0427	670	E 0428	799	E 0430	185						
TX COMANCHE	E 0301	1168										
TX CONCHO	E 0005	256										
TX COTTLE	E 0076	528										
TX CRANE	E 0176	48										
TX CROSBY	E 0656A	471	E 0657	267								
TX CULBERSON	E 0253	78	E 0257	94	E 0258	83	E 0261	971	E 0262A	79		
TX DALLAM	E 0400	118	E 0401	394	E 0402	591	E 0408	251				
TX DELTA	E 0029	751	E 0033	234								
TX DE WITT	E 0201	822	E 0206	1184	E 0207	1380	E 0213	1144				
TX DICKENS	E 0700	409	E 0701	403	E 0702	486	E 0703	55	T 9901.	169Q		
TX DIMMIT	E 0025	939	E 0026	131	E 0027	1843	E 0028	1662	E 0032	771	E 0033	803
TX DONLEY	E 0151	342	E 0157	380								
TX DUVAL	E 0700	1957	E 0703	281	E 0709	1425	E 0712	1061				
TX EASTLAND	E 0426T	945	E 0439	496	E 0448	1204	E 0455	685				
TX EDWARDS	E 0825	505										
TX ERATH	E 0551	102	E 0557	524								
TX FALLS	E 0535	711	E 0536	1360	E 0538A	565	E 0538B	198	E 0541	267		
TX FANNIN	E 1285	1321	E 1288	276								
TX FAYETTE	E 0126	87	E 0132E	45								
TX FISHER	E 0303	490										
TX FLOYD	E 0231	1194	E 0232	848								
TX FOARD	E 0029	256										
TX FRANKLIN	E 0004U	397										
TX FREESTONE	E 0027	754	E 0035	390	E 0036	496	E 0040	599				
TX FRIO	E 0277	2465	E 0278	1664								
TX GAINES	E 0626	983										

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

STATE: TEXAS

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STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX GOLIAD	E 0182	486										
TX GONZALES	E 0225	942	E 0226	382	E 0230	801	E 0235T	1517	E 0238U	658		
TX GRAY	E 0779	414										
TX HALE	E 2011	674	E 2013	242	E 2017A	595						
TX HALL	E 0100	727	E 0103	832	E 0105	229	E 0111	258				
TX HARDEMAN	E 0375	163	E 0380	105	E 0382	131	E 0389	514	E 0392	41		
TX HARTLEY	E 0254	201										
TX HASKELL	E 0702	212	E 0710	551	E 0712	778	E 0715A	24				
TX HEMPHILL	E 0502	488										
TX HENDERSON	E 0985	122	E 0993	155	E 1003D	54	E 1003E	50				
TX HILL	E 0797	1361	E 0808	315	E 0809	235						
TX HOCKLEY	E 0329	450	E 0332	355	E 0337	625	E 0338	175				
TX HOUSTON	E 0232	396	E 0235	2203	E 0240	1071						
TX HOWARD	T 9901.	3184										
TX HUDSPETH	E 0556	699	E 0557	112								
TX HUNT	E 0575	1159	E 0578T	1270	E 0578U	921	E 0584	345	E 0593	168	T 9902.	4734
TX HUTCHINSON	T 9903.	2926										
TX JASPER	E 0150	228	E 0151	1132								
TX JEFF DAVIS	E 0776	327	E 0780	328	E 0782	34						
TX JIM HOGG	E 0250	1100	E 0253	1032	E 0256	63	E 0257	46				
TX JIM WELLS	E 0603	894										
TX KARNES	E 0382	552	E 0383	469	E 0384	223						
TX KENDALL	E 0728	298										
TX KENEDY	E 0002	276										
TX KIMBLE	E 0127	429	E 0131	196	E 0132	295						
TX KINNEY	E 0126	581	E 0127	210	E 0128	77	E 0130	71				
TX KLEBERG	T 9901.	6861										
TX KNOX	E 0081	388	E 0087	524								
TX LAMAR	E 1214	794	E 1215	735								
TX LAMB	E 0575	1180	E 0580	222	T 9901.	4341						
TX LAMPASAS	E 1255	1047	E 1259	277								
TX LA SALLE	E 0001	1294	E 0002	1515	E 0007B	704						
TX LAVACA	E 0077T	901	E 0085	1061	E 0088	1148						
TX LEE	E 0129	1155										
TX LEON	E 0626	594	E 0634	165	E 0635	615	E 0637	580				
TX LIMESTONE	E 0728	1256	E 0737	618								
TX LIPSCOMB	E 0226	289	E 0232	122								
TX LIVE OAK	E 0107	341										
TX LYNN	E 0725	352	E 0731	890	E 0732	321	E 0733	773				
TX MCCULLOCH	E 0451	202	E 0452	591	E 0455	791	E 0456U	150	E 0457	768	E 0458	848
TX MADISON	E 0900	2883	E 0906	56								
TX MARION	E 0552	976	E 0553	1594	E 0554	1663	E 0555	1269	E 0557	1047		
TX MARTIN	E 0955	463										
TX MASON	E 0025	636										
TX MAVERICK	E 0552D	5338	T 9902	5705	T 9903.	5105	T 9904.	7189				

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: TEXAS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX MEDINA	E 0756	1212										
TX MENARD	E 0352	616	E 0354	555								
TX MILAM	E 0402	388	E 0407	1011	E 0409A	625	E 0410	1045	E 0415A	465	E 0417A	788
	E 0419	468										
TX MORRIS	E 0178	1165										
TX MOTLEY	E 0176	69	E 0178	334	E 0179	338						
TX NACOGDOCHES	E 0053	972	E 0063	371	T 9902.	1959						
TX NAVARRO	E 0114	730	E 0123B	343	T 9905.	2551						
TX NEWTON	E 0226	1017	E 0227B	99	E 0231A	704						
TX NOLAN	T 9902.	3141										
TX OLDHAM	E 0135	74										
TX PALO PINTO	E 0862	208										
TX PANOLA	E 0543	868										
TX PARMER	E 0213	420										
TX PECOS	E 0511	775	E 0513	584								
TX PRESIDIO	E 0577	666	E 0578	609	E 0580	105	E 0581	162	E 0582	162	E 0585	969
	E 0586	754	E 0588	111	E 0590	209						
TX RAINS	E 0500	813										
TX REAGAN	E 0433	47										
TX REAL	E 0175	468	E 0176	728								
TX RED RIVER	E 0700	520	E 0705	759	E 0706	1543	E 0711	1119				
TX REEVES	E 0050	165	E 0055	568	E 0056	284	E 0057	763	T 9901.	4866		
TX REFUGIO	E 0005	1413										
TX ROBERTSON	E 0576	486	E 0582	442	E 0586	1131	E 0587	601	E 0589	1025		
TX RUSK	E 0450	68	E 0472	215								
TX SABINE	E 0126	506	E 0129	612	E 0133U	644						
TX SAN SABA	E 0001	420	E 0005A	691								
TX SCHLEICHER	E 0467	164										
TX SHELBY	E 0002	1005	E 0005	1164	E 0008	1647	E 0017	1017				
TX STARR	E 0200	1692	E 0201	971	E 0202	2039	E 0203	2874	E 0207	405	E 0208	1818
	E 0209	70	E 0210	1621	E 0211	588	E 0212	1709	E 0213A	1675	E 0214	1952
	E 0215A	1650	E 0216A	1487	E 0217	1442	E 0218	580	E 0219	2258		
TX STERLING	E 0303	55	E 0304	100	E 0305	67						
TX SUTTON	E 0906	23										
TX SWISHER	E 0554	1040	E 0555	1680	E 0561	278						
TX TERRELL	E 0754	50										
TX TERRY	E 0256	1349	E 0257U	1007	E 0262	800						
TX TITUS	E 0076	370	E 0079A	61								
TX TRINITY	E 0207G	168										
TX TYLER	E 0415	724										
TX UPSHUR	E 0833	1109										
TX UPTON	E 0877	56	E 0882	431								
TX VAL VERDE	E 0650	97	E 0651	169	T 9903.	5857	T 9906.	3644				
TX VAN ZANDT	E 0353C	137	E 0375	880								
TX WALKER	T 1905.	5666										

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: TEXAS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX WARD	E 0600	527										
TX WHARTON	T 1403.	2299										
TX WILBARGER	T 9901.	3597										
TX WILLACY	E 0029	1227	E 0030A	2101	E 0031A	1425	E 0032U	387	E 0033	2200	E 0037	1148
	E 0040	1844										
TX WINKLER	E 0003	406	E 0010	228	E 0015	130	E 0019	102				
TX WOOD	E 0301	1493	E 0314	1387								
TX YOUNG	E 0946B	33										
TX ZAPATA	E 0050	766	E 0051	111	E 0055	165						
TX ZAVALA	E 0450	1450	E 0452	966	E 0454	2598	E 0457	1666				

324210 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.1

STATE: UTAH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
UT BOX ELDER	E 0126	74										
UT CACHE	E 0906A	75										
UT CARBON	T 9908.	306										
UT DAGGETT	E 0055	241										
UT DUCHESNE	E N0282	72	E N0295	217	E N0296	87						
UT EMERY	E 0589A	49										
UT GARFIELD	E 0707	113	E 0718	94	E 0723	102	E 0725	64				
UT GRAND	E 0080	49	T 9901.	92								
UT IRON	E 0383	181	E 0385	255	E 0391	100	E 0394	202				
UT JUAB	E 0653	91										
UT KANE	E 0925	95	E 0928	156	E 0929	38	E 0936A	506				
UT MILLARD	E 1018	55	E 1020	51	E 1025	120	E 1026	87	T 9902.	90	E N1013	49
UT MORGAN	E 0007	176										
UT PIUTE	E 1077	151										
UT RICH	E 0026	87										
UT SAN JUAN	E 1180	128	T 9903.	51	T 9904.	234	E N1500	82	E N1501	55	E N1507	81
	E N1510	83	E N1511	40	E N1512	517	E N1514	430	E N1516	55	E N1517	96
	E N1523	48	E N1524	150	E N1527	200	E N1529	62	E N1530	109	E N1531	129
	E N1532	76	E N1537	118	E N1547	80	E N1549	132	E N1551	53	E N1553	99
	E N1555	69	E N1556	30	E N1566	92	E N1567	77				
UT SANPETE	E 0754	379	E 0765	199								
UT UINTAH	E 0134	62	E N0139	189	E N0148	90	E N0155	202	E N0158	300	E N0159	344
	E N0160	346	E N0161	602								
UT WASHINGTON	E 1103	1009	E 1108A	195								
UT WAYNE	E 0536	140	T 9999.99	157								

11715 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.5

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

STATE: VERMONT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
VT ESSEX	E 0014	100										
VT LAMOILLE	E 0060	35										

135 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT .0 .

STATE: VIRGINIA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
VA LEE	T 9906.	4639										
VA STAUNTON	T 0001.	1456										

6095 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT .4

STATE: WASHINGTON

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WA CHELAN	E 0052	79	E 0053	51	E 0065	46	E 0067	928				
WA CLALLAM	E N0502	323	E N0510	107								
WA COWLITZ	T 0001.	268	T 0010.	1317								
WA DOUGLAS	E 0259	567	E 0260	174	E 0266	191	E 0269	268	E 0270	39		
WA FERRY	E N0088	325	E N0091	160								
WA GRANT	E 0394	1152	T 9901.	1196								
WA GRAYS HARBOR	E N0655	83	E N0656	254	E N0672	68						
WA ISLAND	E 0075	2553										
WA JEFFERSON	E 0365	47	E N0363	67								
WA KITTITAS	E 0231	174	T 9902.	4569								
WA LEWIS	E 0060	73	E 0061	579	E 0074	473						
WA MASON	E 0406	285	E 0427	76	E N0413	483						
WA OKANOGAN	E 0675	507	E 0683	563	E 0705	415	E 0711	352	E 0713	151	E 0733	206
	E N0756	69										
WA PACIFIC	E 0591	827	E 0593	87								
WA PEND OREILLE	E 0404	146	E 0406	246	E 0410	38	E 0419B	66	E 0425	210		
WA SAN JUAN	E 0130	92										
WA SKAMANIA	E 0028	45										
WA STEVENS	E 0194	610										
WA WALLA WALLA	E 0301	157	T 9904.	3718								
WA WHITMAN	E 0586	200	E 0595	176	E 0596	136	T 9902.	7475				

33467 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.1

STATE: WEST VIRGINIA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WV BARBOUR	E 0363	1351										
WV BOONE	E 0066B	50										

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

STATE: WEST VIRGINIA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WV BRAXTON	E 0502A	1481	E 0507B	37	E 0512B	108	E 0513	1120				
WV CALHOUN	E 0006	307	E 0007	1597								
WV CLAY	E 0101	943	E 0105B	45								
WV DODDRIDGE	E 0005	983	E 0006	282								
WV GILMER	E 0030D	75	E 0031	1553	E 0032	492						
WV GREENBRIER	E 0251	875	E 0264B	79	E 0280	371	E 0282	105	E 0284B	128		
WV HARDY	E 0001	241										
WV LEWIS	E 0431	875	E 0441	376								
WV LINCOLN	E 0540	946	E 0541	755								
WV LOGAN	E 0344	2056										
WV MCDOWELL	E 0585	882	E 0591	813	E 0592	189	E 0595T	1953	E 0598	794		
WV MARION	T 0201.	1214										
WV MASON	E 0488	392	E 0489	67								
WV MERCER	E 0417	674	E 0441	182	E 0442	311	T 9901.	2786				
WV MINGO	E 0223	417										
WV MONONGALIA	T 0101.	4766	T 0102.	5251	T 0103.	3582						
WV MONROE	E 0126	747										
WV MORGAN	E 0082	258										
WV PLEASANTS	E 0075A	1134										
WV RANDOLPH	E 0151	579	E 0152	201	E 0153	792	E 0156	913				
WV RITCHIE	E 0207	779	E 0208	994	E 0212	196	E 0213	116				
WV ROANE	E 0153	338	E 0158	1156	E 0162	1612						
WV SUMMERS	E 0002	1469	E 0003	1213	E 0008	767						
WV TUCKER	E 0405	241										
WV TYLER	E 0336	521	E 0339	826								
WV UPSHUR	E 0313	293	E 0314	139	E 0315A	155	E 0321	1701				
WV WEBSTER	E 0101	250	E 0102	677	E 0103	734	E 0106	722				

61027 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.0

STATE: WISCONSIN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WI ASHLAND	E 1292	156	E 1299	276	E 1306	18						
WI BARRON	E 1142	394	E N1106	88								
WI BAYFIELD	E 0420	254	E 0430	608	E 0435	102	E 0441	198	E 0444	242	E 0448	232
	E A0406	85	E N0404	76								
WI BURNETT	E 1383	409	E 1386	172	E 1392	251	E 1411	419	E 1417	361	E 1418	494
WI CLARK	E 0633	367	E 0677	399								
WI CRAWFORD	E 0701	622										
WI DUNN	E 0003	300										
WI FLORENCE	E 0250	265	E 0255	170	E 0256	199	E 0262	192				
WI FOND DU LAC	T 0406.	542										
WI FOREST	E 0125A	195	E 0126	44	E 0140	828	E 0159	162	E A0154	254		
WI GRANT	E 0833	317										

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: WISCONSIN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WI IRON	E 0479	757	E 0492	109	E 0493	51	E 0498	26				
WI JACKSON	E 0985	539										
WI JUNEAU	E 0286	170	E 0288	216	E 0299	256	E 0303	410	E N0314A	124		
WI LANGLADE	E 0543	515	E 0545	309								
WI LINCOLN	E 0180	104	E 0192	75								
WI MARINETTE	E 0980	61	E 0990	287	E 0997	344	E 1009	211	E 1018	407		
WI MENOMINEE	E 1628A	155	E 1635	300	E N1470	82						
WI MONROE	E 0200	117	E 0220	75	E N0213	81						
WI OCONTO	E 0003	184	E 0006	146	E 0007	23	E 0009	107	E 0015	134	E 0018	345
	E 0026	174	E 0038	469	E 0049	732						
WI ONEIDA	E 0834	47	E 0858A	100								
WI POLK	E 0302	639	E 0321	468	E N0316	34	E N0319	43				
WI PRICE	E 0631	280	E 0633	619	E 0642	498	E 0643	171	E 0644	152	E 0648	308
	E 0649	179	E 0653	166	E 0661	457	E 0665	379				
WI RUSK	E 1203	185	E 1205	72	E 1215	402	E 1217	469	E 1219	465	E 1225	61
	E 1228	240	E 1230	86								
WI SAUK	E 0103A	54	E N0105C	81								
WI SAWYER	E 0678	573	E 0680	269	E 0696	242	E 0697	376	E 0706	264	E 0744	386
	E 0745	105	E N0688	183	E N0689	85	E N0702	222	E N0713	88	E N0718	26
	E N0719	307	E N0727	239								
WI SHAWANO	E 0318	109										
WI TAYLOR	E 0399	142										
WI VERNON	E 1078	398	E 1104	223								
WI VILAS	E 0529	191	E 0535	104	E 0558	343	E 0559	426	E 0575	41	E 0596	52
	E N0585	44	E N0593	484	E N0597	40	E N0600	46				
WI WASHBURN	E 0778	557	E 0779	168	E 0780	273	E 0806	260				
WI WAUPACA	E 0098	203										
WI WOOD	E 0435A	149	E 0436A	188	E N0460	50						

32277 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.1

STATE: WYOMING

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WY ALBANY	E 0526	66	E 0527	37	E 0536	58	E 0539	38	E 0549	102	E 0553	207
	T 9903.	4742										
WY BIG HORN	E 1630	121	E 1640	370	E 1641	244	E 1647	147				
WY CAMPBELL	E 1000	106										
WY CARBON	E 0448	55	E 0453	69								
WY FREMONT	E 1302	140	E 1349	56	E 1364	50						
WY GOSHEN	E 0352	53	E 0353	86	E 0363	110	E 0364	232	E 0373	165	T 9903.	356
WY HOT SPRINGS	E 1900	359	E 1911.	36	E 1912	34	E 1913	94	E N1915	82		
WY JOHNSON	E 0026	52	E 0034	42	E 0038	119						
WY LINCOLN	E 0200A	256	E 0207A	1386	E 0208	1502	E 0213	89	E 0217	32		
WY NIOBRARA	E 0002	357	E 0005	103	E 0006	212	E 0007	338	E 0010	74		

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STATE: WYOMING

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WY PARK	E 0913	30	E 0914	206								
WY PLATTE	E 0114	138										
WY SHERIDAN	E 1525	191	E 1550	65	E 1551	117						
WY SUBLETTE	E 1132	61	E 1142	69								
WY SWEETWATER	E 1984	86	E 1995	418	E 2010	42	E 2013	125	E 2016	28	E 2025	63
	E 2029	75										
WY TETON	E 1078	114										
WY WASHAKIE	E 1177	155										

14760 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.5

METROPOLITAN AREA: Abilene, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX TAYLOR	T 0118.	1215	T 0119.	3010								

4225 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.8

METROPOLITAN AREA: Akron, OH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH SUMMIT	T 5011.	1815	T 5012.	1384	T 5013.01	969	T 5013.02	1206	T 5014.	2502	T 5015.	1055
	T 5016.	82	T 5017.	2746	T 5018.	1997	T 5019.	2375	T 5024.	2728	T 5025.	2320
	T 5032.	3175	T 5034.	2526	T 5041.	1748	T 5043.	750	T 5044.	2119	T 5053.	2934
	T 5056.	2361	T 5063.04	2913	T 5066.	3179	T 5067.	3272	T 5068.	1391	T 5069.	1308
	T 5074.	1866	T 5101.	4574								

55295 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.4

METROPOLITAN AREA: Albany, GA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
GA DOUGHERTY	T 0002.	4664	T 0008.	3121	T 0012.	2311	T 0013.	283	T 0014.01	2572	T 0014.02	4420
	T 0015.	4963										

22334 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 19.9

METROPOLITAN AREA: Albany-Schenectady-Troy, NY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY ALBANY	T 0001.	2631	T 0002.	5876	T 0006.	3514	T 0008.	2579	T 0011.	1712	T 0021.	4165
	T 0023.	2248	T 0024.	318	T 0025.	2060	T 0129.	3665				
NY MONTGOMERY	T 0701.	72	T 0703.	2604	T 0709.	2116						
NY RENSSELAER	T 0404.	3457	T 0407.	4173								
NY SCHENECTADY	T 0203.	1365	T 0209.	4279	T 0210.01	887	T 0210.02	2648				

50369 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.0

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METROPOLITAN AREA: Albuquerque, NM

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NM BERNALILLO	T 0012.	6755	T 0013.	4337	T 0014.	3402	T 0015.	3224	T 0016.	2865	T 0020.	2023
	T 0021.	1242	T 0028.	790	T 0045.01	3247	T 0048.	879				

28764 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.9

METROPOLITAN AREA: Alexandria, LA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
LA RAPIDES	T 0111.	3783	T 0118.	40	T 0119.	2477	T 0120.	4660	T 0129.	4192		

15152 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.2

METROPOLITAN AREA: Allentown-Bethlehem-Easton, PA-NJ

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA LEHIGH	T 0002.	898	T 0005.	2324	T 0009.	1664	T 0010.	2895	T 0011.	957	T 0013.	1878
PA NORTHAMPTON	T 0105.	4583	T 0108.	2584	T 0110.	2700	T 0113.	2658	T 0144.	2085	T 0145.	3132

28358 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.5

METROPOLITAN AREA: Altoona, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA BLAIR	T 1019.	2081										

2081 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.5

METROPOLITAN AREA· Amarillo, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX POTTER	T 0111.	2538	T 0112.	923	T 0113.	502	T 0114.	2037	T 0120.	1824	T 0121.	954
	T 0122.	3234	T 0123.	631	T 0129.	2071	T 0130.	2524				

17238 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.9

METROPOLITAN AREA· Anaheim-Santa Ana, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA ORANGE	T 0219 07	46	T 0524.04	7760	T 0626.14	2998	T 0743.	3234	T 0744.03	3350	T 0745.01	5571
	T 0748.01	4424	T 0748.04	8258	T 0749.01	5945	T 0749.02	4159	T 0750.01	3067	T 0750.02	4448
	T 0762.04	2259	T 0873.	5941	T 0874.03	2605	T 0886.01	3519	T 0891.03	8764	T 0995.02	331
	T 0995.03	8828										

85507 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.4

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METROPOLITAN AREA: Anchorage, AK

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AK ANCHORAGE	T 0003.	8157	T 0004.	9189	T 0006.	5505						

22851 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 13.1

METROPOLITAN AREA: Anderson, IN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IN MADISON	T 0001.	409										

409 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT .3

METROPOLITAN AREA: Anderson, SC

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
SC ANDERSON	T 0001.	130	T 0006.	5408	T 0007.	7676						

13214 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.9

METROPOLITAN AREA: Ann Arbor, MI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI WASHTENAW	T 0001.	1142	T 0002.	7646	T 0003.	7008	T 0005.	5742	T 0007.	2569	T 0008.	2714
	T 0009.01	4756	T 0009.02	2850	T 0025.01	1861	T 0025.02	980	T 0026.	2390	T 0028.	2575
	T 0029.02	328	T 0029.03	4157								

46718 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 17.6

METROPOLITAN AREA: Anniston, AL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AL CALHOUN	T 0005.	4991	T 0006.	3268	T 0007.	268						

8527 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.1

METROPOLITAN AREA: Appleton-Oshkosh-Neenah, WI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WI OUTAGAMIE	T 0101.	1223										
WI WINNEBAGO	T 0006.	1284										

2507 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT .9

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METROPOLITAN AREA: Asheville, NC

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NC BUNCOMBE	T 0001.	679	T 0002.	2173	T 0007.	1377	T 0009.	2954				

7183 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.5

METROPOLITAN AREA: Athens, GA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
GA CLARKE	T 0001.	215	T 0002.	2475	T 0003.	5538	T 0004.	3291	T 0006.	3349	T 0009.	4069

18937 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 14.6

METROPOLITAN AREA Atlanta, GA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
GA COBB	T 0307.	5545	T 0308.	5381								
GA DE KALB	T 0205.	4485	T 0206.	1509	T 0207.	3243	T 0208.	11387	T 0221.	3635	T 0227.	5650
	T 0237.	6619										
GA FULTON	T 0006.	1278	T 0008.	2175	T 0010.95	5100	T 0011.	1648	T 0017.	3083	T 0018.	1488
	T 0020.	1550	T 0021.	2272	T 0022.	2330	T 0023.	3641	T 0024.	3309	T 0025.	4828
	T 0026.	1694	T 0027.	755	T 0028.	2169	T 0029.	1674	T 0031.	2195	T 0032.	1659
	T 0033.	2940	T 0035.	708	T 0036.	615	T 0037.	1169	T 0038.	3684	T 0039.	2885
	T 0040.	2826	T 0041.	2660	T 0042.95	2437	T 0043.	1971	T 0044	2717	T 0046.95	1287
	T 0048.	1937	T 0049.95	2125	T 0053.	3328	T 0055.01	3025	T 0055.02	4424	T 0056.	1752
	T 0057.	1559	T 0058.	1868	T 0062.	1897	T 0063.	2765	T 0064.	2550	T 0066.02	1578
	T 0067.	5132	T 0068.02	1902	T 0071.	4925	T 0072.	6945	T 0078.04	9409	T 0082.02	5199
	T 0083.01	4215	T 0083.02	3917	T 0084.	5748	T 0085.	6080	T 0086.01	6845	T 0086.02	4061
	T 0087.01	3821	T 0087.02	4888	T 0106.01	4583	T 0109.	868	T 0110.	4483	T 0112.01	5797
GA SPALDING	T 9903.	2845	T 9905.	8267								
GA WALTON	T 1104.	3499										

248438 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.6

METROPOLITAN AREA: Atlantic City, NJ

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NJ ATLANTIC	T 0008.	1453	T 0009.	813	T 0010.	771	T 0011.	3121	T 0014.	3293	T 0015.	2650
	T 0016.	1375	T 0017.	1778	T 0018.	1150	T 0019.	2446	T 0020.	1573		
NJ CAPE MAY	T 0215.	2013										

22436 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.1

METROPOLITAN AREA: Augusta, GA-SC

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
GA RICHMOND	T 0002.	3684	T 0003.	1997	T 0004.	879	T 0006.	3358	T 0007.	2427	T 0008.	772

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METROPOLITAN AREA: Augusta, GA-SC

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
GA RICHMOND	T 0009.	3369	T 0014.	4367	T 0015.	3397	T 0106.	8369				

32619 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.4

METROPOLITAN AREA: Aurora-Elgin, IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL KANE	T 8512.	415	T 8515.	977	T 8537.	360						

1752 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT .6

METROPOLITAN AREA: Austin, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX HAYS	T 0101.	1943	T 0102.	6023	T 0103.	7271	T 0105.	3207				
TX TRAVIS	T 0002.03	958	T 0003.01	5831	T 0003.02	4755	T 0004.01	3614	T 0004.02	3099	T 0005.	4165
	T 0006.01	6802	T 0006.02	7887	T 0008.02	3570	T 0008.03	2771	T 0008.04	2871	T 0009.01	2150
	T 0009.02	6231	T 0010.	5425	T 0011.	1665	T 0012.	3095	T 0013.05	6489	T 0021.10	3338
	T 0023.04	4002	T 0023.05	5794								
TX WILLIAMSON	T 0210.	3123										

106079 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 19.8

METROPOLITAN AREA: Bakersfield, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA KERN	T 0013.	5720	T 0016.	1500	T 0021.	2968	T 0022.	4084	T 0025.	5098	T 0048.	6525

25895 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.4

METROPOLITAN AREA: Baltimore, MD

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MD ANNE ARUNDEL	T 7028.	680										
MD BALTIMORE	T 4016.01	1096	T 4507.	2332	T 4508.01	1254						
MD CARROLL	T 5053.	1809										
MD HARFORD	T 3025.	5722										
MD QUEEN ANNE@S	E 0277	60	E 0280	34	E 0286C	33	E 0287B	36	E 0299T	723		
MD BALTIMORE	T 0103.	2639	T 0104.	1763	T 0105.	2268	T 0201.	2687	T 0301.	2938	T 0302.	2850
	T 0402.	3181	T 0501.	4349	T 0603.	2974	T 0604.	3137	T 0605.	1927	T 0703.	3024
	T 0704.	3498	T 0802.	4784	T 0803.01	4243	T 0804.	3327	T 0806.	5775	T 0807.	3944
	T 0808.	4015	T 0904.	2172	T 0905.	2377	T 0908.	6175	T 0909.	4701	T 1001.	2799
	T 1002.	2677	T 1004.	1578	T 1102.	4993	T 1204.	2742	T 1205.	2471	T 1206.	2907
	T 1301.	4661	T 1302.	4245	T 1303.	3700	T 1304.	3047	T 1401.	5402	T 1402.	3309
	T 1403.	4842	T 1501.	4021	T 1502.	4683	T 1503.	3811	T 1506.	5715	T 1508.02	1138

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METROPOLITAN AREA: Baltimore, MD

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MD BALTIMORE	T 1512.	7992	T 1513.	7798	T 1601.	5138	T 1602.	4548	T 1603.	3297	T 1604.	5561
	T 1701.	1815	T 1702.	3363	T 1703.	5414	T 1801.	1365	T 1802.	1755	T 1803.	2264
	T 1901.	2982	T 1902.	3042	T 1903.	3868	T 2001.	3390	T 2002.	4904	T 2003.	3158
	T 2004.	3473	T 2005.	4062	T 2101.	1831	T 2102.	5442	T 2201.	1120	T 2301.	1712
	T 2302.	2695	T 2502.01	865	T 2502.03	2392	T 2502.04	7273	T 2503.02	2920	T 2506.	1504
	T 2603.03	2328	T 2604.03	4514	T 2606.01	3982	T 2608.	2637	T 2718.01	4842	T 2718.02	6256
	T 2804.04	4003										

296773 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 13.5

METROPOLITAN AREA: Bangor, ME

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
ME PENOBSCOT	T 0001.	488	T 0010.	589								

1077 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.3

METROPOLITAN AREA: Baton Rouge, LA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
LA ASCENSION	T 0308.	1449										
LA EAST BATON ROUGE	T 0003.	3017	T 0005.	6053	T 0009.	7291	T 0010.	6788	T 0012.	1395	T 0013.	2831
	T 0014.	984	T 0015.	3754	T 0021.	3227	T 0022.	2853	T 0024.	4190	T 0025.	5748
	T 0028.	10550	T 0030.01	7728	T 0030.02	231	T 0031.	9965				

78054 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 15.8

METROPOLITAN AREA: Battle Creek, MI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI CALHOUN	T 0001.	128	T 0003.	4156	T 0004.	3182						

7466 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.3

METROPOLITAN AREA: Beaumont-Port Arthur, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX JEFFERSON	T 0001.03	3007	T 0007.	4422	T 0008.	1305	T 0010.	2492	T 0014.	1123	T 0015.	1029
	T 0016.	345	T 0017.	3177	T 0018.	2346	T 0022.	3842	T 0052.	409	T 0053.	2251
	T 0054.	3579	T 0057.	1073	T 0058.	902	T 0059.	2645	T 0061.	2789		
TX ORANGE	T 0202.	9909										

46645 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 12.4

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METROPOLITAN AREA: Beaver County, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA BEAVER	T 6012.	4751	T 6015.	3598								

8349 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.1

METROPOLITAN AREA: Bellingham, WA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WA WHATCOM	T 0005.	7047	T 0006.	478	T 0010.	5808						

13333 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 12.5

METROPOLITAN AREA: Benton Harbor, MI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI BERRIEN	T 0001.	376	T 0002.	1676	T 0003.	2315	T 0004.	2007	T 0005.	3808	T 0022.	4065
	T 0205.	2953										

17200 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.0

METROPOLITAN AREA: Bergen-Passaic, NJ

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NJ PASSAIC	T 1752.	3441	T 1753.	6168	T 1754.	6702	T 1755.	5543	T 1758.	8274	T 1759.	5290
	T 1802.	7963	T 1803.	5965	T 1804.	4086	T 1805.	1633	T 1806.	5085	T 1807.	3087
	T 1808.	2953	T 1809.	3233	T 1812.	4597	T 1813.	5116	T 1814.	3837	T 1815	4246
	T 1816.01	313	T 1816.02	399	T 1817.01	1123	T 1817.02	2931	T 1818.	2446	T 1820.	2244
	T 1821.	3076	T 1822.	3123	T 1823.	7659	T 1828.	3083	T 1829.	2814		

116430 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.0

METROPOLITAN AREA: Billings, MT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MT YELLOWSTONE	T 0001.	1169	T 0002.	3737	T 0003.	3894						

8800 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.1

METROPOLITAN AREA: Biloxi-Gulfport, MS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MS HARRISON	T 0001.	1774	T 0003.	4712	T 0018.	3605						

10091 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.5

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METROPOLITAN AREA: Binghamton, NY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY BROOME	T 0005.	2571	T 0011.	1172	T 0012.	1047	T 0013	3138				

7928 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.0

METROPOLITAN AREA: Birmingham, AL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AL JEFFERSON	T 0005.	6926	T 0006.	2138	T 0007.	6317	T 0008.	6585	T 0009.	3269	T 0010.	1270
	T 0012.	5114	T 0017.	699	T 0018.01	2132	T 0019.01	749	T 0023.04	1516	T 0024.	2918
	T 0025.	374	T 0026.01	636	T 0026.02	1366	T 0027.	3056	T 0028.01	650	T 0028.02	391
	T 0029.	5023	T 0030.02	5072	T 0032.	4317	T 0033.	3725	T 0039.	2435	T 0041.	2441
	T 0042.	2474	T 0044.	1559	T 0045.	1939	T 0046.	673	T 0051.01	4524	T 0055.	4711
	T 0101.	4863	T 0102.	4353	T 0103.02	7287	T 0106.02	5911	T 0136.02	122	T 0137.	3012
AL WALKER	T 0201.	4161										

114708 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 13.0

METROPOLITAN AREA: Bismarck, ND

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
ND MORTON	T 0204.	3248										

3248 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.1

METROPOLITAN AREA: Bloomington, IN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IN MONROE	T 0001.	2991	T 0002.01	7587	T 0002.02	8906						

19484 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 19.7

METROPOLITAN AREA: Bloomington-Normal, IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL MCLEAN	T 0001.01	76	T 0002.	7999	T 0016.	2544						

10619 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.9

METROPOLITAN AREA: Boise City, ID

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
ID ADA	T 0001.	2938	T 0011.	3600								

6538 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.8

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METROPOLITAN AREA: Boston, MA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MA ESSEX	T 2061.	2975	T 2062.	4056	T 2068.	2217	T 2069.	2478	T 2070.	1610	T 2072.	2398
MA MIDDLESEX	T 3413.	3327	T 3427.	1190	T 3513.	4337	T 3522.	1687	T 3524.	1974	T 3527.	2369
	T 3539.	5196										
MA NORFOLK	T 4102.	300	T 4173.	391								
MA SUFFOLK	T 0006.02	4530	T 0007.02	6284	T 0101.01	4573	T 0101.02	3283	T 0102.	7686	T 0103.	4567
	T 0104.	11072	T 0302.	1470	T 0402.	1216	T 0408.	1725	T 0501.	3937	T 0502.	3629
	T 0503.	1784	T 0504.	1695	T 0505.	1473	T 0506.	1352	T 0507.	1217	T 0509.	3282
	T 0605.	3065	T 0606.	690	T 0607.	1883	T 0608.	991	T 0609.	2125	T 0610.	2955
	T 0611.	2095	T 0612.	711	T 0614.	320	T 0702.	3552	T 0704.	1821	T 0708.	2830
	T 0709.	2734	T 0711.	1037	T 0712.	1186	T 0801.	311	T 0802.	1420	T 0803.	2384
	T 0804.	1679	T 0805.	4236	T 0806.	1033	T 0808.	1977	T 0810.	4737	T 0812.	4131
	T 0813.	4094	T 0814.	1719	T 0815.	2545	T 0816.	651	T 0817.	3576	T 0818.	2642
	T 0819.	3157	T 0820.	3450	T 0821.	5705	T 0901.	4711	T 0902.	2106	T 0903.	3253
	T 0905.	1295	T 0906.	1955	T 0907.	3000	T 0908.	1021	T 0909.	1426	T 0912.	3189
	T 0913.	2382	T 0914.	2378	T 0915.	4592	T 0916.	2600	T 0918.	3351	T 0919.	3433
	T 0920.	5281	T 0923.	2887	T 0924.	5738	T 1001.	4226	T 1002.	2546	T 1003.	3490
	T 1011.02	4193	T 1102.	1727	T 1203.	5154	T 1205.	2186	T 1601.	5030	T 1602.	3181
	T 1604.	2146	T 1605.	7873	T 1707.	6556						

281628 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.0

METROPOLITAN AREA: Boulder-Longmont, CO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CO BOULDER	T 0122.02	4288	T 0122.05	3552	T 0123.	5622	T 0126.02	837				

14299 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.5

METROPOLITAN AREA: Bradenton, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL MANATEE	T 0001.02	1522										

1522 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.0

METROPOLITAN AREA: Bremerton, WA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WA KITSAP	T 0810.	3566	T 0813.	736								

4302 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.9

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METROPOLITAN AREA: Bridgeport-Milford, CT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CT FAIRFIELD	T 0703.	2474	T 0704.	2274	T 0705.	2712	T 0706.	1954	T 0707.	94	T 0708.	1113
	T 0709.	3317	T 0713.	2898	T 0715.	332	T 0716.	2637	T 0736.	3273	T 0738.	2420
	T 0739.	3707	T 0740.	1131	T 0741.	1826	T 0742.	3545	T 0743.	5319	T 0744.	5389

46415 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.6

METROPOLITAN AREA: Brockton, MA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MA PLYMOUTH	T 5104.	3555	T 5109.	2319								

5874 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.2

METROPOLITAN AREA: Brownsville-Harlingen, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX CAMERON	T 0109.	2561	T 0110.	4897	T 0118.02	3135	T 0125.01	2942	T 0134.01	4059	T 0134.02	3037
	T 0138.01	4650	T 0138.02	5099	T 0139.01	2886	T 0139.03	5264	T 0140.01	3184		

41714 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 19.9

METROPOLITAN AREA: Bryan-College Station, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX BRAZOS	T 0005.	5200	T 0006.01	210	T 0014.	3274	T 0015.	8526				

17210 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 18.4

METROPOLITAN AREA: Buffalo, NY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY ERIE	T 0003.	980	T 0004.	685	T 0012.	4178	T 0013.01	134	T 0013.02	1418	T 0014.01	138
	T 0014.02	4103	T 0015.	3941	T 0016.	5990	T 0018.	1403	T 0025.01	214	T 0025.02	3053
	T 0026.	1805	T 0027.01	4518	T 0027.02	6001	T 0029.	5430	T 0031.	4846	T 0032.01	1527
	T 0032.02	5786	T 0033.02	5966	T 0034.	5442	T 0035.	7775	T 0036.	5866	T 0040.02	624
	T 0044.02	3684	T 0059.	4343	T 0062.01	1885	T 0064.	856	T 0067.01	4029	T 0069.	10107
	T 0070.	4384	T 0071.01	6401	T 0071.02	3243	T 0072.01	929	T 0072.02	815	T 0091.12	1715
	T 0121.	1357										

125571 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 12.4

METROPOLITAN AREA: Burlington, VT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
VT CHITTENDEN	T 0003.	3354	T 0004.	2929	T 0005.	3508	T 0010.	913				

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METROPOLITAN AREA: Burlington, VT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.

10704 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.3

METROPOLITAN AREA: Canton, OH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH STARK	T 7001.	1622	T 7016.	2303	T 7017.	3872	T 7018.	1871	T 7019.	1982	T 7020.	1086
	T 7023.	1790	T 7024.	2167	T 7025.	2238	T 7101.	1209	T 7104.	1628	T 7138.	405

22173 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.5

METROPOLITAN AREA: Casper, WY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WY NATRONA	T 0001.	1600										

1600 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.2

METROPOLITAN AREA: Cedar Rapids, IA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IA LINN	T 0019.	2362	T 0020.	1727	T 0022.	3149	T 0027.	2415				

9653 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.7

METROPOLITAN AREA: Champaign-Urbana-Rantoul, IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL CHAMPAIGN	T 0001.	477	T 0002.	2214	T 0003.	5193	T 0004.	7778	T 0051.	129	T 0052.	2458
	T 0059.	6236	T 0060.	4571								

29056 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 17.3

METROPOLITAN AREA: Charleston, SC

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
SC BERKELEY	T 0202.	6277										
SC CHARLESTON	T 0004.	2669	T 0007.	2163	T 0008.	2049	T 0009.	2623	T 0010.	3090	T 0011.	3854
	T 0012.	2023	T 0013.	2388	T 0014.	1529	T 0022.	2440	T 0024.	4155	T 0037.	5485
	T 0041.	1387	T 0045.	2963								

45095 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.5

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METROPOLITAN AREA: Charleston, WV

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WV KANAWHA	T 0002.	3043	T 0009.	1156	T 0010.	915						

5114 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.9

METROPOLITAN AREA: Charlotte-Gastonia-Rock Hill, NC-SC

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NC GASTON	T 0319.	3029	T 0320.	3900	T 0330.	734						
NC MECKLENBURG	T 0003.	662	T 0004.	1104	T 0005.	1516	T 0006.	1901	T 0007.	757	T C008.	3346
	T 0009.	2636	T 0023.	2732	T 0026.	1058	T 0037.	2562	T 0039.	9716	T 0045.	4852
	T 0047.	2410	T 0049.	215	T 0050.	3491	T 0052.	3200				
NC ROWAN	T 0501.	632										
SC YORK	T 0004.02	1502	T 0005.	5733	T 0006.	2042						

59730 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.1

METROPOLITAN AREA: Charlottesville, VA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
VA CHARLOTTESVILLE	T 0002.02	3733	T 0004.01	2907	T 0006.	3346						

9986 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.8

METROPOLITAN AREA: Chattanooga, TN-GA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TN HAMILTON	T 0001.	3370	T 0003.	3463	T 0004.	4847	T 0008.	1913	T 0010.	2149	T 0015.	1832
	T 0016.	3060	T 0019.	7515	T 0020.	1726	T 0021.	1379	T 0022.	167	T 0025.	5064
	T 0027.	1162	T 0031.	872								

38519 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.0

METROPOLITAN AREA: Cheyenne, WY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WY LARAMIE	T 0001.	1739										

1739 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.5

METROPOLITAN AREA: Chicago, IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL COOK	T 0101.	6309	T 0312.	5558	T 0315.	9567	T 0316.	3031	T 0317.	8644	T 0318.	2276
	T 0320.	1123	T 0321.	7985	T 0514.	2896	T 0515.	1447	T 0605.	1343	T 0621.	3332
	T 0623.	1488	T 0625.	1471	T 0626.	1313	T 0627.	2761	T 0707.	2927	T 0804.	4659

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METROPOLITAN AREA: Chicago, IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL COOK	T 0805.	4346	T 0807.	124	T 0808.	6663	T 0809.	840	T 0810.	4632	T 0817.	1158
	T 0818.	834	T 0819.	1889	T 1304.	81	T 2006.	757	T 2108.	1318	T 2201.	609
	T 2208.	85	T 2210.	3233	T 2211.	5745	T 2212.	3404	T 2213.	4184	T 2214.	3238
	T 2215.	3335	T 2216.	3866	T 2217.	3225	T 2218.	1418	T 2221.	1014	T 2222.	2190
	T 2223.	1131	T 2225.	2007	T 2226.	2553	T 2228.	934	T 2301.	2080	T 2302.	2523
	T 2303.	1236	T 2305.	3137	T 2309.	6797	T 2310.	3995	T 2312.	9126	T 2315.	11173
	T 2316.	2635	T 2317.	1476	T 2318.	436	T 2401.	208	T 2403.	1773	T 2405.	1253
	T 2406.	1443	T 2407.	1719	T 2408.	2104	T 2409.	2513	T 2410.	2538	T 2411.	4802
	T 2412.	2463	T 2414.	4551	T 2415.	3792	T 2416.	4960	T 2417.	315	T 2419.	1291
	T 2420.	4984	T 2421.	3865	T 2422.	4280	T 2426.	7281	T 2427.	2686	T 2428.	1623
	T 2429.	2293	T 2430.	2973	T 2432.	2771	T 2433.	3052	T 2434.	3734	T 2436.	270
	T 2501.	429	T 2514.	6722	T 2515.	7463	T 2517.	2888	T 2518.	9144	T 2519.	10437
	T 2520.	9122	T 2522.	12073	T 2523.	1376	T 2601.	1950	T 2602.	2056	T 2603.	3011
	T 2604.	2888	T 2605.	3558	T 2606.	4503	T 2607.	4013	T 2608.	4618	T 2609.	2896
	T 2610.	4372	T 2701.	508	T 2702.	2127	T 2703.	1950	T 2704.	1592	T 2705.	1951
	T 2706.	1085	T 2707.	969	T 2708.	905	T 2709.	562	T 2710.	1707	T 2711.	2552
	T 2712.	1850	T 2713.	2346	T 2714.	3925	T 2715.	1542	T 2716.	1396	T 2717.	1818
	T 2718.	1788	T 2719.	1007	T 2801.	174	T 2802.	193	T 2803.	342	T 2804.	4347
	T 2805.	4621	T 2806.	183	T 2807.	512	T 2808.	5924	T 2809.	1151	T 2811.	384
	T 2812.	945	T 2813.	1167	T 2814.	574	T 2815.	1295	T 2816.	1338	T 2817.	772
	T 2818.	580	T 2819.	449	T 2826.	214	T 2827.	2257	T 2828.	1988	T 2832.	3210
	T 2833.	479	T 2836.	62	T 2837.	219	T 2838.	3090	T 2839.	7925	T 2840.	1457
	T 2841.	967	T 2842.	962	T 2843.	61	T 2902.	1695	T 2903.	682	T 2905.	1340
	T 2906.	646	T 2907.	1260	T 2908.	1227	T 2909.	7628	T 2910.	2040	T 2911.	6491
	T 2912.	3921	T 2913.	4375	T 2914.	2515	T 2915.	3413	T 2917.	973	T 2918.	888
	T 2919.	631	T 2920.	1174	T 2921.	1081	T 2922.	4551	T 2923.	1243	T 2924.	3963
	T 2925.	6478	T 3001.	2347	T 3002.	1225	T 3003.	1905	T 3004.	558	T 3007.	5443
	T 3009.	5507	T 3012.	4440	T 3014.	967	T 3101.	411	T 3104.	1936	T 3105.	2099
	T 3106.	8207	T 3108.	5927	T 3109.	5859	T 3110.	6423	T 3112.	238	T 3205.	1888
	T 3206.	1485	T 3302.	1777	T 3303.	3233	T 3304.	56	T 3305.	196	T 3402.	5319
	T 3405.	1785	T 3406.	2292	T 3502.	3083	T 3504.	2766	T 3507.	1237	T 3508.	318
	T 3509.	105	T 3511.	7586	T 3512.	939	T 3513.	1827	T 3514.	1863	T 3515.	5430
	T 3601.	1034	T 3602.	5543	T 3603.	2586	T 3604.	4169	T 3605.	3416	T 3701.	1552
	T 3702.	1758	T 3703.	1164	T 3704.	1358	T 3801.	3151	T 3802.	2020	T 3803.	4755
	T 3804.	1780	T 3805.	3029	T 3806.	3694	T 3807.	2070	T 3808.	2453	T 3809.	2349
	T 3810.	3105	T 3811.	675	T 3812.	2837	T 3813.	416	T 3814.	3098	T 3815.	1826
	T 3816.	2180	T 3817.	5681	T 3818.	3090	T 3819.	1819	T 3820.	3713	T 3901.	2114
	T 3902.	2357	T 3903.	3324	T 3904.	3409	T 4001.	3262	T 4002.	5958	T 4003.	3424
	T 4004.	4534	T 4005.	3560	T 4006.	1264	T 4007.	2277	T 4008.	7656	T 4104.	660
	T 4106.	2527	T 4113.	772	T 4201.	1075	T 4202.	2343	T 4203.	2240	T 4204.	2310
	T 4205.	3756	T 4206.	3339	T 4207.	5808	T 4208.	3555	T 4209.	4036	T 4210.	3192
	T 4211.	2675	T 4212.	1994	T 4303.	4393	T 4304.	4114	T 4305.	5959	T 4310.	1558
	T 4313.	12811	T 4401.	10463	T 4607.	5128	T 4608.	1265	T 4610.	2384	T 4914.	4816
	T 5105.	4450	T 5401.	13539	T 5602.	5107	T 5811.	688	T 5901.	183	T 6009.	3900
	T 6014.	864	T 6101.	1220	T 6103.	4654	T 6104.	2460	T 6106.	231	T 6113.	3142

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METROPOLITAN AREA: Chicago, IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL COOK	T 6119.	4791	T 6120.	3427	T 6121.	2719	T 6122.	2527	T 6601.	156	T 6701.	2782
	T 6702.	3062	T 6703.	2721	T 6704.	3090	T 6706.	3479	T 6707.	2989	T 6709.	2225
	T 6711.	2325	T 6712.	2642	T 6713.	4943	T 6715.	5640	T 6716.	4203	T 6717.	3247
	T 6801.	957	T 6802.	6834	T 6803.	2205	T 6804.	2690	T 6805.	3076	T 6806.	3057
	T 6807.	2091	T 6808.	2129	T 6809.	6624	T 6810.	6213	T 6811.	6927	T 6812.	6017
	T 6813.	4901	T 6814.	5354	T 6901.	2673	T 6902.	374	T 6903.	3187	T 6904.	4907
	T 6905.	1376	T 6906.	744	T 6907.	459	T 6908.	3269	T 6911.	5206	T 6912.	3895
	T 6915.	2864	T 7101.	1854	T 8173.	3179	T 8290.	4324	T 8297.	6555		

994907 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 16.4

METROPOLITAN AREA: Chico, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA BUTTE	T 0005.	3837	T 0013.	3178	T 0028.	3490						

10505 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.3

METROPOLITAN AREA: Cincinnati, OH-KY-IN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
KY CAMPBELL	T 0501.	2844	T 0502.	2132	T 0505.	3398						
KY KENTON	T 0603.	2762	T 0604.	2485	T 0605.	1284	T 0606.	3044	T 0607.	2701	T 0609.	2715
OH HAMILTON	T 0003.01	2987	T 0003.02	2603	T 0004.	749	T 0007.	2003	T 0008.	373	T 0009.	2616
	T 0010.	2322	T 0011.	1708	T 0014.	873	T 0015.	3727	T 0016.	2961	T 0017.	2307
	T 0018.	2423	T 0019.	1879	T 0021.	1694	T 0022.	3411	T 0023.	3055	T 0025.	2577
	T 0026.	3519	T 0028.	2198	T 0030.	5525	T 0032.	2107	T 0033.	2432	T 0034.	1600
	T 0035.	1793	T 0036.	1928	T 0037.	2613	T 0038.	3394	T 0039.	3152	T 0043.	940
	T 0044.	2290	T 0047.02	1427	T 0066.	2974	T 0067.	4014	T 0068.	5369	T 0074.	2819
	T 0077.	4908	T 0080.	7711	T 0085.02	3159	T 0086.01	5889	T 0087.	1768	T 0091.	2155
	T 0093.	5089	T 0219.	1080	T 0227.	5259						

150745 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.8

METROPOLITAN AREA: Clarksville-Hopkinsville, TN-KY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TN MONTGOMERY	T 1008.	3514										

3514 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.3

METROPOLITAN AREA: Cleveland, OH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH CUYAHOGA	T 1012.	3028	T 1013.	2252	T 1025.	785	T 1026.	2164	T 1028.	2584	T 1032.	970

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Cleveland, OH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH CUYAHOGA	T 1033.	2314	T 1034.	4422	T 1035.	3163	T 1037.	1577	T 1038.	2960	T 1039.	3492
	T 1041.	1964	T 1042.	1057	T 1043.	1026	T 1044.	722	T 1045.	1401	T 1046.	1450
	T 1047.	1933	T 1048.	2172	T 1055.	2421	T 1072.	565	T 1073.	94	T 1074.	12
	T 1075.	405	T 1077.	504	T 1079.	1594	T 1083.	1369	T 1084.	1676	T 1085.	229
	T 1086.	536	T 1087.	1065	T 1088.	1349	T 1089.	2446	T 1093.	1624	T 1096.	309
	T 1097.	1802	T 1098.	3038	T 1099.	130	T 1104.	415	T 1106.	581	T 1111.	783
	T 1112.	1450	T 1113.	685	T 1114.	3480	T 1115.	2005	T 1117.	2929	T 1118.	2153
	T 1119.	3321	T 1121.	2807	T 1122.	2734	T 1123.	1794	T 1124.	2547	T 1125.	2093
	T 1126.	2142	T 1127.	1129	T 1128.	1881	T 1129.	1496	T 1131.	1139	T 1132.	733
	T 1133.	1997	T 1134.	1846	T 1135.	2865	T 1136.	2368	T 1137.	504	T 1138.	2975
	T 1139.	173	T 1141.	1726	T 1142.	1031	T 1143.	3026	T 1144.	536	T 1145.	1132
	T 1147.	1727	T 1148.	1416	T 1149.	3393	T 1155.	833	T 1161.	1673	T 1164.	5201
	T 1165.	5198	T 1166.	5584	T 1168.	6123	T 1169.	4410	T 1172.	6057	T 1173.	4943
	T 1181.	2603	T 1182.	4031	T 1183.	3920	T 1184.	3289	T 1185.	2301	T 1186.	4156
	T 1187.	3449	T 1188.	2822	T 1189.	4047	T 1191.	899	T 1192.	2601	T 1193.	5685
	T 1198.	5823	T 1199.	3503	T 1201.	849	T 1202.	4169	T 1203.	931	T 1204.	4246
	T 1206.	5510	T 1507.	4813	T 1509.	1894	T 1618.	1493				

240672 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 12.7

METROPOLITAN AREA: Colorado Springs, CO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CO EL PASO	T 0013.01	2584	T 0022.	2880	T 0023.	861	T 0026.	1212	T 0044.	13219		

20756 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.7

METROPOLITAN AREA: Columbia, MO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MO BOONE	T 0001.	525	T 0002.	2727	T 0003.	4449	T 0005.	3219	T 0008.	3394	T 0009.	1834
	T 0013.	2446										

18594 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 18.5

METROPOLITAN AREA: Columbia, SC

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
SC RICHLAND	T 0005.	3194	T 0009.	3342	T 0010.	5455	T 0013.	4259	T 0014.	1113	T 0015.	1188
	T 0016.	1154	T 0019.	3600	T 0020.02	371	T 0028.	1875	T 0105.02	1161	T 0106.	7623
	T 0109.	2953	T 0117.01	3109								

40397 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.9

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METROPOLITAN AREA: Columbus, GA-AL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AL RUSSELL	T 0301.	1419	T 0302.	2165	T 0308.	4805						
GA MUSCOGEE	T 0001.	465	T 0003.	1469	T 0013.	1385	T 0014.	2651	T 0015.	1494	T 0016.	3631
	T 0024.	2103	T 0025.	2479	T 0027.	2481	T 0028.	3904	T 0032.	3772		

34223 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 14.3

METROPOLITAN AREA: Columbus, OH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH FRANKLIN	T 0007.30	5354	T 0011.10	3190	T 0011.20	11219	T 0012.	4961	T 0013.	6759	T 0014.	2569
	T 0015.	3339	T 0016.	2505	T 0017.	3333	T 0018.10	3639	T 0018.20	2979	T 0021.	1706
	T 0022.	2303	T 0023.	1626	T 0024.	528	T 0027.10	4810	T 0028.	3970	T 0029.	2774
	T 0030.	180	T 0031.	797	T 0034.	347	T 0035.	913	T 0036.	2547	T 0037.	5171
	T 0038.	2786	T 0039.	1679	T 0040.	1408	T 0041.	3062	T 0042.	1262	T 0043.	3876
	T 0050.	5300	T 0051.	4206	T 0053.	5155	T 0054.10	2764	T 0056.10	3072	T 0060.	3115
	T 0061.	4234	T 0075.34	3435	T 0078.20	4607	T 0087.30	2543	T 0093.31	1384	T 0097.30	936
OH LICKING	T 0001.	1114										
OH MADISON	T 0410.	1802										
OH PICKAWAY	T 0201.	2264	T 0213.	1766								

139289 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.2

METROPOLITAN AREA: Corpus Christi, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX NUECES	T 0002.	487	T 0003.	576	T 0004.	3015	T 0009.	5873	T 0010.	5399	T 0011.	2826
	T 0012.	6081	T 0013.	4819	T 0015.	5844	T 0016.	11001	T 0017.	8854		
TX SAN PATRICIO	T 0113.	5667										

60442 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 18.5

METROPOLITAN AREA: Cumberland, MD-WV

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MD ALLEGANY	T 0007.	5501	T 0009.	443	T 0010.	2729						
WV MINERAL	E 0664	1491										

10164 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.4

METROPOLITAN AREA: Dallas, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX COLLIN	T 0309.	5974										
TX DALLAS	T 0013.02	3866	T 0015.01	6475	T 0015.02	3808	T 0016.	3219	T 0017.02	1853	T 0019.	1215
	T 0020.	6102	T 0021.	165	T 0022.01	933	T 0022.02	2071	T 0023.	1810	T 0024.	2480

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Dallas, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX DALLAS	T 0025.	3062	T 0027.01	5717	T 0027.02	3267	T 0028.	957	T 0029.	3208	T 0030.	242
	T 0032.02	124	T 0033.	1078	T 0034.	3772	T 0035.	2370	T 0036.	1615	T 0037.	4764
	T 0038.	3772	T 0039.01	2412	T 0039.02	2809	T 0040.	2309	T 0041.	2258	T 0043.	2939
	T 0046.	2337	T 0047.	3006	T 0048.	3272	T 0049.	5221	T 0050.	3219	T 0051.	2381
	T 0055.	5387	T 0056.	6543	T 0057.	6218	T 0069.	2233	T 0086.01	4173	T 0086.02	2875
	T 0087.01	6455	T 0087.03	3973	T 0087.04	7002	T 0089.	6223	T 0093.03	4105	T 0101.	9187
	T 0102.	3764	T 0103.	3858	T 0104.	1877	T 0105.	3663	T 0106.	6600	T 0114.01	4714
	T 0114.02	1026	T 0115.	5842	T 0159.	3656	T 0190.13	4060				
TX DENTON	T 0207.	2884	T 0209.	3296	T 0210.	5358	T 0211.	1835	T 0212.	2712		
TX ELLIS	T 0604.	4001	T 0605.	2211	T 0610.	3021	T 0616.	4568				
TX KAUFMAN	T 0505.	4808	T 0510.	1735								

245945 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 12.6

METROPOLITAN AREA: Danbury, CT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CT FAIRFIELD	T 2101.	3962	T 2102.	5045								

9007 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.3

METROPOLITAN AREA: Davenport-Rock Island-Moline, IA-IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL ROCK ISLAND	T 0225.	235	T 0226.	564	T 0234.	2726	T 0236.	3010				
IA SCOTT	T 0105.	1341	T 0106.	4273	T 0107.	3045	T 0109.	1269				

16463 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.3

METROPOLITAN AREA: Dayton-Springfield, OH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH CLARK	T 0001.	972	T 0002.	2856	T 0003.	3197	T 0009.01	3768	T 0009.02	1613	T 0012.	5656
OH MONTGOMERY	T 0001.	756	T 0002.	828	T 0003.	1955	T 0005.	2677	T 0016.	4988	T 0017.	2564
	T 0019.	1361	T 0025.	2501	T 0026.	4835	T 0028.	4759	T 0029.	1931	T 0030.	795
	T 0031.	1279	T 0032.	1577	T 0033.	1742	T 0036.	488	T 0037.	556	T 0038.	248
	T 0039.	4631	T 0040.	1110	T 0044.	3211	T 0046.	1125	T 0047.	3357	T 0048.	2024
	T 0064.	3002	T 0065.	3174	T 0904.	5105						

80641 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.6

METROPOLITAN AREA: Daytona Beach, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL VOLUSIA	T 0814.	1128	T 0815.	2546	T 0819.	3589	T 0820.	2576	T 0821.	6970	T 0905.	2649

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Daytona Beach, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.

19458 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.5

METROPOLITAN AREA: Decatur, AL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AL LAWRENCE	E 0011	1201	E 0016	284								
AL MORGAN	T 0005.	1613										

3098 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.6

METROPOLITAN AREA: Decatur, IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL MACON	T 0001.	525	T 0005.	4721	T 0007.	861	T 0008.	3317				

9424 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.2

METROPOLITAN AREA: Denver, CO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CO ARAPAHOE	T 0054.03	630	T 0065.01	825								
CO DENVER	T 0004.02	6689	T 0006.	2498	T 0007.02	6005	T 0008.	2160	T 0010.	3381	T 0011.01	2908
	T 0011.02	3114	T 0015.	3654	T 0016.	3960	T 0017.01	609	T 0017.02	2030	T 0018.	2353
	T 0019.	3639	T 0020.	751	T 0021.	6177	T 0023.	5343	T 0024.01	3131	T 0024.02	2005
	T 0025.	1004	T 0026.01	2656	T 0026.02	1670	T 0027.01	4392	T 0027.03	5057	T 0028.02	4567
	T 0031.01	1943	T 0031.02	3494	T 0036.01	4928	T 0036.02	4622	T 0041.01	3406	T 0044.02	6390
	T 0045.02	6199	T 0054.01	196	T 0054.02	3910						

116296 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.1

METROPOLITAN AREA: Des Moines, IA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IA POLK	T 0012.	3570	T 0013.	3422	T 0014.	2269	T 0023.	1561	T 0025.	624	T 0026.	2549
	T 0027.	4510	T 0034.	2994	T 0036.	673	T 0037.	2842	T 0038.	930		

25944 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.1

METROPOLITAN AREA: Detroit, MI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI MACOMB	T 2046.	3806	T 2047.	2344								
MI MONROE	T 0318.	2250										
MI OAKLAND	T 1011.01	3448	T 1011.02	2336	T 1094.	3222	T 1095.	492	T 1096.	4769	T 1097.	2859

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Detroit, MI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI OAKLAND	T 1098.02	2160	T 1100.	2408								
MI ST. CLAIR	T 6002.	4218	T 6004.	3005	T 6005.	2353	T 6008.	2950				
MI WAYNE	T 5045.	1758	T 5046.	3021	T 5047.	6427	T 5048.	5435	T 5072.	2915	T 5076.	3938
	T 5077.	2434	T 5078.	4582	T 5080.	5811	T 5101.	2083	T 5103.	2082	T 5104.	4394
	T 5105.	5732	T 5106.	4924	T 5107.	1864	T 5108.	3194	T 5109.	2980	T 5110.	2279
	T 5111.	992	T 5112.	1689	T 5113.	2332	T 5114.	1677	T 5115.	2207	T 5116.	5968
	T 5117.	2088	T 5122.	3386	T 5123.	3967	T 5124.	5457	T 5125.	2884	T 5126.	2333
	T 5127.	3562	T 5128.	1976	T 5129.	3415	T 5130.	2487	T 5131.	3591	T 5134.	3474
	T 5135.	2936	T 5136.	3921	T 5137.	1804	T 5138.	1913	T 5139.	2957	T 5140.	3409
	T 5141.	6075	T 5142.	4566	T 5143.	2560	T 5144.	2192	T 5145.	3071	T 5146.	2773
	T 5147.	3016	T 5148.	2595	T 5149.	2662	T 5150.	3674	T 5151.	3844	T 5152.	3636
	T 5153.	3839	T 5155.	1891	T 5156.	2294	T 5161.	3255	T 5162.	2258	T 5163.	2591
	T 5164.	3003	T 5165.	542	T 5166.	2580	T 5168.	3795	T 5169.	1641	T 5172.	1443
	T 5173.	927	T 5174.	1926	T 5175.	3609	T 5176.	3291	T 5178.	1359	T 5180.	2442
	T 5181.	875	T 5182.	2018	T 5183.	1511	T 5184.	2571	T 5185.	4393	T 5186.	3281
	T 5187.	2621	T 5188.	2621	T 5201.	237	T 5202.	2130	T 5203.	2398	T 5204.	2311
	T 5205.	1810	T 5206.	3985	T 5207.	1651	T 5209.	481	T 5211.	1960	T 5212.	2143
	T 5213.	2037	T 5214.	1229	T 5215.	2396	T 5216.	3162	T 5217.	1434	T 5218.	2644
	T 5219.	2103	T 5220.	2373	T 5221.	3758	T 5222.	2524	T 5223.	5197	T 5224.	3063
	T 5231.	2688	T 5233.	4526	T 5234.	3915	T 5235.	3880	T 5236.	68	T 5237.	3148
	T 5245.	1640	T 5251.	4529	T 5252.	2028	T 5253.	1709	T 5254.	5249	T 5255.	3581
	T 5256.	2448	T 5258.	2402	T 5264.	2609	T 5265.	2204	T 5301.	5725	T 5303.	4166
	T 5306.	2308	T 5307.	3987	T 5308.	2134	T 5309.	3114	T 5310.	3121	T 5311.	4101
	T 5313.	2236	T 5314.	3542	T 5315.	6736	T 5317.	4336	T 5318.	5970	T 5319.	2215
	T 5320.	1745	T 5321.	2580	T 5322.	2306	T 5324.	3597	T 5325.	3111	T 5327.	1809
	T 5328.	2464	T 5329.	2521	T 5330.	3469	T 5331.	3641	T 5332.	3144	T 5333.	3724
	T 5334.	7005	T 5335.	3071	T 5336.	5386	T 5337.	2840	T 5341.	4019	T 5345.	2934
	T 5346.	3661	T 5352.	4836	T 5364.	6863	T 5372.	2551	T 5437.	4333	T 5454.	4226
	T 5521.	4655	T 5523.	3066	T 5525.	2093	T 5526.	2518	T 5527.	596	T 5530.	2640
	T 5532.	3231	T 5533.	3859	T 5534.	2852	T 5537.	4008	T 5669.	1493	T 5708.	3305
	T 5735.	4297	T 5744.	99	T 5848.	7374	T 5918.	2267				

567669 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 12.6

METROPOLITAN AREA: Dothan, AL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AL HOUSTON	T 0406.	3156	T 0413.	320	T 0414.	4189						

7665 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.3

METROPOLITAN AREA: Dubuque, IA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IA DUBUQUE	T 0001.	2427	T 0002.	1242								

3669 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.9

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METROPOLITAN AREA: Duluth, MN-WI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MN ST. LOUIS	T 0016.	1860	T 0017.	2171	T 0018.	2430	T 0019.	1880	T 0025.	913	T 0028.	1006
	T 0032.	1352										
WI DOUGLAS	T 0201.	2369	T 0202.	824								

14805 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.6

METROPOLITAN AREA: El Paso, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX EL PASO	T 0016.	6356	T 0017.	1813	T 0018.	2775	T 0019.	3556	T 0020.	3234	T 0021.	4467
	T 0026.	3005	T 0027.	855	T 0028.	7918	T 0029.	3536	T 0030.	5600	T 0035.01	68

43183 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.0

METROPOLITAN AREA: Elkhart-Goshen, IN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IN ELKHART	T 0026.	5124	T 0028.	627								

5751 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.2

METROPOLITAN AREA: Elmira, NY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY CHEMUNG	T 0007.	735	T 0008.	2681	T,0010.	3699						

7115 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.3

METROPOLITAN AREA: Erie, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA ERIE	T 0001.	1491	T 0003.	5072	T 0012.	3180	T 0013.	2311	T 0015.	3273		

15327 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.5

METROPOLITAN AREA: Eugene-Springfield, OR

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OR LANE	T 0038.	5937	T 0039.	2077	T 0040.	2463	T 0042.	3399	T 0048.	4087		

17963 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.5

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METROPOLITAN AREA: Evansville-Henderson, IN-KY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IN VANDERBURGH	T 0012.	3689	T 0014.	4178	T 0016.	1674	T 0017.	1767	T 0019.	2639	T 0020.	2931
	T 0021.	2540	T 0025.	2567	T 0027.	1918	T 0028.	2807				
KY HENDERSON	T 0202.	2350										

29060 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.5

METROPOLITAN AREA: Fall River, MA-RI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MA BRISTOL	T 6409.	7109	T 6410.	3247	T 6411.	202	T 6414.	3356	T 6420.	3780		

17694 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.3

METROPOLITAN AREA: Fargo-Moorhead, ND-MN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
ND CASS	T 0003.	3152	T 0007.	1425								

4577 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.3

METROPOLITAN AREA: Fayetteville, NC

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NC CUMBERLAND	T 0002.	2787	T 0003.	1482	T 0004.	1888	T 0013.	2269				

8426 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.4

METROPOLITAN AREA: Fayetteville-Springdale, AR

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AR WASHINGTON	T 0108.	3406	T 0109.	4629								

8035 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.0

METROPOLITAN AREA: Fitchburg-Leominster, MA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MA WORCESTER	T 7107.	1617										

1617 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.7

METROPOLITAN AREA: Flint, MI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI GENESEE	T 0003.	1951	T 0007.	950	T 0008.	487	T 0023.	1975	T 0024.	2323	T 0025.	2024

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METROPOLITAN AREA: Flint, MI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI GENESEE	T 0026.	1328	T 0028.	1297	T 0029.	1633	T 0033.	2363	T 0044.	3461	T 0122.02	2860

22652 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.0

METROPOLITAN AREA: Florence, AL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AL COLBERT	T 0203.	3262										
AL LAUDERDALE	T 0101.	1281	T 0103.	3067	T 0105.	1173	T 0107.	2679				

11462 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.5

METROPOLITAN AREA: Florence, SC

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
SC FLORENCE	T 0007.	5655										

5655 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.1

METROPOLITAN AREA: Fort Collins-Loveland, CO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CO LARIMER	T 0001.	2537	T 0006.	6416								

8953 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.0

METROPOLITAN AREA: Fort Lauderdale-Hollywood-Pompano Beach, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL BROWARD	T 0304.	8206	T 0305.	3512	T 0414.	4860	T 0415.	4638	T 0416.	7173	T C805.	6104
	T 0921.	366	T 1004.	4590	T 1007.	5618						

45067 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.4

METROPOLITAN AREA: Fort Myers-Cape Coral, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL LEE	T 0001.	599	T 0002.	1712	T 0005.	12775						

15086 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.3

METROPOLITAN AREA: Fort Pierce, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL ST LUCIE	T 0001.	2069	T 0002.	6559	T 0003.	8248						

16876 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.2

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METROPOLITAN AREA: Fort Walton Beach, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL OKALOOSA	T 0206.	2153										

2153 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.0

METROPOLITAN AREA: Fort Wayne, IN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IN ALLEN	T 0010.	1626	T 0011.	2417	T 0012.	1690	T 0013.	2127	T 0014.	2974	T 0016.	3404
	T 0017.	4109	T 0018.	2201	T 0019.	1316						

21864 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.2

METROPOLITAN AREA: Fort Worth-Arlington, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX JOHNSON	T 1309.	2723										
TX TARRANT	T 1002.02	4605	T 1003.	4594	T 1004.	6085	T 1005.01	5093	T 1009.	2509	T 1010.	2698
	T 1011.	1051	T 1016.	1806	T 1017.	2488	T 1018.	992	T 1019.	344	T 1020.	1340
	T 1025.	5299	T 1030.	2035	T 1031.	1027	T 1032.	794	T 1033.	2277	T 1034.	1744
	T 1036.01	3991	T 1037.01	3865	T 1037.02	3323	T 1038.	4714	T 1039.	3595	T 1040.	2169
	T 1045.01	8060	T 1045.02	2984	T 1046.01	4051	T 1046.04	2909	T 1063.	4981	T 1066.	556
	T 1223.	3486										

98188 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.1

METROPOLITAN AREA: Fresno, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA FRESNO	T 0001.	1389	T 0002.	1959	T 0003.	3037	T 0006.	5733	T 0008.	751	T 0009.	5539
	T 0010.	2495										

20903 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.1

METROPOLITAN AREA: Gadsden, AL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AL ETOWAH	T 0001.	774	T 0003.	4764	T 0007.	1560	T 0101.	2014				

9112 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.8

METROPOLITAN AREA: Gainesville, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL ALACHUA	T 0001.	481	T 0002.	6122	T 0009.	8576	T 0015.	11974				
FL BRADFORD	E 0051	429	E 0052	1150	E 0056	1164	E 0060	717	E 0062	318	E 0065	398

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METROPOLITAN AREA: Gainesville, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL BRADFORD	E 0072	442	E 0075	466								

32237 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 18.8

METROPOLITAN AREA: Galveston-Texas City, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX GALVESTON	T 1230.	2622	T 1236.	3449	T 1237.	822	T 1238.	756	T 1240.	4861	T 1248.	2161
	T 1249.	1873										

16544 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.4

METROPOLITAN AREA: Gary-Hammond, IN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IN LAKE	T 0108.	1471	T 0110.	1486	T 0111.	1219	T 0112.	2999	T 0117.	2683	T C118.	435
	T 0120.	3696	T 0123.	2209	T 0125.	5049	T 0127.	3037	T 0128.	2722	T 0129.	2261
	T 0206.	3646	T 0208.	3393	T 0302.	2373	T 0303.	5355	T 0310.	2662	T 0412.	2073
IN PORTER	T 0509.	4893										

53662 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.3

METROPOLITAN AREA: Grand Rapids, MI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI KENT	T 0020.	807	T 0021.	3283	T 0026.	3548	T 0028.	1987	T 0030.	1983	T C031.	3708
	T 0036.	2304										

17620 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.9

METROPOLITAN AREA: Great Falls, MT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MT CASCADE	T 0006.	772	T 0007.	2184								

2956 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.7

METROPOLITAN AREA: Greeley, CO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CO WELD	T 0001.	1951	T 0002.	3238	T 0006.	955	T 0007.01	1464	T 0008.	2768		

10376 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.4

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METROPOLITAN AREA: Green Bay, WI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WI BROWN	T 0008.	1898	T 0010.	773	T 0012.	3072						

5743 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.3

METROPOLITAN AREA: Greensboro--Winston-Salem--High Point, NC

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NC DAVIE	E 0259	877										
NC FORSYTH	T 0001.	1001	T 0002.	1436	T 0003.01	1777	T 0003.02	1985	T 0004.	4702	T 0005.01	2440
	T 0005.02	1961	T 0006.	2718	T 0008.01	2174	T 0008.02	3065	T 0016.02	4291		
NC GUILFORD	T 0107.02	5444	T 0108.01	703	T 0111.01	5448	T 0112.	5500	T 0114.	6142	T 0138.	4614
	T 0139.	5882	T 0141.	890	T 0142.	4355						

67405 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.9

METROPOLITAN AREA: Greenville-Spartanburg, SC

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
SC GREENVILLE	T 0002.	449	T 0004.	1914	T 0005.	2800	T 0006.	1039	T 0007.	2251	T 0008.	1853
	T 0009.	1547	T 0010.	2323	T 0013.01	3943	T 0021.05	3235	T 0023.03	2791	T 0023.04	3299
	T 0025.05	3206										
SC SPARTANBURG	T 0201.	162	T 0202.	1702	T 0203.01	2719	T 0204.	3236	T 0205.	2538	T 0208.	1748
	T 0210.01	3054										

45809 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.0

METROPOLITAN AREA: Hagerstown, MD

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MD WASHINGTON	T 0004.	2973										

2973 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.6

METROPOLITAN AREA: Hamilton-Middletown, OH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH BUTLER	T 0003.	4822	T 0004.	5572	T 0007.01	603	T 0007.02	1003	T 0008.	2519	T 0101.01	6169
	T 0101.04	5670	T 0102.01	2088	T 0128.	1463	T 0129.	362	T 0131.	3006	T 0140.	2950

36227 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 14.0

METROPOLITAN AREA: Harrisburg-Lebanon-Carlisle, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA DAUPHIN	T 0201.	1187	T 0204.	2042	T 0206.	1605	T 0207.	3406	T 0212.	2860	T 0213.	7214

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METROPOLITAN AREA: Harrisburg-Lebanon-Carlisle, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA DAUPHIN	T 0214.	5038	T 0237.	1489								

24841 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.5

METROPOLITAN AREA: Hartford, CT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CT HARTFORD	T 5003.	3371	T 5004.	3039	T 5005.	1123	T 5008.	695	T 5009.	1968	T 5010.	3817
	T 5011.	1319	T 5012.	3151	T 5013.	2391	T 5014.	3433	T 5015.	4404	T 5016.	498
	T 5017.	1790	T 5018.	3142	T 5019.	588	T 5022.	757	T 5028.	3717	T 5029.	2866
	T 5030.	2951	T 5031.	4382	T 5032.	183	T 5033.	2438	T 5034.	2564	T 5035.	2379
	T 5036.	1287	T 5038.	3992	T 5046.	3936						

66181 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.2

METROPOLITAN AREA: Honolulu, HI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
HI HONOLULU	T 0051.	1611	T 0052.	858	T 0053.	4529	T 0054.	1718	T 0055.	2106	T 0057.	1556
	T 0058.	3524	T 0062.02	2665	T 0063.02	2945	T 0071.	2588	T 0076.	1556	T 0085.	2942
	T 0087.03	3468	T 0090.	2413	T 0093.	4451	T 0094.	5040	T 0095.01	3587	T 0095.02	5326
	T 0095.05	2955	T 0096.04	4165								

60003 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.9

METROPOLITAN AREA: Houma-Thibodaux, LA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
LA TERREBONNE	T 0102.	1664										

1664 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT .9

METROPOLITAN AREA: Houston, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX FORT BEND	T 0701.07	1130	T 0709.01	3047	T 0712.	1417						
TX HARRIS	T 0121.	2145	T 0201.01	3385	T 0201.02	5137	T 0203.03	2463	T 0204.	3111	T 0205.01	4020
	T 0205.02	5757	T 0205.03	2431	T 0206.01	3512	T 0206.02	3524	T 0207.01	2689	T 0207.02	2753
	T 0207.03	2622	T 0207.04	988	T 0208.01	1880	T 0208.02	4822	T 0208.03	5719	T 0210.02	3222
	T 0214.01	374	T 0215.03	6519	T 0217.01	6840	T 0217.02	3504	T 0218.01	2380	T 0218.04	5481
	T 0225.04	4190	T 0300.22	3962	T 0300.23	1472	T 0300.24	3242	T 0301.01	4972	T 0302.	6654
	T 0303.	2127	T 0304.01	4642	T 0304.02	5206	T 0305.01	4250	T 0305.02	4251	T 0306.	5119
	T 0307.01	5780	T 0316.01	3221	T 0321.02	2170	T 0329.02	4945	T 0329.03	4388	T 0330.02	3987
	T 0339.03	2073	T 0400.26	6874	T 0448.	170	T 0502.	2074	T 0503.01	7046	T 0504.	3230
	T 0505.02	4219	T 0508.	5539	T 0509.02	3155	T 0510.	4776	T 0514.01	3776	T 0514.02	2192

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METROPOLITAN AREA: Houston, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX HARRIS	T 0516.02	2745	T 0520.02	3832	T 0524.	1890	T 0525.03	2775				
TX LIBERTY	T 1002.01	2470	T 1005.	2173								

226459 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.3

METROPOLITAN AREA: Huntington-Ashland, WV-KY-OH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
KY BOYD	T 0302.	2013										
KY CARTER	E 0205	1640	E 0206	1437	E 0207	1748	E 0209	1613	E 0210	868	E 0212	1176
WV CABELL	T 0002.	3603	T 0005.	3226	T 0006.	1813	T 0007.	772	T 0101.01	603		
WV WAYNE	T 0208.	4271	T 0210.	3905								

28688 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.5

METROPOLITAN AREA: Huntsville, AL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AL MADISON	T 0010.	3764	T 0011.	1950	T 0012.	4728	T 0016.	1064	T 0021.	5207	T 0112.	1158

17871 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.1

METROPOLITAN AREA: Indianapolis, IN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IN MARION	T 3225.	2220	T 3412.	3699	T 3416.	3329	T 3501.	2059	T 3503.	3513	T 3508.	3697
	T 3509.	3534	T 3510.	4592	T 3512.	4839	T 3515.	3194	T 3516.	2654	T 3517.	5257
	T 3521.	4803	T 3528.	2727	T 3531.	1274	T 3532.	2211	T 3533.	3843	T 3535.	1540
	T 3538.	2467	T 3539.	1023	T 3541.	2097	T 3542.	3858	T 3544.	2299	T 3545.	3760
	T 3547.	2796	T 3550.	3552	T 3551.	2838	T 3559.	4020	T 3562.	2038	T 3563.	858
	T 3564.	2655	T 3569.	3879	T 3571.	3222	T 3572.	4892				

105239 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.0

METROPOLITAN AREA: Iowa City, IA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IA JOHNSON	T 0004.	3141	T 0010.	3402	T 0011.	3975	T 0016.	4261				

14779 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 18.1

METROPOLITAN AREA: Jackson, MI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI JACKSON	T 0002.	3154	T 0006.	1475	T 0007.	1261	T 0011.	2796				

8686 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.7

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METROPOLITAN AREA: Jackson, MS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MS HINDS	T 0010.	3391	T 0011.	4427	T 0012.	3834	T 0017.	2838	T 0018.	2786	T 0019.	3634
	T 0020.	3015	T 0026.	3027	T 0027.	2607	T 0029.	818	T 0031.	4971	T 0032.	2850
	T 0106.	4904	T 0108.01	2134	T 0113.	4489						
MS MADISON	T 0304.	3172	T 0305.	6389	T 0306.	3149	T 0307.	2092	T 0309.	5175	T 0310.	2476

72178 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 19.9

METROPOLITAN AREA: Jackson, TN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TN MADISON	T 0008.	1623	T 0011.	2289	T 0012.	1772	T 0017.	2361				

8045 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.8

METROPOLITAN AREA: Jacksonville, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL DUVAL	T 0002.	3904	T 0004.	3702	T 0005.	2202	T 0009.	453	T 0010.	2700	T 0011.	3493
	T 0012.	3804	T 0013.	5595	T 0015.	6952	T 0016.	1597	T 0017.	3843	T 0018.	1683
	T 0019.	1442	T 0026.	5559	T 0028.	14690	T 0029.	11493	T 0115.	4462	T 0136.	2607
	T 0138.	3353										
FL ST. JOHNS	T 0204.	3070	T 0210.	5241								

91845 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 12.7

METROPOLITAN AREA: Jacksonville, NC

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NC ONSLOW	T 0008.	1815	T 0009.	8098								

9913 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.8

METROPOLITAN AREA: Jamestown-Dunkirk, NY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY CHAUTAUQUA	T 0305.	4119										

4119 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.8

METROPOLITAN AREA: Janesville-Beloit, WI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WI ROCK	T 0001.	1096	T 0015.	436								

1532 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.1

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METROPOLITAN AREA: Jersey City, NJ

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NJ HUDSON	T 0015.	1318	T 0016.	1090	T 0026.	1800	T 0027.	6648	T 0030.	3023	T 0033.	5096
	T 0034.	1489	T 0044.	2301	T 0047.	2114	T 0050.	1883	T 0190.	5665	T 0191.	3390
	T 0192.	1274	T 0193.	2201								

39292 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.1

METROPOLITAN AREA: Johnson City-Kingsport-Bristol, TN-VA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TN SULLIVAN	T 0401.	176	T 0402.	3048	T 0404.	736						
TN WASHINGTON	T 0601.	3787	T 0602.	869	T 0607.	2520						

11136 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.6

METROPOLITAN AREA: Johnstown, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA CAMBRIA	T 0001.	1859	T 0004.	2258	T 0010.	1592						

5709 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.2

METROPOLITAN AREA: Joliet, IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL GRUNDY	E 0318	39	E 0343B	29	E 0350	51						
IL WILL	T 8819.	2824	T 8820.	4113	T 8825.	3598						

10654 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.0

METROPOLITAN AREA: Kalamazoo, MI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI KALAMAZOO	T 0002.02	1940	T 0003.	5225	T 0004.01	753	T 0004.02	407	T 0005.	4334	T 0006.	6779
	T 0008.01	1855	T 0008.02	419	T 0009.	1729	T 0015.04	6991	T 0015.07	4742	T 0018.03	1460

36634 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 17.2

METROPOLITAN AREA: Kankakee, IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL KANKAKEE	T 0110.	4696	T 0116.	3980								

8676 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.4

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METROPOLITAN AREA: Kansas City, MO-KS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
KS LEAVENWORTH	T 0701.	2088										
KS MIAMI	E 1545	173										
KS WYANDOTTE	T 0400.02	26	T 0402.	2661	T 0403.	1581	T 0407.	3977	T 0408.	1510	T 0409.01	1750
	T 0409.02	807	T 0410.	3010	T 0411.01	1291	T 0411.02	790	T 0412.01	1646	T 0412.02	1563
	T 0417.	2768	T 0418.	889	T 0420.01	1768	T 0420.02	2110	T 0423.	3665	T 0424.	2815
	T 0426.	3322	T 0427.	3531	T 0430.	176	T 0438.04	33	T 0439.01	320	T 0451.	2156
MO JACKSON	T 0002.	50	T 0003.	2025	T 0005.01	182	T 0010.	3516	T 0011.	1948	T 0013.	1619
	T 0014.	816	T 0015.	1437	T 0016.	1988	T 0017.	2746	T 0018.	3958	T 0022.	3589
	T 0025.	1777	T 0026.	28	T 0028.02	69	T 0029.	1212	T 0030.	2363	T 0031.	175
	T 0032.	1059	T 0033.	1543	T 0034.	3956	T 0035.01	1723	T 0035.02	916	T 0036.01	1212
	T 0037.	2207	T 0039.	1716	T 0040.	1770	T 0041.	989	T 0042.	1642	T 0043.	2925
	T 0045.	969	T 0047.	1201	T 0049.	2686	T 0050.	3114	T 0052.	2623	T 0053.	2398
	T 0054.	2162	T 0055.	1927	T 0058.01	3880	T 0062.	2211	T 0063.	3414	T 0064.	2773
	T 0067.	2928	T 0116.	5824								
MO LAFAYETTE	E 0001	941	E 0005	481	E 0017	291						

137405 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.6

METROPOLITAN AREA: Killeen-Temple, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX BELL	T 0209.	2430										

2430 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.1

METROPOLITAN AREA: Knoxville, TN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TN GRAINGER	E 0126	429	E 0127	1760	E 0129A	352	E 0139	99	E 0140	162	E 0141	275
	E 0145	513										
TN JEFFERSON	E 0373	92										
TN KNOX	T 0001.	1471	T 0002.	1684	T 0003.	2350	T 0006.	3879	T 0007.	1936	T 0009.	8284
	T 0011.	3145	T 0012.	2926	T 0013.	1939	T 0014.	4130	T 0024.	4794	T 0029.	3913
TN SEVIER	E 0453	285	E 0458T	933	E 0475U	569	E 0483	949				
TN UNION	T 0403.	1319										

48188 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.5

METROPOLITAN AREA: Kokomo, IN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IN HOWARD	T 0001.	309										

309 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT .3

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METROPOLITAN AREA: La Crosse, WI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WI LA CROSSE	T 0003.	498	T 0004.	5394	T 0005.	4211						

10103 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.1

METROPOLITAN AREA: Lafayette, LA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
LA LAFAYETTE	T 0001.	2193	T 0002.	5003	T 0008.	4930						
LA ST. MARTIN	E 0537	2388	E 0540	606	E 0555C	194						

15314 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.1

METROPOLITAN AREA: Lafayette-West Lafayette, IN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IN TIPPECANOE	T 0006.	541	T 0054.	4819	T 0055.	3623	T 0103.	3953	T 0105.	3685		

16621 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 13.7

METROPOLITAN AREA: Lake Charles, LA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
LA CALCASIEU	T 0002.	1814	T 0003.	5045	T 0004.	4606	T 0015.	3051				

14516 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.7

METROPOLITAN AREA: Lake County, IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL LAKE	T 8623.	4490	T 8624.	6094	T 8627.	4234	T 8628.	2032	T 8630.	24847		

41697 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.5

METROPOLITAN AREA: Lakeland-Winter Haven, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL POLK	T 0101.	452	T 0112.02	3445	T 0137.01	1559						

5456 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.7

METROPOLITAN AREA: Lancaster, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA LANCASTER	T 0001.	1999	T 0009.	3216	T 0016.	3184						

8399 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.3

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METROPOLITAN AREA: Lansing-East Lansing, MI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI INGHAM	T 0007.	3129	T 0013.	1629	T 0014.	229	T 0015.	2271	T 0019.	743	T 0020.	4815
	T 0042.	5656	T 0043.02	3445	T 0044.01	11471	T 0044.02	3852				

37240 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.9

METROPOLITAN AREA: Laredo, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX WEBB	T 0001.02	7658	T 0003.	2955	T 0004.	797	T 0012.	7055				

18465 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 18.6

METROPOLITAN AREA: Las Vegas, NV

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NV CLARK	T 0003.01	3980	T 0003.02	5197	T 0005.04	4073	T 0007.	2309	T 0009.	1695	T 0011.	4532
	T 0035.	2966	T 0038.	3004	T 0039.	862	T 0059.	869				

29487 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.4

METROPOLITAN AREA: Lawrence, KS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
KS DOUGLAS	T 0003.	6403	T 0004.	5630								

12033 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 17.8

METROPOLITAN AREA: Lawrence-Haverhill, MA-NH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MA ESSEX	T 2501.	624	T 2503.	1907	T 2504.	3315	T 2505.	2930	T 2507.	3900	T 2509.	1821
	T 2510.	1267	T 2511.	2423	T 2512.	1543	T 2513.	3321	T 2601.	3769	T 2602.	3456
	T 2608.	4408										

34684 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.2

METROPOLITAN AREA: Lawton, OK

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OK COMANCHE	T 0012.	931	T 0016.	2585								

3516 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.1

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METROPOLITAN AREA: Lewiston-Auburn, ME

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
ME ANDROSCOGGIN	T 0101.	2111	T 0201.	1728								

3839 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.5

METROPOLITAN AREA: Lexington-Fayette, KY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
KY FAYETTE	T 0001.	4983	T 0002.	4120	T 0003.	4296	T 0004.	4403	T 0008.	8286	T 0009.	2799
	T 0010.	1344										

30231 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.5

METROPOLITAN AREA: Lima, OH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH ALLEN	T 0117.	1539	T 0128.	2281	T 0135.	1495	T 0138.	3107				

8422 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.4

METROPOLITAN AREA: Lincoln, NE

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NE LANCASTER	T 0006.	6017	T 0007.	2036	T 0017.	4987	T 0018.	1576	T 0019.	954	T 0020.	5065

20635 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.7

METROPOLITAN AREA: Little Rock-North Little Rock, AR

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AR FAULKNER	E 0575	173	E 0577	209	E 0579	135	E 0580	619	E 0585	186	E 0588	239
	E 0600	65	E 0605B	33	E 0616	175						
AR LONOKE	T 0206.	1846	T 0208.	2270								
AR PULASKI	T 0002.	4491	T 0004.	1508	T 0005.	4904	T 0006.	3956	T 0007.	2969	T 0008.	773
	T 0010.	4391	T 0026.	3094	T 0028.	4285	T 0029.	1956	T 0040.01	5539	T 0040.05	2490

46306 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.8

METROPOLITAN AREA: Longview-Marshall, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX GREGG	T 0001.	438										

438 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT .3

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Lorain-Elyria, OH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH LORAIN	T 0223.	1041	T 0708.	1409								

2450 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT .9

METROPOLITAN AREA: Los Angeles-Long Beach, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA LOS ANGELES	T 1047.	6590	T 1853.	5924	T 1902.	7032	T 1903.01	5194	T 1903.02	597	T 1904.	4994
	T 1905.	6906	T 1906.	2325	T 1907.	3260	T 1908.	4846	T 1909.	7815	T 1911.	6878
	T 1912.01	3921	T 1913.	4676	T 1914.	7003	T 1916.01	2072	T 1916.02	3511	T 1917.	6035
	T 1918.	6054	T 1919.01	2232	T 1926.	5790	T 1957.	6482	T 1971.	2116	T 1973.	4412
	T 1975.	4876	T 1976.	3744	T 1977.	4586	T 1991.	5608	T 1992.	7261	T 1994.	3967
	T 1995.	2970	T 1996.	274	T 1997.	2709	T 1998.	5083	T 1999.	2386	T 2012.	2591
	T 2031.	5100	T 2032.	4312	T 2034.	3879	T 2035.	3828	T 2036.	5225	T 2037.	6894
	T 2038.	4453	T 2039.	2639	T 2041.	5349	T 2042.	3183	T 2043.	4250	T 2044.	5365
	T 2045.01	5615	T 2046.	3619	T 2047.	4524	T 2048.	5832	T 2049.	4936	T 2051.	7322
	T 2061.	8059	T 2062.	3015	T 2063.	5964	T 2064.	1348	T 2065.	216	T 2071.	4585
	T 2072.	232	T 2073.	1629	T 2074.	27	T 2076.	179	T 2077.	1916	T 2078.	2292
	T 2079.	2364	T 2081.	1267	T 2082.	4716	T 2083.	5816	T 2084.	4596	T 2085.	4422
	T 2088.	4600	T 2089.	7688	T 2091.	8629	T 2092.	3714	T 2093.	3337	T 2094.	8070
	T 2095.	4866	T 2096.	2969	T 2097.	1284	T 2098.	5666	T 2112.	3988	T 2121.	2815
	T 2122.	7969	T 2123.	8947	T 2125.	3845	T 2129.	3527	T 2132.	7081	T 2133.	6480
	T 2134.	7957	T 2144.	3351	T 2151.	4028	T 2181.	6647	T 2184.	4516	T 2186.	3368
	T 2187.	3401	T 2188.	2191	T 2191.	2150	T 2192.	3458	T 2193.	2938	T 2196.	2373
	T 2198.	3767	T 2211.	6161	T 2212.	6294	T 2213.	7832	T 2214.01	1017	T 2214.02	2610
	T 2215.01	1417	T 2215.02	3025	T 2216.01	1271	T 2216.02	3087	T 2217.01	1921	T 2217.02	2842
	T 2218.	5735	T 2219.	3257	T 2221.	2835	T 2222.	3146	T 2223.	2117	T 2224.	3068
	T 2225.	3094	T 2226.	4174	T 2227.	2863	T 2241.	2420	T 2242.	3766	T 2243.	5454
	T 2244.	6762	T 2245.	2166	T 2246.	3405	T 2247.	4036	T 2261.	568	T 2262.	523
	T 2263.	2243	T 2264.	6854	T 2265.	3722	T 2266.	1913	T 2267.	4745	T 2281.	3432
	T 2282.	4851	T 2283.	4847	T 2284.	5721	T 2285.	2928	T 2286.	2484	T 2287.	5016
	T 2288.	3621	T 2289.	2469	T 2291.	2610	T 2292.	2786	T 2293.	3150	T 2294.	4595
	T 2311.	2011	T 2312.	6311	T 2313.	4286	T 2314.	3626	T 2316.	5570	T 2317.	6087
	T 2318.	4575	T 2319.	4210	T 2321.	4719	T 2322.	2559	T 2323.	3133	T 2324.	5656
	T 2325.	3735	T 2326.	4765	T 2327.	3471	T 2328.	3066	T 2349.	5582	T 2362.02	4624
	T 2371.	4208	T 2372.	4927	T 2374.	6622	T 2375.	2592	T 2376.	4326	T 2377.	5533
	T 2383.	6766	T 2391.	1336	T 2392.	2674	T 2393.	4402	T 2394.	2045	T 2395.	4219
	T 2396.	3753	T 2397.	4317	T 2398.	5413	T 2399.	3886	T 2401.	1858	T 2402.	4538
	T 2403.	4756	T 2404.	5091	T 2405.	4418	T 2406.	3220	T 2407.	4527	T 2408.	3041
	T 2409.	3360	T 2411.	6458	T 2414.	3053	T 2415.	2941	T 2416.	1816	T 2421.	3123
	T 2422	3862	T 2423.	2363	T 2424.	963	T 2425.	1728	T 2426.	4693	T 2427.	3168
	T 2428.	1594	T 2429.	2211	T 2431.	3795	T 2733.	4534	T 2755.	5660	T 2949.	2782
	T 2962.	5518	T 2966.	4043	T 2971.	6079	T 3022.	5195	T 3024.	4635	T 4023.02	4706
	T 4025.01	3462	T 4025.02	5104	T 4028.	6971	T 4088.	2183	T 4311.	5428	T 4328.	6053
	T 4333.	10693	T 4334.	9269	T 4335.	8408	T 4339.	7109	T 4619.	5268	T 4620.	5983

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METROPOLITAN AREA: Los Angeles-Long Beach, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP
CA LOS ANGELES	T 4622.	4290	T 4623.	5547	T 4823.02	7719	T 5004.02	4124	T 5014.	3000	T 5304.	4271
	T 5305.	3999	T 5308.	9767	T 5309.	6083	T 5310.	3994	T 5311.	6699	T 5312.	8226
	T 5313.	9233	T 5314.	2403	T 5315.	9848	T 5316.01	5863	T 5316.02	3908	T 5317.01	4515
	T 5317.02	4114	T 5318.	4115	T 5319.	7931	T 5325.	3803	T 5326.01	5974	T 5326.02	6129
	T 5327.	2661	T 5328.	3899	T 5329.	5065	T 5330.	6271	T 5331.01	5960	T 5331.02	6048
	T 5333.	3555	T 5334.	10031	T 5335.	5540	T 5336.	12430	T 5339.	7147	T 5341.	8263
	T 5342.	10696	T 5343.	5968	T 5344.01	6942	T 5344.02	5365	T 5349.	5695	T 5350.	6454
	T 5351.01	5201	T 5351.02	2880	T 5352.	3346	T 5353.	5000	T 5354.	2245	T 5356.02	5595
	T 5404.	1165	T 5406.	2925	T 5407.	3147	T 5408.	5467	T 5409.01	3933	T 5413.	5146
	T 5414.	4826	T 5415.	4814	T 5416.01	7644	T 5416.02	6394	T 5421.02	5950	T 5425.	5926
	T 5426.	7128	T 5427.	4932	T 5432.	7270	T 5516.	454	T 5716.	1205	T 5725.	2892
	T 5728.	3192	T 5732.01	3274	T 5732.02	4518	T 5733.	2815	T 5739.01	240	T 5751.	8239
	T 5752.	7096	T 5753.	3179	T 5754.	6243	T 5755.	583	T 5758.	7578	T 5759.	6242
	T 5760.	1108	T 5761.	2626	T 5762.	3646	T 5763.	4711	T 5764.	9457	T 5765.	8174
	T 5769.	7321	T 6001.	5287	T 6002.01	3392	T 6002.02	5243	T 6003.01	5980	T 6019.	6319
	T 7001.	10020	T 7019.	2621	T 9100.	4090						

1445050 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 19.3

METROPOLITAN AREA: Louisville, KY-IN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IN CLARK	T 0502.	4122										
IN FLOYD	T 0705.	3904										
IN HARRISON	E 0538A	115	E 0542	104	E 0544	96	E 0551	31	E 0555	58		
KY JEFFERSON	T 0005.	1674	T 0006.	2401	T 0010.	3481	T 0013.	1502	T 0014.	5062	T 0015.	4689
	T 0018.	2292	T 0019.	1457	T 0020.	2162	T 0021.	3737	T 0022.	2004	T 0023.	3504
	T 0024.	1466	T 0025.	729	T 0026.	996	T 0027.	2820	T 0028.	2388	T 0029.	320
	T 0030.	3941	T 0032.	315	T 0033.	806	T 0034.	706	T 0035.	2652	T 0037.	2095
	T 0040.	1882	T 0043.01	4016	T 0043.02	3901	T 0047.	662	T 0048.	23	T 0049.	1757
	T 0050.	1663	T 0051.	2972	T 0054.	272	T 0055.	2299	T 0057.	656	T 0059.	3859
	T 0060.	1033	T 0061.	506	T 0062.	2449	T 0064.	2132	T 0065.	2255	T 0066.	2752
	T 0067.	1362	T 0072.	395								
KY SHELBY	E 0250	79										

98554 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.3

METROPOLITAN AREA: Lowell, MA-NH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MA MIDDLESEX	T 3101.	1902	T 3104.	3233	T 3107.	3864	T 3108.	2523	T 3109.	794	T 3110.	1169
	T 3111.	2008	T 3112.	2839	T 3119.	2507	T 3124.	2109				

22948 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.4

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METROPOLITAN AREA: Lubbock, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX LUBBOCK	T 0002.01	2085	T 0002.02	3427	T 0003.	10360	T 0006.01	4859	T 0007.	1161	T 0008.	1312
	T 0010.	3709	T 0011.	1776	T 0012.02	3152	T 0013.	3737				

35578 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 16.8

METROPOLITAN AREA: Lynchburg, VA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
VA LYNCHBURG	T 0002.03	1098	T 0005.	1254	T 0006.	3749	T 0011.	2029	T 0014.	1885		

10015 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.1

METROPOLITAN AREA: Macon-Warner Robins, GA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
GA BIBB	T 0101.	3664	T 0104.	5883	T 0105.	2808	T 0106.	3619	T 0107.	216	T C108.	1089
	T 0109.	829	T 0111.	4611	T 0112.	2350	T 0113.	1697	T 0114.	1590	T C115.	3373
	T 0116.	651	T 0127.	3367	T 0130.	1906						
GA HOUSTON	T 0205.	1189										
GA PEACH	T 0404.	6128										

44970 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 17.1

METROPOLITAN AREA: Madison, WI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WI DANE	T 0011.	5982	T 0016.01	6762	T 0016.02	6863	T 0017.	4552	T 0032.	3261		

27420 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.5

METROPOLITAN AREA: Manchester, NH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NH HILLSBOROUGH	T 0004.	682	T 0005.	1569	T 0014.	2128						

4379 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.4

METROPOLITAN AREA: Mansfield, OH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH RICHLAND	T 0001.	425	T 0002.	777	T 0003.	3069						

4271 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.8

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METROPOLITAN AREA: Mc Allen-Edinburg-Mission, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX HIDALGO	T 0206.	4333	T 0213.	6999	T 0215.	5604	T 0216.	5182	T 0225.	5792	T 0226.	3592
	T 0228.	3736	T 0233.	3120	T 0234.	5467	T 0236.	5742	T 0237.	5509		

55076 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 19.4

METROPOLITAN AREA: Medford, OR

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OR JACKSON	T 0001.	1789	T 0020.	2110								

3899 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.9

METROPOLITAN AREA: Melbourne-Titusville-Palm Bay, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL BREVARD	T 0607.	3281	T 0608.	610	T 0626.	5033	T 0627.	1243	T 0671.	2843		

13010 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.8

METROPOLITAN AREA: Memphis, TN-AR-MS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AR CRITTENDEN	T 0304.	3781	T 0305.	3481	T 0306.10	1926	T 0306.20	3862	T 0309.	1537	T 0310.	2023
	T 0311.	4031										
TN SHELBY	T 0001.	1172	T 0002.	2800	T 0003.	3967	T 0004.	3540	T 0005.	931	T 0006.	4756
	T 0008.	5304	T 0009.	6025	T 0010.	1088	T 0018.	2616	T 0019.	3367	T 0020.	4733
	T 0021.	1908	T 0022.	964	T 0023.	2317	T 0024.	5206	T 0028.	5612	T 0036.	3242
	T 0037.	1253	T 0038.	2334	T 0039.	2101	T 0040.	3734	T 0041.	1919	T 0043.	38
	T 0044.	785	T 0045.	2479	T 0046.	2849	T 0047.	4055	T 0048.	4617	T 0049.	3933
	T 0050.	3959	T 0051.	731	T 0053.	7950	T 0054.	2034	T 0055.	5821	T 0057.	5044
	T 0058.	3225	T 0059.	5760	T 0060.	3038	T 0061.	1367	T 0065.	4646	T 0067.	5969
	T 0068.	4322	T 0073.	4078	T 0078.10	4764	T 0090.	2619	T 0103.	2561	T 0104.20	98
TN TIPTON	T 0410.	2049										

180321 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 19.7

METROPOLITAN AREA: Merced, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA MERCED	T 0016.	4255										

4255 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.2

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Miami-Hialeah, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL DADE	T 0009.03	3899	T 0010.04	8125	T 0015.01	4952	T 0015.02	6902	T 0017.01	4377	T 0018.01	4675
	T 0018.03	5120	T 0019.01	4120	T 0019.02	8711	T 0020.01	5458	T 0020.02	8167	T 0022.01	5461
	T 0024.	11715	T 0026.	4788	T 0027.02	2888	T 0028.	3071	T 0029.	2796	T 0031.	5752
	T 0034.	4583	T 0036.01	1611	T 0036.02	6373	T 0037.01	1330	T 0037.02	1410	T 0042.	14188
	T 0043.	11222	T 0044.	16605	T 0045.	3577	T 0051.	7619	T 0052.	9056	T 0053.01	7224
	T 0053.02	6274	T 0054.02	8060	T 0072.	3790	T 0075.02	5682	T 0104.	1487	T 0105.	4936
	T 0106.02	2325	T 0113.	9617								

227946 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 14.0

METROPOLITAN AREA: Middlesex-Somerset-Hunterdon, NJ

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NJ MIDDLESEX	T 0039.	3503	T 0045.	3640	T 0046.	4434	T 0047.	2415	T 0048.	5243	T 0049.	3377
	T 0052.	4930	T 0053.	2486	T 0054.	1159	T 0055.	4801	T 0057.	2221	T 0058.	4164
	T 0059.	3289										
NJ SOMERSET	T 0525.	1217										

46879 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.3

METROPOLITAN AREA: Middletown, CT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CT MIDDLESEX	T 5416.	2834										

2834 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.5

METROPOLITAN AREA: Midland, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX MIDLAND	T 0008.	2796	T 0015.	4406								

7202 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.7

METROPOLITAN AREA: Milwaukee, WI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WI MILWAUKEE	T 0040.	2904	T 0045.	3628	T 0063.	3764	T 0064.	4162	T 0065.	4128	T 0066.	5210
	T 0067.	2423	T 0068.	4101	T 0069.	3854	T 0070.	4269	T 0080.	2422	T 0081.	2093
	T 0082.	1651	T 0083.	1913	T 0084.	2156	T 0085.	2246	T 0086.	2733	T 0087.	2705
	T 0088.	3761	T 0089.	2559	T 0097.	3197	T 0098.	2589	T 0099.	3186	T 0100.	1553
	T 0101.	1648	T 0102.	1648	T 0103.	1099	T 0104.	1145	T 0105.	1455	T 0106.	1810
	T 0107.	2531	T 0108.	2608	T 0110.	3449	T 0111.	1494	T 0112.	1871	T 0113.	1477
	T 0114.	618	T 0116.	1694	T 0117.	604	T 0118.	1179	T 0119.	1114	T 0120.	1365
	T 0121.	1134	T 0122.	3006	T 0132.	974	T 0134.	3141	T 0135.	2551	T 0136.	3165

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METROPOLITAN AREA: Milwaukee, WI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WI MILWAUKEE	T 0137.	2316	T 0138.	1741	T 0139.	1190	T 0140.	852	T 0141.	1270	T 0142.	600
	T 0145.	671	T 0146.	4067	T 0147.	2279	T 0148.	1898	T 0149.	2628	T 0150.	632
	T 0151.	1389	T 0152.	602	T 0154.	349	T 0156.	1442	T 0158.	2935	T 0164.	3913
	T 0165.	2706	T 0166.	2059	T 0168.	2637	T 0174.	2292	T 0178.	268		
WI WAUKESHA	T 2027.	1240										

157963 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.3

METROPOLITAN AREA: Minneapolis-St. Paul, MN-WI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MN HENNEPIN	T 0016.	3425	T 0022.	2519	T 0023.	1468	T 0026.	2481	T 0028.	2358	T 0029.	1344
	T 0031.	2088	T 0033.	2315	T 0034.	1842	T 0036.	782	T 0037.	3174	T 0038.	3908
	T 0039.	2153	T 0042.	1549	T 0043.	513	T 0044.	1011	T 0045.	1320	T 0046.01	484
	T 0046.02	31	T 0047.	3220	T 0049.	6078	T 0052.	1847	T 0053.	1298	T 0054.	1790
	T 0056.	4118	T 0057.	2458	T 0058.	1445	T 0059.	2688	T 0060.	2657	T 0061.	1535
	T 0062.	1908	T 0063.	2144	T 0064.	1748	T 0068.	4449	T 0069.	2308	T 0070.	3901
	T 0071.	4484	T 0072.	3217	T 0073.	2458	T 0078.	2624	T 0082.	4108	T 0083.	2191
	T 0094.	2648	T 0265.06	34								
MN ISANTI	E 0050	1015	E 0051	1077	E 0059A	187	E 0059B	97	E 0066B	34		
MN RAMSEY	T 0305.	5461	T 0310.	3742	T 0315.	3005	T 0319.	1140	T 0321.	3282	T 0326.	2976
	T 0327.	1958	T 0328.	1262	T 0329.	1894	T 0331.	1933	T 0334.	3360	T 0335.	3051
	T 0336.	962	T 0337.	1087	T 0340.	2338	T 0342.	2544	T 0359.	1225	T 0360.	1460
	T 0361.	1627	T 0376.02	2536	T 0420.01	2212						

153586 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.2

METROPOLITAN AREA: Mobile, AL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AL MOBILE	T 0002.	1484	T 0003.	2104	T 0004.01	2800	T 0004.02	2371	T 0005.	3899	T 0006.	4185
	T 0012.01	2778	T 0013.01	1178	T 0013.02	4279	T 0014.	3486	T 0015.01	2440	T 0015.02	1996
	T 0038.01	1340	T 0039.01	3602	T 0039.02	2338	T 0040.	6312	T 0041.	1338	T 0042.	2174
	T 0043.	3143	T 0044.	3423	T 0045.	2149	T 0046.	2411	T 0048.	3859	T 0049.	4839

69928 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 15.8

METROPOLITAN AREA: Modesto, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA STANISLAUS	T 0017.	2092	T 0018.	2292	T 0021.	3364	T 0023.	5270	T 0024.	3900		

16918 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.4

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METROPOLITAN AREA: Monmouth-Ocean, NJ

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NJ MONMOUTH	T 0003.	267	T 0056.	2747	T 0058.01	2604	T 0058.02	566	T 0070.02	319	T 0072.	2634
	T 0073.	2880	T 0074.	4394	T 0076.	3191						
NJ OCEAN	T 0152.	3308	T 0222.	2643								

25553 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.0

METROPOLITAN AREA: Monroe, LA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
LA OUACHITA	T 0003.	2049	T 0006.	6003	T 0007.	3298	T 0008.	1559	T 0009.	2114	T 0011.	4717
	T 0012.	2321	T 0013.	1541	T 0057.	1432						

25034 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 18.0

METROPOLITAN AREA: Montgomery, AL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AL AUTAUGA	T 0211.	3163										
AL MONTGOMERY	T 0002.	3338	T 0003.	2095	T 0006.	3764	T 0007.	2840	T 0010.	5759	T 0011.	7817
	T 0012.	4225	T 0030.	4466								

37467 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 13.7

METROPOLITAN AREA: Muncie, IN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IN DELAWARE	T 0001.	990	T 0002.	3068	T 0003.	3024	T 0004.	3122	T 0006.	2403	T 0019.01	1208

13815 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.7

METROPOLITAN AREA: Muskegon, MI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI MUSKEGON	T 0003.	4095	T 0006.02	3035	T 0007.	26	T 0011.	658	T 0012.	3824	T 0013.	3811
	T 0014.01	1781										

17230 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.9

METROPOLITAN AREA: Naples, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL COLLIER	T 0007.	1084	T 0112.	6874	T 0113.	4268						

12226 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 14.2

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METROPOLITAN AREA: Nashua, NH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NH HILLSBOROUGH	T 0107.	1673										

1673 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.2

METROPOLITAN AREA: Nashville, TN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TN DAVIDSON	T 0118.	4969	T 0120.	1057	T 0123.	2994	T 0124.	4003	T 0125.	290	T 0126.	2728
	T 0129.	653	T 0130.	2675	T 0136.	8162	T 0137.	5712	T 0139.	2306	T 0140.	3094
	T 0141.	570	T 0142.	3294	T 0143.	2989	T 0144.	3335	T 0145.	795	T 0147.	219
	T 0148.	4072	T 0159.	3665	T 0160.	1546	T 0161.	3063	T 0162.	3884	T 0164.	2092
	T 0165.	5959										
TN RUTHERFORD	T 0415.	3685	T 0418.	1838								
TN WILSON	T 0307.	2761										

82410 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.7

METROPOLITAN AREA: Nassau-Suffolk, NY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY NASSAU	T 4070.	5853	T 4111.	3591	T 4144.	4824	T 4165.	5480	T 4166.	6059		
NY SUFFOLK	T 1122.08	2241	T 1225.01	3269	T 1456.03	4473	T 1473.	5585	T 1585.02	2978	T 1591.03	5003
	T 1594.06	2146	T 1595.02	8401	T 1697.02	4952	T 1701.	2273	T 1904.01	5400		

72528 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.8

METROPOLITAN AREA: New Bedford, MA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MA BRISTOL	T 6507.	2598	T 6509.	2922	T 6513.	2422	T 6515.	3165	T 6517.	2496	T 6518.	1485
	T 6519.	1910	T 6526.	3432	T 6527.	4121						

24551 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 14.7

METROPOLITAN AREA: New Britain, CT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CT HARTFORD	T 4151.	1362										

1362 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.0

METROPOLITAN AREA: New Haven-Meriden, CT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CT NEW HAVEN	T 1401.	592	T 1402.	1523	T 1403.	3257	T 1405.	4175	T 1406.	5203	T 1407.	6132

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METROPOLITAN AREA: New Haven-Meriden, CT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CT NEW HAVEN	T 1415.	7796	T 1416.	6944	T 1417.	5771	T 1421.	1854	T 1423.	4222	T 1424.	4594
	T 1425.	5079	T 1543.	453	T 1701.01	292	T 1701.02	1823	T 1702.01	951	T 1710.	1648

62309 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 12.4

METROPOLITAN AREA: New London-Norwich, CT-RI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CT NEW LONDON	T 6905.	2185	T 6906.	295	T 6969.	549						

3029 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.2

METROPOLITAN AREA: New Orleans, LA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
LA JEFFERSON	T 0209.	1540	T 0257.	2316	T 0262.	2689	T 0269.	5374	T 0273.	1066		
LA ORLEANS	T 0002.	2601	T 0003.	2740	T 0004.	3212	T 0006.01	4223	T 0006.03	2762	T 0007.01	4720
	T 0007.02	3263	T 0008.	3219	T 0009.01	4051	T 0009.02	4589	T 0009.03	4038	T 0009.04	3409
	T 0011.	3594	T 0012.	3056	T 0013.02	3748	T 0014.01	4777	T 0014.02	4317	T 0015.	2503
	T 0016.	2787	T 0017.03	4633	T 0017.14	8575	T 0018.	2134	T 0019.	2814	T 0020.	2715
	T 0022.	2789	T 0027.	3448	T 0028.	2679	T 0029.	2900	T 0030.	2763	T 0033.05	2289
	T 0033.06	6533	T 0034.	2875	T 0035.	2271	T 0036.	2780	T 0039.	2627	T 0040.	3550
	T 0044.01	3421	T 0044.02	2404	T 0045.	3891	T 0048.	2367	T 0049.	4605	T 0050.	2080
	T 0058.	1572	T 0060.	1541	T 0068.	3654	T 0069.	5281	T 0070.	1916	T 0071.	3354
	T 0072.	4110	T 0077.	1280	T 0079.	1457	T 0080.	2072	T 0081.01	5091	T 0081.02	1508
	T 0084.	2324	T 0085.	2552	T 0086.	3015	T 0087.	1086	T 0091.	3445	T 0092.	3227
	T 0093.01	1752	T 0093.02	3748	T 0094.	4375	T 0100.	3458	T 0102.	4069	T 0104.	532
	T 0105.	1735	T 0111.	3210	T 0125.	2361	T 0130.	2481	T 0131.	3564		
LA ST. JOHN THE BAPTI	E 0111A	771	E 0117	1965	E 0121	366						
LA ST. TAMMANY	T 0405.01	3815	T 0412.03	1016								

245440 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 19.5

METROPOLITAN AREA: New York, NY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY BRONX	T 0011.	610	T 0020.	8899	T 0023.	5123	T 0025.	5299	T 0027.01	3396	T 0027.02	4463
	T 0031.	793	T 0033.	2817	T 0035.	3573	T 0037.	49	T 0039.	4514	T 0041.	6040
	T 0043.	4434	T 0044.	5665	T 0047.	6466	T 0048.	3580	T 0049.	696	T 0050.	9107
	T 0053.02	4387	T 0054.	5666	T 0056.	2565	T 0057.	855	T 0060.	1036	T 0062.	7201
	T 0066.	3681	T 0067.	6665	T 0069.	4782	T 0071.	1155	T 0073.	2984	T 0075.	3652
	T 0077.	953	T 0079.	5634	T 0083.	3881	T 0085.	4461	T 0086.	4866	T 0087.	3560
	T 0088.	3873	T 0089.	2346	T 0099.	4509	T 0110.	233	T 0115.02	3489	T 0119.	3451
	T 0121.01	1619	T 0121.02	798	T 0123.	1879	T 0125.	1454	T 0127.01	1463	T 0127.02	1064
	T 0129.01	1773	T 0131.	2805	T 0133.	6639	T 0135.	2763	T 0137.	2280	T 0139.	839

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METROPOLITAN AREA: New York, NY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY BRONX	T 0141.	1926	T 0143.	791	T 0144.	5956	T 0145.	5219	T 0147.	12595	T 0149.	2440
	T 0151.	2257	T 0153.	2096	T 0155.	1970	T 0157.	1852	T 0161.	2454	T 0165.	838
	T 0167.	1063	T 0169.	634	T 0173.	4892	T 0175.	4919	T 0177.	7595	T 0179.	5692
	T 0181.	6976	T 0189.	6635	T 0193.	4501	T 0195.	6182	T 0197.	5238	T 0199.	5342
	T 0201.	2633	T 0205.	8564	T 0211.	3087	T 0213.01	873	T 0213.02	2715	T 0215.01	1321
	T 0215.02	3558	T 0217.01	4389	T 0217.02	770	T 0219.	1166	T 0221.	6636	T 0223.	7578
	T 0225.	6601	T 0227.02	1151	T 0229.01	5205	T 0229.02	2676	T 0231.	1430	T 0233.01	3764
	T 0233.02	2922	T 0235.01	3317	T 0235.02	3784	T 0237.01	7590	T 0237.02	1335	T 0239.	7871
	T 0241.	5272	T 0243.	3334	T 0245.	6987	T 0249.	81	T 0251.	5863	T 0253.	5735
	T 0255.	5716	T 0257.	1385	T 0263.	6238	T 0265.	5305	T 0359.	1138	T 0361.	5610
	T 0363.	4977	T 0365.01	2676	T 0365.02	1695	T 0367.	1981	T 0369.01	1347	T 0369.02	1638
	T 0371.	3542	T 0373.	4376	T 0375.01	478	T 0375.02	780	T 0375.03	1661	T 0377.	2668
	T 0379.	4878	T 0381.	5387	T 0383.	9096	T 0385.	3355	T 0387.	3127	T 0389.	3604
	T 0391.	5708	T 0392.	1284	T 0393.	7369	T 0397.	2793	T 0399.01	4555	T 0399.02	4164
	T 0401.	3790	T 0407.01	2655	T 0458.	6879						
NY KINGS	T 0002.	1243	T 0018.	134	T 0020.	1346	T 0022.	3591	T 0023.	4950	T 0025.	2861
	T 0029.01	3597	T 0032.	809	T 0033.	1640	T 0047.	553	T 0051.	1795	T 0055.	227
	T 0057.	1652	T 0059.	1373	T 0071.	5496	T 0074.	4392	T 0078.	4469	T 0080.	3489
	T 0082.	3385	T 0084.	2647	T 0085.	8424	T 0098.	4690	T 0112.	4736	T 0123.	308
	T 0125.	1164	T 0127.	3821	T 0129.01	1765	T 0129.02	2189	T 0149.	5645	T 0154.	129
	T 0181.	3817	T 0183.	2520	T 0185.01	5053	T 0185.02	1006	T 0191.	2211	T 0199.	2692
	T 0203.	1003	T 0205.	2673	T 0213.	4690	T 0219.	3163	T 0221.	2830	T 0225.	755
	T 0226.	1469	T 0227.	2849	T 0228.	2260	T 0229.	3374	T 0231.	2313	T 0233.	5183
	T 0235.	2040	T 0237.	1297	T 0239.	500	T 0241.	1431	T 0243.	3113	T 0245.	3532
	T 0247.	2147	T 0251.	3168	T 0253.	2231	T 0255.	6104	T 0257.	1237	T 0259.01	1645
	T 0259.02	4068	T 0261.	4223	T 0263.	1888	T 0265.	3491	T 0267.	3955	T 0269.	2333
	T 0277.	4326	T 0281.	3984	T 0283.	3459	T 0285.01	277	T 0285.02	3582	T 0287.	2136
	T 0289.	2781	T 0291.	2597	T 0293.	3137	T 0299.	865	T 0301.	2325	T 0303.	3116
	T 0307.	3563	T 0309.	1657	T 0311.	2378	T 0315.	5039	T 0317.01	3360	T 0326.	6723
	T 0328.	1925	T 0330.	4451	T 0342.	7788	T 0343.	5822	T 0347.	2341	T 0348.01	530
	T 0348.02	760	T 0349.	4674	T 0352.	1348	T 0353.	4995	T 0357.	1224	T 0359.	3686
	T 0360.01	3078	T 0360.02	3815	T 0361.	1287	T 0362.	3601	T 0363.	3598	T 0365.02	835
	T 0367.	1378	T 0369.	5010	T 0371.	3129	T 0373.	3724	T 0375.	2197	T 0377.	3763
	T 0379.	2439	T 0381.	5276	T 0382.	6604	T 0383.	3927	T 0385.	2964	T 0387.	3244
	T 0389.	2133	T 0391.	1455	T 0393.	2656	T 0395.	3655	T 0397.	3266	T 0399.	2253
	T 0401.	2705	T 0403.	3182	T 0405.	1293	T 0409.	3774	T 0411.	2805	T 0413.	3192
	T 0415.	2839	T 0417.	1843	T 0419.	2134	T 0421.	2635	T 0423.	2473	T 0425.	2113
	T 0427.	4974	T 0429.	5127	T 0431.	4980	T 0433.	3288	T 0435.	4327	T 0437.	4894
	T 0439.	3811	T 0441.	4193	T 0443.	6224	T 0447.	1492	T 0453.	1590	T 0465.	2159
	T 0473.	1047	T 0481.	2165	T 0483.	755	T 0487.	253	T 0489.	4807	T 0493.	8116
	T 0505.	3934	T 0507.	570	T 0513.	4079	T 0523.	5369	T 0525.	3065	T 0527.	5626
	T 0529.	3594	T 0531.	1647	T 0533.	6588	T 0535.	4144	T 0537.	1306	T 0539.	3792
	T 0545.	5754	T 0547.	1507	T 0549.	1095	T 0551.	3906	T 0553.	2115	T 0559.	200
	T 0563.	3377	T 0577.	50	T 0579.	1137	T 0610.01	7497	T 0794.	1351	T 0884.	109
	T 0886.	4420	T 0892.	3622	T 0896.	3323	T 0898.	1116	T 0900.	2231	T 0902.	2637

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METROPOLITAN AREA: New York, NY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY KINGS	T 0904.	457	T 0906.	5268	T 0908.	3031	T 0910.	6238	T 0912.	8484	T 0914.	1298
	T 0916.	3309	T 0918.	2072	T 0920.	2194	T 0982.	5265	T 1100.	684	T 1114.	1363
	T 1118.	2766	T 1120.	2706	T 1124.	2700	T 1126.	3162	T 1130.	3516	T 1132.	1501
	T 1134.	2335	T 1136.	173	T 1138.	468	T 1140.	739	T 1150.	1731	T 1152.	2296
	T 1154.	2044	T 1156.	3881	T 1158.	2400	T 1160.	1007	T 1162.	1436	T 1164.	2216
	T 1166.	2196	T 1168.	1824	T 1170.	1689	T 1172.01	2108	T 1176.01	2049	T 1190.	1675
	T 1192.	2650	T 1194.	2729	T 1200.	1943	T 1210.	4733	T 1214.	5452		
NY NEW YORK	T 0002.01	3357	T 0002.02	8019	T 0006.	10638	T 0010.02	8032	T 0014.02	2620	T 0018.	6961
	T 0020.	6568	T 0022.02	1284	T 0024.	6242	T 0025.	6369	T 0026.01	2721	T 0026.02	1876
	T 0028.	5402	T 0030.01	3752	T 0030.02	2602	T 0034.	6588	T 0036.01	2544	T 0041.	8669
	T 0076.	1893	T 0109.	623	T 0111.	2749	T 0113.	99	T 0117.	139	T 0119.	1704
	T 0125.	1218	T 0151.	4913	T 0156.01	2046	T 0156.02	1798	T 0164.	6729	T 0166.	6148
	T 0172.01	4641	T 0172.02	975	T 0174.01	4770	T 0178.	3523	T 0180.	7506	T 0182.	7766
	T 0184.	6450	T 0186.	5817	T 0188.	4958	T 0189.	11903	T 0190.	1424	T 0192.	4351
	T 0193.	7306	T 0194.	5722	T 0196.	3325	T 0197.02	1178	T 0198.	1430	T 0200.	3309
	T 0201.02	2404	T 0202.	497	T 0204.	1576	T 0206.	2824	T 0207.02	2308	T 0208.	4179
	T 0209.01	3850	T 0209.02	1531	T 0213.01	3379	T 0213.02	649	T 0216.	6125	T 0217.01	656
	T 0217.02	2189	T 0218.	4827	T 0219.	6472	T 0220.	4250	T 0221.01	610	T 0222.	1921
	T 0223.	11344	T 0224.	6963	T 0226.	3957	T 0227.01	4452	T 0227.02	708	T 0228.	5296
	T 0230.	7804	T 0231.01	5460	T 0231.02	1160	T 0232.	6649	T 0233.	5446	T 0234.	3828
	T 0235.01	4737	T 0235.02	1568	T 0237.	5994	T 0239.	2327	T 0243.02	8289	T 0245.	13335
	T 0249.	1112	T 0251.	2629	T 0261.	10137	T 0269.	7709	T 0277.	6431	T 0291.	10039
	T 0311.	197										
NY QUEENS	T 0019.	773	T 0025.	8588	T 0043.	2628	T 0044.02	170	T 0087.	5751	T 0107.	111
	T 0180.	859	T 0197.	502	T 0246.	37	T 0250.	207	T 0252.	4876	T 0260.	1626
	T 0365.	1963	T 0377.	2262	T 0442.	1547	T 0446.01	2133	T 0559.	1143	T 0768.	704
	T 0952.	1642	T 0972.	15103	T 0992.	2526	T 0998.	10554				
NY RICHMOND	T 0015.	157	T 0133.01	1974	T 0319.01	2605	T 0323.	330				
NY WESTCHESTER	T 0005.	4634	T 0029.	3454	T 0031.	2322	T 0093.	2091				

1654717 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 20.0

METROPOLITAN AREA: Newark, NJ

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NJ ESSEX	T 0002.	2106	T 0003.	3665	T 0007.	6328	T 0008.	3876	T 0009.	5881	T 0010.	2282
	T 0011.	719	T 0013.	2626	T 0014.	4720	T 0015.	2533	T 0016.	2638	T 0017.	3574
	T 0018.	4243	T 0019.	2585	T 0024.	4864	T 0025.	5803	T 0026.	3451	T 0027.	1948
	T 0028.	2645	T 0029.	2050	T 0030.	1896	T 0031.	5476	T 0032.	1088	T 0034.	1439
	T 0035.	4600	T 0037.	3693	T 0038.	2439	T 0039.	2630	T 0040.	1524	T 0041.	4617
	T 0042.	4518	T 0043.	2981	T 0045.	4890	T 0048.01	3088	T 0048.02	6956	T 0050.	2170
	T 0052.	3027	T 0053.	3940	T 0054.	4573	T 0055.	1325	T 0056.	1779	T 0057.	2347
	T 0058.	3465	T 0059.	2447	T 0060.	416	T 0062.	4820	T 0063.	4642	T 0064.	1493
	T 0065.	2358	T 0066.	4016	T 0067.	3805	T 0068.	3292	T 0075.02	3460	T 0080.	1794
	T 0081.	3848	T 0082.	1069	T 0083.	736	T 0084.	1308	T 0085.	1250	T 0086.	6298

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Newark, NJ

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NJ ESSEX	T 0087.	4344	T 0088.	1834	T 0089.	2334	T 0091.	3319	T 0092.	2829	T 0093.	5354
	T 0094.	5969	T 0096.	6004	T 0097.	5320	T 0099.	2977	T 0103.	4781	T 0104.	4511
	T 0106.	6134	T 0107.	4626	T 0109.	3314	T 0110.	1226	T 0112.	4011	T 0113.	3617
	T 0116.	3419	T 0124.	4312	T 0131.	3235	T 0167.	2117	T 0171.	2246	T 0181.	2296
	T 0184.	2901										
NJ UNION	T 0301.	89	T 0302.	3032	T 0303.	3125	T 0304.	6170	T 0306.	2961	T 0308.01	816
	T 0312.	5519	T 0390.	3263	T 0393.	4299						

312354 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 16.6

METROPOLITAN AREA: Niagara Falls, NY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY NIAGARA	T 0202.	3813	T 0205.	3107	T 0211.	2544	T 0216.	1263	T 0237.	2603		

13330 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.9

METROPOLITAN AREA: Norfolk-Virginia Beach-Newport News, VA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
VA CHESAPEAKE	T 0201.	6512										
VA HAMPTON	T 0106.01	3339										
VA NEWPORT NEWS	T 0302.	4229	T 0304.	3380	T 0305.	3068	T 0306.	3918	T 0307.	3032		
VA NORFOLK	T 0016.	1028	T 0021.	2696	T 0025.	3403	T 0026.	2967	T 0029.	6387	T 0035.01	2984
	T 0035.02	1828	T 0036.	278	T 0041.	2197	T 0042.	2149	T 0043.	3512	T 0044.	3605
	T 0045.	2511	T 0046.	2962	T 0047.	2042	T 0048.	1706	T 0050.	1936	T 0052.	4308
	T 0053.	2262	T 0059.03	4125	T 0065.01	3168	T 0065.02	5086				
VA PORTSMOUTH	T 0105.	2013	T 0110.	1093	T 0111.	2578	T 0112.	455	T 0113.	821	T 0114.	2751
	T 0118.	4460	T 0119.	3103	T 0121.	1991	T 0126.	4644				
VA SUFFOLK	T 0654.	3763	T 0655.	3206								
VA VIRGINIA BEACH	T 0432.	1025	T 0450.	3562								

126083 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.9

METROPOLITAN AREA: Norwalk, CT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CT FAIRFIELD	T 0437.	1737	T 0441.	2857	T 0445.	3012						

7606 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.0

METROPOLITAN AREA: Oakland, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA ALAMEDA	T 4005.	3261	T 4006.	1691	T 4007.	4088	T 4008.	3003	T 4009.	2426	T 4010.	5270

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Oakland, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA ALAMEDA	T 4011.	3698	T 4012.	2492	T 4013.	2518	T 4014.	3930	T 4015.	1604	T 4016.	1517
	T 4017.	1883	T 4018.	1735	T 4019.	522	T 4020.	39	T 4021.	1738	T 4022.	1538
	T 4024.	2083	T 4025.	2103	T 4026.	838	T 4027.	1130	T 4028.	1596	T 4029.	1127
	T 4031.	583	T 4033.	1980	T 4034.	3351	T 4035.	5491	T 4054.	6210	T 4058.	3529
	T 4059.	5499	T 4060.	2213	T 4062.	6754	T 4072.	4631	T 4073.	1460	T 4074.	2875
	T 4075.	3237	T 4085.	4371	T 4088.	4418	T 4089.	2397	T 4091.	2262	T 4092.	2632
	T 4093.	4002	T 4094.	3158	T 4095.	2596	T 4096.	4214	T 4097.	4470	T 4103.	2914
	T 4104.	2966	T 4204.	2514	T 4222.	3129	T 4224.	3337	T 4227.	4713	T 4228.	5763
	T 4229.	2396	T 4231.	3661	T 4232.	2652	T 4233.	3339	T 4234.	4379	T 4236.	7906
	T 4240.	5047	T 4274.	3527	T 4276.	4457	T 4502.	387				
CA CONTRA COSTA	T 3090.	3510	T 3100.	3244	T 3120.	1384	T 3160.	1047	T 3280.	998	T 3650.02	3331
	T 3680.	6010	T 3750.	2733	T 3760.	4727	T 3770.	5098	T 3790.	5842	T 3800.	2506

237680 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 13.5

METROPOLITAN AREA: Ocala, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL MARION	T 0017.	4101	T 0018.	3678								

7779 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.4

METROPOLITAN AREA: Odessa, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX ECTOR	T 0014.	953	T 0018.	3243								

4196 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.6

METROPOLITAN AREA: Oklahoma City, OK

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OK CANADIAN	T 3004.	1430										
OK CLEVELAND	T 2001.	411	T 2002.	2044	T 2012.01	2492	T 2012.02	5709	T 2012.03	1585		
OK LOGAN	E 1402	301	E 1414	443	T 9902.	3829	E A1415	51				
OK MCCLAIN	T 4004.	1195										
OK OKLAHOMA	T 1004.	5165	T 1010.	2837	T 1011.	1295	T 1012.	1750	T 1014.	2333	T 1015.	2981
	T 1016.	895	T 1024.	3485	T 1025.	1001	T 1026.	954	T 1028.	3617	T 1029.	456
	T 1030.	1082	T 1031.01	266	T 1032.	1698	T 1033.	1943	T 1034.	680	T 1035.	584
	T 1036.01	341	T 1036.02	47	T 1037.	541	T 1038.	1064	T 1039.	4738	T 1040.	608
	T 1041.	2705	T 1043.	3083	T 1044.	3069	T 1046.	1013	T 1047.	1529	T 1054.	2020
	T 1056.	5396	T 1057.	1085	T 1058.	1218	T 1082.07	2148	T 1088.03	1775		
OK POTTAWATOMIE	T 5001.	1609	T 5002.	2266	T 5013.	2902						

91669 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.6

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Omaha, NE-IA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IA POTTAWATTAMIE	T 0307.	3260	T 0309.	1751								
NE DOUGLAS	T 0006.	2232	T 0007.	1697	T 0008.	2354	T 0009.	1165	T 0010.	1555	T 0011.	1238
	T 0012.	1424	T 0013.01	593	T 0013.02	589	T 0014.	363	T 0015.	523	T 0016.	2113
	T 0017.	876	T 0018.	1134	T 0019	1817	T 0021.	2213	T 0029.	4331	T 0032.	1970
	T 0039.	2306	T 0040.	2040	T 0041	783	T 0051.	3066	T 0052.	2826	T 0053.	2314
	T 0059.02	3043	T 0074.10	47								

49623 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.5

METROPOLITAN AREA: Orange County, NY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY ORANGE	T 0004.	4688	T 0005.	6044	T 0012.	2169	T 0022.	3013	T 0150.	2184		

18098 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.0

METROPOLITAN AREA: Orlando, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL ORANGE	T 0101.	1296	T 0104.	2653	T 0105.	2609	T 0106.	4046	T 0117.01	5628	T 0117.02	5306
	T 0119.01	3899	T 0148.01	1686	T 0155.02	1191	T 0159.01	2830	T 0176.	5310		
FL SEMINOLE	T 0201.01	1172	T 0204.01	2004	T 0205.	3807	T 0211.	2139				

45576 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.5

METROPOLITAN AREA: Owensboro, KY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
KY DAVIESS	T 0002.	3903	T 0004.	6452								

10355 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 12.0

METROPOLITAN AREA: Oxnard-Ventura, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA VENTURA	T 0006.	4358	T 0023.	3832	T 0024.	1958	T 0028.02	161	T 0032.	6734	T 0035.	733
	T 0043.01	2938	T 0046.	2701	T 0049.	4918	T 0057.	1872				

30205 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.7

METROPOLITAN AREA: Panama City, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL BAY	T 0016.	4542	T 0020.	543								

5085 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.2

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METROPOLITAN AREA: Parkersburg-Marietta, WV-OH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH WASHINGTON	T 0207.	1449										
WV WOOD	T 0006.	1062	T 0007.01	4116								

6627 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.2

METROPOLITAN AREA: Pawtucket-Woonsocket-Attleboro, RI-MA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
RI PROVIDENCE	T 0108.	4092	T 0110.	4603	T 0149.	636	T 0151.	4621	T 0152.	1879	T 0172.	1066
	T 0174.	4978	T 0176.	2800	T 0179.	3557	T 0180.	1898	T 0181.	2973	T 0183.	1616

34719 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.3

METROPOLITAN AREA: Pensacola, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL ESCAMBIA	T 0001.	212	T 0002.	2440	T 0004.	4080	T 0006.	2560	T 0007.	1925	T 0015.	2474
	T 0016.	2721	T 0017.	4088	T 0018.	3627						

24127 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.3

METROPOLITAN AREA: Peoria, IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL PEORIA	T 0001.	2186	T 0004.	561	T 0005.	2689	T 0009.	2977	T 0010.*	585	T 0012.	2164
	T 0013.	2085	T 0017.	1446								

14693 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.0

METROPOLITAN AREA: Philadelphia, PA-NJ

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NJ BURLINGTON	T 7012.04	2852	T 7021.03	3018								
NJ CAMDEN	T 6001.	741	T 6002.	2923	T 6003.	5047	T 6004.	5119	T 6005.	1205	T 6006.	597
	T 6007.	2159	T 6008.	5812	T 6009.	4087	T 6011.	8750	T 6013.	6533	T 6016.	2507
	T 6017.	3385	T 6018.	2442	T 6019.	3655						
PA DELAWARE	T 4025.	3731	T 4049.01	2802	T 4049.02	1303	T 4052.	4540	T 4054.	3435	T 4055.	1456
	T 4057.	2399	T 4058.01	2191	T 4058.02	2897	T 4059.	35	T 4060.	403		
PA MONTGOMERY	T 2039.01	3770	T 2039.02	2819	T 2090.	1777						
PA PHILADELPHIA	T 0002.	1150	T 0005.	461	T 0013.	5152	T 0014.	3469	T 0015.	2512	T 0018.	3625
	T 0019.	3788	T 0020.	2681	T 0021.	2814	T 0022.	2262	T 0023.	2908	T 0024.	4760
	T 0025.	4960	T 0027.	8576	T 0030.	8090	T 0031.	6422	T 0032.	6926	T 0033.	7271
	T 0034.	557	T 0035.	123	T 0036.	7813	T 0041.	14936	T 0046.	3072	T 0052.	31
	T 0066.	4253	T 0069.	2974	T 0070.	5633	T 0074.	5963	T 0077.	1898	T 0078.	5319
	T 0086.	6559	T 0087.	7210	T 0088.	8440	T 0089.	2246	T 0090.	3805	T 0091.	2722

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METROPOLITAN AREA: Philadelphia PA-NJ

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA PHILADELPHIA	T 0092.	3440	T 0093.	5286	T 0094.	4235	T 0095.	4214	T 0096.	5230	T 0102.	3256
	T 0103.	3168	T 0104.	4421	T 0105.	5297	T 0106.	2132	T 0107.	4718	T 0108.	5969
	T 0109.	3143	T 0110.	4767	T 0111.	5727	T 0112.	6672	T 0126.	409	T 0127.	378
	T 0131.	2772	T 0132.	4722	T 0133.	2676	T 0137.	7220	T 0138.	3728	T 0139.	5404
	T 0140.	4622	T 0141.	3536	T 0142.	2232	T 0144.	3362	T 0145.	2764	T 0146.	3086
	T 0147.	3540	T 0148.	1738	T 0149.	6853	T 0151.	10745	T 0152.	11241	T 0153.	5308
	T 0155.	4565	T 0156.	2857	T 0157.	2628	T 0161.	6546	T 0162.	3537	T 0163.	4229
	T 0164.	6141	T 0165.	5095	T 0166.	1788	T 0167.	10391	T 0168.	5903	T 0169.	14604
	T 0170.	4532	T 0171.	6076	T 0172.	11316	T 0173.	3993	T 0174.	3780	T 0175.	9663
	T 0176.	10791	T 0177.	9122	T 0178.	6881	T 0181.	191	T 0182.	382	T 0195.	8399
	T 0196.	2390	T 0197.	7213	T 0198.	7486	T 0199.	5827	T 0200.	2536	T 0201.	9799
	T 0202.	7359	T 0203.	4752	T 0204.	4217	T 0205.	3283	T 0239.	1913	T 0241.	1463
	T 0244.	4200	T 0245.	4598	T 0246.	3633	T 0247.	5823	T 0294.	3352	T 0299.	4698
	T 0322.	225										

641959 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 13.6

METROPOLITAN AREA: Phoenix, AZ

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AZ MARICOPA	T 0608.	3723	T 0609.	4273	T 0716.	2239	T 0822.02	3182	T 0926.	2805	T 0929.	3245
	T 1102.	428	T 1128.	1032	T 1129.	5321	T 1131.	3274	T 1132.	8371	T 1133.	5894
	T 1138.	2497	T 1139.	4330	T 1140.	2200	T 1141.	883	T 1142.	2208	T 1143.	4898
	T 1144.	4089	T 1145.	4665	T 1146.	2677	T 1147.	4162	T 1148.	2656	T 1149.	2983
	T 1150.	4427	T 1153.	2373	T 1154.	2190	T 1158.	4606	T 1159.	3408	T 1161.	2198
	T 3187.	3294	T 3191.	6586	T 3200.02	4506	T 4214.	3117	T 4215.01	2714	T 4226.05	2206
	T 5231.01	2490	T 5231.02	2674	T 6232.	2265						

131089 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.7

METROPOLITAN AREA: Pine Bluff, AR

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AR JEFFERSON	T 0005.01	1059	T 0005.02	6427	T 0006.	1047	T 0008.	1597	T 0010.	2833	T 0013.	3727
	T 0021.01	837										

17527 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 19.3

METROPOLITAN AREA: Pittsburgh, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA ALLEGHENY	T 0101.	1032	T 0102.	4504	T 0304.	1647	T 0305.	1613	T 0401.	3381	T 0404.	607
	T 0405.	3349	T 0406.	2523	T 0408.	2194	T 0501.	2066	T 0502.	1401	T 0503.	1850
	T 0504.	2179	T 0508.	816	T 0509.	2878	T 0601.	216	T 0602.	991	T 0603.	1898
	T 0604.	1541	T 1006.	2554	T 1110.	3575	T 1204.	2557	T 1207.	1972	T 1208.	2487

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METROPOLITAN AREA: Pittsburgh, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA ALLEGHENY	T 1301.	2424	T 1303.	3036	T 1304.	3093	T 1305.	1908	T 1502.	1287	T 1503.	1810
	T 1504.	607	T 1601.	3295	T 1604.	1438	T 1606.	3328	T 1702.	4268	T 1802.	1473
	T 2015.	547	T 2101.	785	T 2103.	1897	T 2106.	460	T 2201.	845	T 2202.	1968
	T 2203.	341	T 2205.	324	T 2301.	2383	T 2302.	2122	T 2502.	1046	T 2503.	1934
	T 2506.	2815	T 2603.	595	T 2604.	2484	T 2609.	3217	T 2808.	3008	T 4506.	1413
	T 4637.	1944	T 4824.	1229	T 4831.	893	T 4923.	1185	T 5136.	3618	T 5137.	2016
	T 5140.	2892	T 5507.	2145	T 5508.	3248	T 5519.	2154	T 5521.	2503	T 5606.	2015
	T 5612.	2820										
PA FAYETTE	E 0447	73	E 0456	206	E 0460	176	E 0464	223	E 0476	29	E 0490	124
	E 0495	61	E 0496	64	E 0498	39	E 0502	45	E 0506	32	E 0514	883
	E 0517	1024	E 0519	851	E 0532	1065	E 0538	427	E 0542	39	E 0555	157
	E 0557	63	E 0564	36	E 0570	35	E 0571	73	E 0581	56	E 0582	26
	E 0583	101	E 0584	89	E 0586	129	E 0589	194	E 0590	236	E 0591	54
	E 0602	356	E 0603U	891	T 9903.	4391	T 9913.	4043				
PA WASHINGTON	T 7541.	1859	T 7751.	1652	T 7831.	1389						
PA WESTMORELAND	T 8001.	1601	T 8007.01	1591	T 8007.02	2085	T 8028.	3847	T 8053.	2349		

167308 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.5

METROPOLITAN AREA: Pittsfield, MA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MA BERKSHIRE	T 9001.	4059										

4059 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.9

METROPOLITAN AREA: Portland, ME

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
ME CUMBERLAND	T 0004.	686	T 0005.	1930	T 0006.	841	T 0007.	1603	T 0008.	1293	T 0009.	1352
	T 0011.	1670	T 0012.	1978	T 0014.	1467	T 0043.	336				

13156 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.8

METROPOLITAN AREA: Portland, OR

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OR MULTNOMAH	T 0011.01	1663	T 0021.	2066	T 0022.02	180	T 0023.01	2318	T 0023.02	1086	T 0027.02	2464
	T 0033.01	2872	T 0033.02	2939	T 0034.01	3334	T 0034.02	2957	T 0040.01	6172	T 0042.	2838
	T 0048.	2737	T 0049.	2822	T 0050.	587	T 0051.	1390	T 0052.	3479	T 0053.	1983
	T 0054.	435	T 0055.	1366	T 0056.	2807						

48495 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.4

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METROPOLITAN AREA: Poughkeepsie, NY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY DUTCHESS	T 2201.	4226	T 2202.	2530	T 2203.	1332	T 2204.	1948	T 2206.	2308		

12344 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.0

METROPOLITAN AREA: Providence, RI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
RI PROVIDENCE	T 0002.	8611	T 0003.	5608	T 0004.	3334	T 0005.	2882	T 0006.	1374	T 0007.	1681
	T 0008.	2045	T 0009.	2343	T 0010.	2321	T 0011.	2658	T 0012.	2643	T 0013.	3773
	T 0014.	4960	T 0018.	5535	T 0019.	4674	T 0025.	2306	T 0026.	3332	T 0030.	523
	T 0031.	3534										

64137 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.4

METROPOLITAN AREA: Provo-Orem, UT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
UT UTAH	T 0016.	11646	T 0018.	10931	T 0019.	2911	T 0020.	4846	T 0024.	750	T 0025.	3291
	T 0028.	2860										

37235 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 17.1

METROPOLITAN AREA: Pueblo, CO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CO PUEBLO	T 0006.	2361	T 0007.	1508	T 0008.	3525	T 0012.	2480	T 0013.	693	T 0014.	1729
	T 0021.	1940	T 0029.01	2075								

16311 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 12.9

METROPOLITAN AREA: Racine, WI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WI RACINE	T 0001.	278	T 0003.	4012	T 0005.	6804						

11094 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.4

METROPOLITAN AREA: Raleigh-Durham, NC

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NC DURHAM	T 0003.01	2409	T 0004.02	3425	T 0005.	4161	T 0009.	2174	T 0010.01	4521	T 0011.	2987
	T 0012.01	864	T 0012.02	976	T 0013.01	1709	T 0014.	3878	T 0015.	7975		
NC FRANKLIN	E 0051	1186	E 0052T	1764	E 0053	1557	E 0055	1567	E 0056	1281	E 0057B	79
	E 0059	1819	E 0063	1143	E 0064	1022	E 0066	505				
NC ORANGE	T 0107.03	4252	T 0116.	7364								

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Raleigh-Durham, NC

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NC WAKE	T 0501.	832	T 0503.	1550	T 0504.	2235	T 0506.	4961	T 0507.	2840	T 0508.	2985
	T 0509.	4033	T 0510.	2033	T 0511.	8612	T 0522.01	985				

89684 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 16.0

METROPOLITAN AREA: Rapid City, SD

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
SD PENNINGTON	T 0101.	202										

202 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT .3

METROPOLITAN AREA: Reading, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA BERKS	T 0001.	4633	T 0002.	3581	T 0012.	2792	T 0013.	2412	T 0017.	2698	T 0019.	2266
	T 0022.	1980	T 0023.	2080	T 0024.	1422	T 0025.	796	T 0026.	3239		

27899 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.9

METROPOLITAN AREA: Reno, NV

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NV WASHOE	T 0001.	2717	T 0005.	1763	T 0006.	919	T 0012.	2712	T 0015.	2061	T 0018.	4413
	T 0020.	832										

15417 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.0

METROPOLITAN AREA: Richland-Kennewick-Pasco, WA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WA FRANKLIN	T 0201.	4162										

4162 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.9

METROPOLITAN AREA: Richmond-Petersburg, VA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
VA HOPEWELL	T 0202.	32	T 0203.	3205								
VA PETERSBURG	T 0101.	4304	T 0102.	440	T 0103.	3701	T 0104.	2699	T 0106.	2355	T 0107.	4019
VA RICHMOND	T 0110.	3808	T 0201.	2575	T 0202.	5249	T 0203.	2606	T 0204.	5642	T 0205.	1931
	T 0206.	1996	T 0207.	1746	T 0208.	2614	T 0209.	4010	T 0301.	3578	T 0302.	2021
	T 0303.	976	T 0305.	1788	T 0401.	136	T 0402.	2036	T 0403.	2422	T 0404.	3751
	T 0411.	4155	T 0412.	1135	T 0601.	2241	T 0602.	3758	T 0603.	2249	T 0607.	6038

89216 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.7

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Riverside-San Bernardino, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA RIVERSIDE	T 0303.	3768	T 0304.	4686	T 0313.	2307	T 0434.01	4971	T 0442.	4398		
CA SAN BERNARDINO	T 0041.	8909	T 0042.	8665	T 0047.	4650	T 0048.	2764	T 0049.	4619	T 0055.	4999
	T 0056.	4853	T 0057.	870	T 0058.	2417	T 0059.	1026	T 0060.	758	T 0068.	658

65318 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.2

METROPOLITAN AREA: Roanoke, VA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
VA ROANOKE	T 0007.	4486	T 0008.	3218	T 0009.	5808	T 0010.	3296	T 0011.	997	T 0012.	4349
	T 0013.	4778										

26932 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 12.2

METROPOLITAN AREA: Rochester, MN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MN OLMSTED	T 0001.	973										

973 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.1

METROPOLITAN AREA: Rochester, NY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY MONROE	T 0007.	1137	T 0010.	3661	T 0013.	1765	T 0014.	2109	T 0015.	2116	T 0016.	1027
	T 0017.	1825	T 0023.	4759	T 0027.	1719	T 0032.	2588	T 0033.	1550	T 0039.	1720
	T 0041.	2137	T 0043.	521	T 0046.02	2470	T 0047.01	1945	T 0048.	2509	T 0051.	2004
	T 0052.	2790	T 0053.	2779	T 0056.	2845	T 0059.	2076	T 0065.	2340	T 0069.	2617
	T 0075.	3307	T 0089.	72	T 0090.	831	T 0091.	877	T 0092.	1739	T 0093.01	2286
	T 0093.02	1403	T 0094.01	472	T 0094.02	1093	T 0094.03	770	T 0095.	2100	T 0096.01	2067
	T 0096.02	2268	T 0096.03	2602	T 0096.04	1657	T 0153.01	3693				
NY ONTARIO	T 0517.	2390	T 0518.	2975								

85611 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.8

METROPOLITAN AREA: Rockford, IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL WINNEBAGO	T 0010.	3768	T 0011.	1659	T 0021.	2723	T 0026.	4452	T 0028.	2153	T 0029.	1292

16047 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.7

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Sacramento, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA PLACER	T 0217.	228										
CA SACRAMENTO	T 0005.	3157	T 0006.	974	T 0007.	1320	T 0009.	69	T 0010.	890	T 0011.	1113
	T 0012.	2568	T 0013.	3016	T 0014.	2511	T 0018.	4757	T 0020.	2437	T 0022.	4619
	T 0027.	2836	T 0028.	2619	T 0036.	2127	T 0037.	3360	T 0052.01	2686	T 0053.	905
	T 0064.	4514	T 0065.	3406	T 0066.	4621	T 0068.	5644	T 0070.01	2555		
CA YOLO	T 0101.01	5059	T 0105.01	4515	T 0106.02	4764						

77270 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.0

METROPOLITAN AREA: Saginaw-Bay City-Midland, MI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MI BAY	T 0002.	1064	T 0011.	1305								
MI SAGINAW	T 0001.	1761	T 0003.	1338	T 0004.	3071	T 0005.	371	T 0007.	5895	T 0009.	4780
	T 0011.	4900										

24485 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.8

METROPOLITAN AREA: St. Cloud, MN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MN STEARNS	T 0001.	369										

369 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT .2

METROPOLITAN AREA: St. Joseph, MO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MO BUCHANAN	T 0010.	3748	T 0012.	1733	T 0013.	605						

6086 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.9

METROPOLITAN AREA: St. Louis, MO-IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL MADISON	T 4004.	1621	T 4007.	3480								
IL ST. CLAIR	T 5004.	5684	T 5005.	5070	T 5006.	2916	T 5008.	353	T 5009.	8178	T 5010.	4964
	T 5011.	3290	T 5012.	7518	T 5013.	7758	T 5022.	5058	T 5024.01	3000	T 5025.	2237
	T 5027.	2236	T 5028.	3097	T 5029.	2950	T 5030.	1465	T 5041.	1369	T 5042.01	3478
	T 5042.02	1464										
MO ST. LOUIS	T 2128.	4744	T 2139.	2874	T 2140.	1183	T 2169.	2823				
MO ST. LOUIS	T 1018.	4260	T 1052.	2871	T 1053.	4013	T 1054.	3564	T 1055.	6296	T 1061.	5854
	T 1062.	4129	T 1063.	5346	T 1064.	4863	T 1066.	4353	T 1067.	5847	T 1074.	6112
	T 1076.	3845	T 1085.	1069	T 1097.	7592	T 1101.	5619	T 1102.	5254	T 1103.	5092
	T 1104.	5046	T 1105.	4103	T 1111.	4341	T 1112.	4517	T 1113.	3869	T 1114.	4625

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: St. Louis, MO-IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MO ST. LOUIS	T 1115.	2909	T 1122.	4017	T 1123.	4345	T 1173.	4504	T 1181.	2872	T 1184.	1466
	T 1185.	1437	T 1186.	3364	T 1191.	6303	T 1192.	2624	T 1193.	3829	T 1201.	2040
	T 1202.	2193	T 1203.	3240	T 1211.	4806	T 1212.	3989	T 1213.	2702	T 1214.	344
	T 1221.	1469	T 1222.	106	T 1224.	4892	T 1231.	4400	T 1232.	2864	T 1233.	3672
	T 1234.	2436	T 1241.	6287	T 1242.	4526	T 1243.	5209	T 1255.	2323	T 1257.	3340
	T 1266.	4620	T 1267.	3205								

307623 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 12.9

METROPOLITAN AREA: Salem, OR

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OR MARION	T 0001.	818										

818 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT .3

METROPOLITAN AREA: Salem-Gloucester, MA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MA ESSEX	T 2043.	3382	T 2108.	3901	T 2215.	3184						

10467 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.1

METROPOLITAN AREA: Salt Lake City-Ogden, UT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
UT SALT LAKE	T 1001.	2110	T 1003.03	199	T 1007.	2855	T 1008.	2201	T 1014.	4831	T 1015.	3093
	T 1017.	3226	T 1019.	2156	T 1020.	2838	T 1021.	1287	T 1022.	455	T 1023.	2160
	T 1024.	1067	T 1025.	704	T 1029.	3306	T 1032.	4711				
UT WEBER	T 2009.	4178	T 2010.	666	T 2011.	567	T 2012.	2732				

45342 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.0

METROPOLITAN AREA: San Angelo, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX TOM GREEN	T 0005.	2135	T 0006.	1354	T 0009.	3201						

6690 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.9

METROPOLITAN AREA: San Antonio, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX BEXAR	T 1101.	3146	T 1102.	1585	T 1103.	5707	T 1105.	4093	T 1106.	3528	T 1107.	2048
	T 1108.	3099	T 1109.	1060	T 1110.	3180	T 1301.	4511	T 1302.	1798	T 1303.	3611

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: San Antonio, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX BEXAR	T 1304.	7810	T 1305.	5072	T 1306.	4766	T 1307.	3036	T 1401.	2178	T 1416.	447
	T 1501.	6112	T 1505.	9845	T 1508.	3121	T 1518.	922	T 1519.	2598	T 1520.	400
	T 1601.	7096	T 1701.	8903	T 1702.	8440	T 1703.	7836	T 1704.	11162	T 1707.	6166
	T 1708.	1448	T 1709.	6932	T 1710.	6863	T 1711.	4773	T 1712.	4352	T 1901.	4598

162242 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 15.1

METROPOLITAN AREA: San Diego, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA SAN DIEGO	T 0009.	4252	T 0024.	5508	T 0027.01	5846	T 0033.	8164	T 0034.02	6330	T 0035.	5867
	T 0036.	7662	T 0039.	6055	T 0040.	3306	T 0041.	2863	T 0045.	3989	T 0046.	2147
	T 0047.	2217	T 0048.	3573	T 0049.	4159	T 0050.	1578	T 0051.	1327	T 0052.	1597
	T 0053.	4395	T 0054.	486	T 0056.	1804	T 0057.	1597	T 0058.	984	T 0066.	2038
	T 0083.05	4752	T 0091.02	2433	T 0100.05	6724	T 0100.06	5935	T 0100.07	726	T 0114.	1912
	T 0115.	320	T 0117.	4739	T 0120.	7471	T 0121.	4363	T 0123.02	874	T 0132.02	8173
	T 0157.01	4176	T 0184.	2318	T 0186.03	5847	T 0202.01	4512				

153019 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.2

METROPOLITAN AREA: San Francisco, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA MARIN	T 1050.	5420	T 1290.	1609								
CA SAN FRANCISCO	T 0106.	4440	T 0107.	5349	T 0111.	4989	T 0113.	2840	T 0114.	3084	T 0115.	842
	T 0117.	1819	T 0118.	1515	T 0119.	4971	T 0120.	3554	T 0121.	3491	T 0122.	5095
	T 0123.	5070	T 0124.	5243	T 0125.	4962	T 0151.	1393	T 0155.	2539	T 0158.	5866
	T 0159.	2243	T 0160.	1246	T 0161.	4660	T 0162.	2441	T 0163.	3988	T 0164.	3544
	T 0165.	4635	T 0167.	4783	T 0168.	5826	T 0176.01	4302	T 0176.02	354	T 0177.	1816
	T 0178.	3656	T 0179.01	374	T 0179.02	3935	T 0180.	1365	T 0201.	4729	T 0202.	5404
	T 0203.	3057	T 0208.	5395	T 0209.	3841	T 0228.	9831	T 0229.	9296	T 0231.	4628
	T 0232.	3493	T 0234.	2951	T 0605.	3534	T 0609.	28				
CA SAN MATEO	T 6002.	2749	T 6062.	4775	T 6102.	7169	T 6117.	4432	T 6118.	3455	T 6119.	6282
	T 6120.	4614										

212922 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 14.3

METROPOLITAN AREA: San Jose, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA SANTA CLARA	T 5008.	2432	T 5009.	4905	T 5010.	3967	T 5011.	5855	T 5012.	3659	T 5014.	4117
	T 5015.	5126	T 5016.	5336	T 5017.	4087	T 5019.	1706	T 5020.	7038	T 5031.01	5422
	T 5031.03	4798	T 5036.02	2587	T 5037.02	4656	T 5037.05	6719	T 5049.02	433	T 5052.01	402
	T 5087.02	459	T 5116.02	3666	T 5126.	7615						

84985 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.6

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Santa Barbara-Santa Maria-Lompoc, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA SANTA BARBARA	T 0009.	3243	T 0010.	4905	T 0027.02	4364	T 0029.01	8373	T 0029.02	3093		

23978 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.0

METROPOLITAN AREA: Santa Cruz, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA SANTA CRUZ	T 1004.	3063	T 1007.	1352	T 1008.	4988	T 1009.	3496	T 1010.	5075	T 1104.	2758

20732 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.0

METROPOLITAN AREA: Santa Fe, NM

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NM SANTA FE	T 0003.	2188	T 0004.	1061	T 0007.	2807	T 0010.02	3744				

9800 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.5

METROPOLITAN AREA: Santa Rosa-Petaluma, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA SONOMA	T 1514.	6176	T 1519.	2582	T 1520.	1467						

10225 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.4

METROPOLITAN AREA: Sarasota, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL SARASOTA	T 0003.	5044										

5044 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.5

METROPOLITAN AREA: Savannah, GA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
GA CHATHAM	T 0001.	1418	T 0006.01	5403	T 0006.02	952	T 0010.	1636	T 0011.	1187	T 0012.	1629
	T 0013.	1209	T 0015.	1149	T 0017.	1469	T 0018.	1571	T 0019.	1565	T 0020.	2808
	T 0023.	3430	T 0024.	2251	T 0028.	3516	T 0101.01	2684				

33877 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 15.4

METROPOLITAN AREA: Scranton--Wilkes-Barre, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA COLUMBIA	E 0827	49										

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METROPOLITAN AREA: Scranton--Wilkes-Barre, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA LACKAWANNA	T 1001.	633	T 1002.	2130	T 1007.	1521	T 1015.	974	T 1029.	4664		
PA LUZERNE	T 2009.	4241	T 2125.	1504								

15716 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.2

METROPOLITAN AREA: Seattle, WA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WA KING	T 0047.	3880	T 0053.01	5616	T 0053.02	5126	T 0071.	1434	T 0072.	2160	T 0073.	855
	T 0074.	7588	T 0075.	5064	T 0076.	3259	T 0077.	3628	T 0079.	3407	T 0080.	2017
	T 0081.	2455	T 0082.	2243	T 0083.	3395	T 0084.	2376	T 0085.	2949	T 0086.	3037
	T 0087.	3175	T 0090.	1678	T 0091.	1127	T 0092.	1173	T 0107.	4483	T 0110.	5496
	T 0265.	2187	T 0331.	26								
WA SNOHOMISH	T 0402.	3736	T 0404.	3587	T 0406.	930	T 0407.	2474	T 0408.	2079		

92640 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.8

METROPOLITAN AREA: Sharon, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA MERCER	T 0302.	657	T 0307.	2250	T 0308.	2527						

5434 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.2

METROPOLITAN AREA: Sheboygan, WI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WI SHEBOYGAN	T 0006.	812										

812 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT .8

METROPOLITAN AREA: Sherman-Denison, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX GRAYSON	T 0002.	2281	T 0016.01	2726								

5007 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.6

METROPOLITAN AREA: Shreveport, LA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
LA BOSSIER	T 0103.	1839										
LA CADDO	T 0201.	264	T 0202.	862	T 0203.	532	T 0204.	2373	T 0206.	2952	T 0207.	3283
	T 0208.	2442	T 0209.	1923	T 0213.	3704	T 0219.	3587	T 0233.	3458	T 0235.	7787
	T 0251.	3130										

38136 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.4

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Sioux City, IA-NE

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IA WOODBURY	T 0012.	3020	T 0015.	2668	T 0016.	1805	T 0017.	16				

7509 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.4

METROPOLITAN AREA: Sioux Falls, SD

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
SD MINNEHAHA	T 0007.	1352										

1352 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.2

METROPOLITAN AREA: South Bend-Mishawaka, IN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IN ST. JOSEPH	T 0006.	3525	T 0017.	1008	T 0018.	628	T 0020.	2302	T 0023.	1811	T 0027.	1443
	T 0029.	1851										

12568 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.2

METROPOLITAN AREA: Spokane, WA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WA SPOKANE	T 0022.	349	T 0024.	2668	T 0027.	1441	T 0032.	3504	T 0033.	341	T 0034.	1320
	T 0035.	1187	T 0036.	3265	T 0140.01	2220						

16295 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.8

METROPOLITAN AREA: Springfield, IL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IL SANGAMON	T 0008.	3445	T 0009.	3536	T 0014.	362	T 0015.	1219	T 0017.	2423		

10985 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.8

METROPOLITAN AREA: Springfield, MO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MO GREENE	T 0001.	1859	T 0002.	3912	T 0005.	5513	T 0007.	3862				

15146 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.3

METROPOLITAN AREA: Springfield, MA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MA HAMPDEN	T 8006.	3017	T 8007.	4136	T 8008.	2101	T 8009.	3946	T 8010.	123	T 8012.	2413

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METROPOLITAN AREA: Springfield, MA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MA HAMPDEN	T 8013.	5214	T 8014.01	4217	T 8018.	4911	T 8019.	6937	T 8020.	3697	T 8114.	2782
	T 8115.	3395	T 8116.	5144	T 8117.	2184						

54217 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.5

METROPOLITAN AREA: Stamford, CT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CT FAIRFIELD	T 0201.	2853	T 0215.	4829	T 0222.	3010	T 0223.	5934				

16626 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.4

METROPOLITAN AREA: State College, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA CENTRE	T 0120.	5719	T 0121.	6516	T 0125.	2187	T 0126.	2854				

17276 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 15.3

METROPOLITAN AREA: Steubenville-Weirton, OH-WV

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH JEFFERSON	T 0001.	759	T 0002.	3689	T 0003.	1458	T 0008.	1842				

7748 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.8

METROPOLITAN AREA: Stockton, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA SAN JOAQUIN	T 0001.	4345	T 0002.	488	T 0003.	1016	T 0006.	1809	T 0007.	3916	T 0008.	1534
	T 0017.	2687	T 0022.	6296	T 0023.	3816	T 0025.	3422	T 0026.	690	T 0031.03	4060

34079 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.8

METROPOLITAN AREA: Syracuse, NY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY ONONDAGA	T 0005.	1401	T 0013.	1475	T 0023.	2549	T 0024.	2231	T 0030.	2621	T 0031.	914
	T 0032.	1409	T 0033.	1268	T 0034.	1437	T 0039.	5883	T 0040.	2446	T 0041.	717
	T 0042.	2579	T 0043.	9393	T 0052.	3525	T 0053.	3128	T 0056.02	2720	T 0061.02	2801

48497 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.5

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Tacoma, WA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WA PIERCE	T 0613.	4592	T 0614.	2652	T 0615.	4109	T 0616.01	1270	T 0616.02	700	T 0617.	3976
	T 0622.	2745	T 0627.	1308	T 0718.02	7477	T 0720.	5485				

34314 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.1

METROPOLITAN AREA: Tallahassee, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL GADSDEN	E 0626	1912	E 0628U	2138	E 0631	1429	E 0635	2347	E 0640	1034	E 0643A	1485
	E 0643B	43	E 0644	282	E 0645	2031	E 0648	152				
FL LEON	T 0001.	513	T 0005.	2630	T 0006.	3847	T 0010.01	3031	T 0011.01	2674	T 0012.	1299
	T 0013.	4273	T 0014.	6070								

37190 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 19.6

METROPOLITAN AREA: Tampa-St. Petersburg-Clearwater, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL HERNANDO	E 0067	904	E 0075	1188	E 0079	206	E 0091	241	E 0096	502	E 0097	71
FL HILLSBOROUGH	T 0012.	3436	T 0019.	3271	T 0030.	4149	T 0031.	4199	T 0032.	2579	T 0033.	4350
	T 0034.	3744	T 0038.	1995	T 0039.	2229	T 0040.	2203	T 0041.	1794	T 0043.	3956
	T 0044.	2747	T 0050.	4081	T 0051.	696						
FL PINELLAS	T 0205.	4827	T 0208.	5139	T 0209.95	2680	T 0210.95	2111	T 0212.	5422	T 0213.	2302
	T 0214.	2112	T 0215.	3131	T 0216.95	3117	T 0235.	3847	T 0251.15	2508	T 0262.	2793

88530 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.5

METROPOLITAN AREA: Terre Haute, IN

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IN VIGO	T 0001.	370	T 0002.	4666								

5036 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.7

METROPOLITAN AREA: Texarkana, TX-Texarkana, AR

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AR MILLER	T 0203.	643	T 0206.	3374								
TX BOWIE	T 0105.	3090										

7107 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 6.3

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METROPOLITAN AREA: Toledo, OH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH LUCAS	T 0012.02	2754	T 0017.	3430	T 0022.	3896	T 0023.	1834	T 0025.	4496	T 0026.	2923
	T 0027.	1280	T 0028.	1171	T 0029.	2667	T 0030.	3826	T 0031.	1825	T 0032.	3036
	T 0033.	3420	T 0034.	1379	T 0036.	3854	T 0037.	1703	T 0038.	1272	T 0041.	2858
	T 0051.	5710										
OH WOOD	T 0217.	8708	T 0218.	8020								

70062 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.4

METROPOLITAN AREA: Topeka, KS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
KS SHAWNEE	T 0001.	1560	T 0002.	590	T 0003.	2146	T 0011.	3511				

7807 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.0

METROPOLITAN AREA: Trenton, NJ

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NJ MERCER	T 0009.	5541	T 0010.	3365	T 0011.	7702	T 0014.	8166	T 0015.	4227	T 0016.	1418
	T 0017.	5512	T 0019.	2093	T 0020.	2411	T 0021.	6279	T 0023.	746		

47460 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 15.4

METROPOLITAN AREA: Tucson, AZ

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AZ PIMA	T 0001.	758	T 0003.	1920	T 0004.	3298	T 0005.	8928	T 0008.	1625	T 0009.	3322
	T 0010.	1627	T 0012.	3282	T 0013.02	2175	T 0014.	4651	T 0021.	5960	T 0023.	6554
	T 0024.	6093	T 0026.01	4336	T 0042.	875	T 0048.	6436				

61840 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 11.6

METROPOLITAN AREA: Tulsa, OK

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OK CREEK	T 0203.	3080	T 0210.	3410								
OK TULSA	T 0002.	1829	T 0005.	3428	T 0006.	1804	T 0007.	2293	T 0009.	3036	T 0010.	1270
	T 0012.	2756	T 0013.	2675	T 0021.	4403	T 0022.	2221	T 0023.	1166	T 0024.	409
	T 0025.	2910	T 0026.	1198	T 0028.	818	T 0046.	2399	T 0067.01	3188	T 0080.01	2760

47053 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.2

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Tuscaloosa, AL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
AL TUSCALOOSA	T 0111.	1290	T 0112.	4405	T 0113.	3576	T 0114.	4159	T 0115.	272	T 0118.	4511
	T 0119.	6125										

24338 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 17.7

METROPOLITAN AREA: Tyler, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX SMITH	T 0002.02	3323	T 0007.	3979								

7302 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 5.7

METROPOLITAN AREA: Utica-Rome, NY

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NY HERKIMER	T 0106.	448										
NY ONEIDA	T 0202.01	694	T 0203.	1077	T 0204.	799	T 0205.	224	T 0207.01	4225	T 0210.	1384
	T 0211.01	1554										

10405 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.2

METROPOLITAN AREA: Vallejo-Fairfield-Napa, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA NAPA	T 2001.	135										
CA SOLANO	T 2509.	2069	T 2527.02	3144	T 2528.	11183						

16531 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.9

METROPOLITAN AREA: Vancouver, WA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WA CLARK	T 0423.	2772	T 0424.	709								

3481 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.8

METROPOLITAN AREA: Victoria, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX VICTORIA	T 0001.	2733	T 0003.	5299	T 0011.	418						

8450 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 12.3

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Vineland-Millville-Bridgeton, NJ

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NJ CUMBERLAND	T 0201.	1057	T 0401.	525								

1582 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.2

METROPOLITAN AREA: Visalia-Tulare-Porterville, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA TULARE	T 0044.	4578										

4578 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 1.9

METROPOLITAN AREA: Waco, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX MCLENNAN	T 0001.	1729	T 0002.	1510	T 0003.	3643	T 0004.	5635	T 0012.	4895	T C015.	4617
	T 0019.	3505										

25534 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 15.0

METROPOLITAN AREA: Washington, DC-MD-VA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
DC DISTRICT OF COLUMB	T 0018.01	724	T 0023.02	2959	T 0025.02	4910	T 0028.	6492	T 0029.	4227	T 0030.	2556
	T 0031.	3035	T 0033.02	2794	T 0034.	4808	T 0035.	2646	T 0036.	4974	T 0037.	4764
	T 0042.01	3724	T 0043.	3095	T 0044.	2028	T 0045.	1567	T 0046.	3349	T 0047.	4218
	T 0048.01	2089	T 0048.02	3005	T 0049.01	2325	T 0049.02	1745	T 0050.	5439	T C052.02	591
	T 0058.	1157	T 0059.	1112	T 0060.02	799	T 0064.	3373	T 0071.	3274	T 0072.	3056
	T 0073.02	4535	T 0073.04	4052	T 0074.01	3985	T 0074.04	6030	T 0074.05	7222	T 0074.06	3307
	T 0074.07	3666	T 0074.08	2256	T 0075.01	6394	T 0075.02	4136	T 0077.03	6849	T 0077.08	2992
	T 0077.09	2560	T 0078.03	4966	T 0078.04	3885	T 0078.05	6413	T 0078.07	2501	T 0078.08	5927
	T 0079.01	4654	T 0084.01	2301	T 0084.02	2159	T 0085.	4312	T 0086.	533	T 0087.02	2078
	T 0088.02	5224	T 0088.03	2659	T 0088.04	3350	T 0089.03	3728	T 0089.04	4249	T 0090.01	1398
	T 0091.02	5465	T 0092.02	6086	T 0096.01	3506	T 0096.02	3322	T 0097.	4559	T 0098.01	3539
	T 0098.02	2814	T 0098.03	3347	T 0098.04	2426	T 0098.05	1294	T 0098.06	6917	T 0099.03	3902
	T 0099.04	4056	T 0099.05	3632	T 0099.07	3405						
MD CALVERT	E 0001	577	E 0022	344								
MD FREDERICK	T 7501.	2292	T 7503.	2047	T 7509.	2215						
MD MONTGOMERY	T 7009.04	1258										
MD PRINCE GEORGE•S	T 8011.01	219	T 8020.02	2882	T 8023.02	1988	T 8030.01	2715	T 8032.	3106	T 8035.09	4919
	T 8045.	580	T 8048.	4029	T 8051.01	3240	T 8056.	6444				
VA ARLINGTON	T 1033.	948										
VA FAIRFAX	T 4219.	2117	T 4514.	2027								
VA LOUDOUN	T 6010.	356										
VA PRINCE WILLIAM	T 9009.01	3963	T 9009.03	621								
VA ALEXANDRIA	T 2005.	803	T 2012.03	4292	T 2016.	3849						

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Washington, DC-MD-VA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.

325257 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 10.0

METROPOLITAN AREA: Waterbury, CT

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CT NEW HAVEN	T 3501.	4014	T 3502.	4069	T 3503.	2712	T 3504.	4060	T 3505.	3443	T 3506.	165

18463 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.0

METROPOLITAN AREA: Waterloo-Cedar Falls, IA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
IA BLACK HAWK	T 0001.	2642	T 0007.	2394	T 0018.	1988						
IA BREMER	E 0727	485										

7509 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.6

METROPOLITAN AREA: Wausau, WI

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WI MARATHON	T 0001.	3188										

3188 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.9

METROPOLITAN AREA: West Palm Beach-Boca Raton-Delray Beach, FL

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
FL PALM BEACH	T 0022.	3530	T 0023.	3998	T 0024.	3108	T 0025.	752	T 0026.	1434	T 0067.	3144
	T 0082.01	5958	T 0083.01	2688								

24612 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.3

METROPOLITAN AREA: Wheeling, WV-OH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH BELMONT	T 0121.	1543										
WV OHIO	T 0001.	623	T 0004.	2232	T 0007.	3066	T 0010.	1505				

8969 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.8

METROPOLITAN AREA: Wichita, KS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	OP.	TRACT/ED	POP.	TRACT/ED	POP.
KS SEDGWICK	T 0004.	2821	T 0006.	3224	T 0007.	5172	T 0008.	3648	T 0018.	2850	T 0025.	962

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Wichita, KS

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
KS SEDGWICK	T 0026.	2367	T 0041.	946	T 0042.	1707	T 0065.	4721	T 0078.	4946		

33364 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.6

METROPOLITAN AREA: Wichita Falls, TX

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
TX WICHITA	T 0101.	1516	T 0102.	2273	T 0103.	1952	T 0104.	2322	T 0105.	1278	T 0112.	1607

10948 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 9.0

METROPOLITAN AREA: Williamsport, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA LYCOMING	T 0007.	1144	T 0008.	2143								

3287 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 2.8

METROPOLITAN AREA: Wilmington, DE-NJ-MD

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
DE NEW CASTLE	T 0001.	866	T 0004.	3183	T 0005.	3956	T 0006.01	3021	T 0006.02	3451	T 0007.	2120
	T 0008.	442	T 0009.	2480	T 0015.	2358	T 0016.	1934	T 0017.	2749	T 0019.	2061
	T 0020.	431	T 0021.	1166	T 0022.	3395	T 0023.	3395	T 0027.	1528	T 0145.01	1452
	T 0165.	1858										
NJ SALEM	T 0203.	3365										

45211 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 8.6

METROPOLITAN AREA: Wilmington, NC

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
NC NEW HANOVER	T 0101.	2746	T 0110.	2288	T 0111.	3755	T 0112.	2442	T 0113.	1381	T 0114.	1675

14287 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 13.8

METROPOLITAN AREA: Worcester, MA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
MA WORCESTER	T 7312.01	6977	T 7313.	3314	T 7314.	4421	T 7315.	4447	T 7317.	1843	T 7320.01	3820
	T 7325.	1771	T 7543.	3245								

29838 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.4

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Yakima, WA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
WA YAKIMA	T 0001.	2121	T 0002.	3712	T 0015.	6929						

12762 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.4

METROPOLITAN AREA: York, PA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PA YORK	T 0001.	1573	T 0002.	3190	T 0005.	2641	T 0007.	3376	T 0010.	1515	T 0015.	3825
	T 0016.	1736										

17856 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 4.7

METROPOLITAN AREA: Youngstown-Warren, OH

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
OH MAHONING	T 8002.	1308	T 8005.	4589	T 8006.	3185	T 8008.	962	T 8009.	1608	T 8018.	539
	T 8019.	1667	T 8020.	2639	T 8021.	3904	T 8034.	2922	T 8035.	2865	T 8036.	933
	T 8037.	953	T 8038.	471	T 8039.	922	T 8040.	4959	T 8103.	1124	T 8104.	1920
	T 8131.	818										
OH TRUMBULL	T 9201.	1023	T 9205.	1724	T 9324.	1163						

42198 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 7.9

METROPOLITAN AREA: Yuba City, CA

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP	TRACT/ED	POP	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
CA YUBA	T 0401.	3676										

3676 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 3.6

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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STATE: PUERTO RICO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PR ADJUNTAS	E 0001	309	E 0002	383	E 0003	100	E 0008	675	E 0010	140	E 0012	347
	E 0013	124	E 0020	163	E 0021	38	E 0022	469	E 0023	194	E 0024	329
	E 0025	365	E 0030	365	E 0036	399	E 0037	131	E 0041	288		
PR AIBONITO	E 0051	688	E 0053	30	E 0058	261	E 0060	585	E 0092	296		
PR ARROYO	E 1200	789	E 1205	190	E 1206	350	E 1207	974	E 1210	246	E 1212	248
	E 1216	570	E 1217	285	E 1227	99	E 1228	338	E 1229	262	E 1239	532
	E 1240	166										
PR BARRANQUITAS	E 0601	1185	E 0606	553	E 0612	620	E 0613	1142	E 0616	322	E 0622	466
	E 0624	453	E 0628	652	E 0630	776	E 0631	331	E 0632	1100	E 0633	206
	E 0634	538										
PR CEIBA	E 0212	198										
PR CIALES	E 0004	569	E 0020	291	E 0021	658	E 0023	584	E 0029	427		
PR COAMO	E 0625	524	E 0628	459	E 0629	741	E 0635	150	E 0637	932	E 0641	740
PR COMERIO	E 0050	333	E 0055	504	E 0057	113	E 0059	492	E 0062	589	E 0063	1226
	E 0064	731	E 0065	412	E 0068	463	E 0070	496	E 0072	642	E 0073	111
	E 0075	321	E 0078	343	E 0080	522						
PR GUANICA	E 0200	640	E 0201	100	E 0203	646	E 0209	494	E 0210	188	E 0215	127
	E 0222	208	E 0226	656	E 0230	303	E 0232	288				
PR GUAYAMA	E 0126	120	E 0128	371	E 0141	820	E 0143	491	E 0150	197	E 0155	414
	E 0156	355	E 0158	582								
PR GUAYANILLA	E 0350	287	E 0354	403	E 0356	239	E 0357	799	E 0359	634	E 0362	515
	E 0363	519	E 0377	254	E 0378	505	E 0384	833	E 0388	214	E 0389	232
PR JAYUYA	E 0151	583	E 0152	496	E 0153	488	E 0154	276	E 0156	174	E 0163	308
	E 0168	782	E 0171	433								
PR LAJAS	E 0002	432	E 0008	187	E 0010	309	E 0029	626	E 0033	692		
PR LARES	E 0050	659	E 0055	238	E 0056	694	E 0058	850	E 0060	672	E 0065	252
	E 0067	154	E 0068	650	E 0080	849	E 0083	759	E 0084	275	E 0089	677
	E 0090	488	E 0091	530	E 0092	405	E 0093	524				
PR LAS MARIAS	E 0825	217	E 0826	137	E 0833	110	E 0835	496	E 0836	522	E 0844	181
	E 0848	212										
PR MARICAO	E 0051	624	E 0052	339	E 0053	463	E 0063	89				
PR MAUNABO	E 0005	731	E 0009	295	E 0010	593	E 0013	200	E 0014	202	E 0015	246
	E 0017	212	E 0022	546	E 0023	580	E 0025	499	E 0027	318	E 0028	269
PR MOROVIS	E 0126	857	E 0132	115	E 0133	552	E 0145	984	E 0147	347	E 0156	606
	E 0158	565	E 0160	704								
PR NAGUABO	E 0113	148	E 0117	426	E 0120	93	E 0122	495	E 0132	685	E 0138	265
	E 0142	178										
PR OROCOVIS	E 0375	584	E 0380	583	E 0387	815	E 0392	528	E 0393	168	E 0394	306
	E 0397	633	E 0398	569	E 0402	558	E 0404	485	E 0405	522	E 0406	347
	E 0407	461	E 0408	390								
PR PATILLAS	E 0451	250	E 0453	590	E 0455	141	E 0456	323	E 0457	331	E 0458	659
	E 0459	449	E 0460	323	E 0461	616	E 0468	327	E 0472	307	E 0475	715
	E 0477	1151	E 0480	532	E 0489	211						
PR RINCON	E 0514	373	E 0522	502								
PR SABANA GRANDE	E 0288	348	E 0290	145	E 0312	498						
PR SALINAS	E 0902	493	E 0904	244	E 0906	307	E 0911	216	E 0916	333	E 0920	150

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

STATE: PUERTO RICO

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PR SALINAS	E 0921	506	E 0922	313	E 0927	891	E 0928	104	E 0942	306	E 0943	259
	E 0945	475										
PR SAN SEBASTIAN	E 0101	287	E 0107	860	E 0133	518	E 0145	604	E 0160	398	E 0161	331
	E 0162	79	E 0164	63	E 0167	583	E 0169	207	E 0172	215	E 0177	827
	E 0179	438	E 0181	520	E 0182	784						
PR SANTA ISABEL	E 0550	216	E 0551	880	E 0555	38	E 0558	395	E 0559	524	E 0560	430
	E 0561	582	E 0562	313	E 0564	136	E 0565	66	E 0585	757	E 0589	231
	E 0591	1241										
PR UTUADO	E 0251	400	E 0254	202	E 0256	262	E 0257	485	E 0261	417	E 0265	468
	E 0269	231	E 0270	712	E 0272	601	E 0273	134	E 0274	285	E 0276	56
	E 0277	407	E 0284	856	E 0285	268	E 0287	200	E 0288	556	E 0296	467
	E 0298	406	E 0299	281	E 0300	573						
PR VIEQUES	E 0353	74	E 0360	335	E 0361	188	E 0366	215	E 0372	72	E 0373	111
PR VILLALBA	T 7201.	2529										
PR YABUCOA	E 0651	419	E 0655	436	E 0659	741	E 0670	250	E 0677	189	E 0678	849
	E 0681	455	E 0682	807	E 0692	507						
PR YAUCO	E 0425	316	E 0426	469	E 0428	303	E 0431	361	E 0433	164	E 0438	719
	E 0439	544	E 0441	713	E 0442	630	E 0443	80	E 0444	448	E 0447	463
	E 0455	582	E 0456	604	E 0457	1010	E 0458	487	E 0459	1113	E 0461	108
	E 0463	173	E 0465	465	E 0467	304						

135000 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 20.0

METROPOLITAN AREA: Aguadilla, PR

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PR AGUADA	E 0400	630	E 0401	405	E 0402	986	E 0403	180	E 0405	939	E 0407	735
	E 0408	1413	E 0409	213	E 0410	724	E 0412	703	E 0413	455		
PR ISABELA	E 0300	676	E 0301	257	E 0306	340	E 0309	1432	E 0311	375	E 0313	108
	E 0316	491	E 0320	754	E 0321	537	E 0322	669	E 0329	331	E 0330	558
	E 0345	357	E 0347	245	E 0356	277	E 0357	782	E 0359	284	E 0360	237
	E 0361	640	E 0365	421	E 0367	617	E 0370	226				
PR MOCA	E 0204	768	E 0205	665	E 0206	886	E 0207	376	E 0208	435	E 0216	853
	E 0220	562	E 0221	704	E 0222	599	E 0223	1348	E 0225	879	T 9999.99	4400

30472 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 19.9

METROPOLITAN AREA: Arecibo, PR

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PR ARECIBO	T 3002.	2538	T 3004.	2350	T 3013.	3741	T 3016.	3924	T 3018.	1497	T 3019.	4142
	T 3024.	1109										
PR CAMUY	E 0684	840	E 0695	516	E 0697	261	E 0698	388	E 0699	658	E 0700	233
	E 0701	576	E 0702	259	E 0703	310	E 0706	311				
PR QUEBRADILLAS	E 0452	446	E 0454	631	E 0455	136	E 0456	370	E 0460	409	E 0463	256
	E 0465	381	E 0470	327	E 0471	570	E 0477	721	E 0480	548	E 0484	884

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

METROPOLITAN AREA: Arecibo, PR

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PR QUEBRADILLAS	E 0485	859	E 0486	504	E 0488	483	E 0489	320	E 0491	318	E 0492	158

31974 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 19.9

METROPOLITAN AREA: Caguas, PR

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PR AGUAS BUENAS	E 0001	769	E 0002	483	E 0004	718	E 0005	302	E 0007	293	E 0008	493
	E 0009	142	E 0010	620	T 9903.	2514						
PR CAGUAS	T 2009.	2111										
PR CAYEY	E 0327	535	E 0328	404	E 0330	583	E 0331	560	E 0332	865	E 0335	59
	E 0336	1136	E 0339	382	E 0342	948	E 0345	87	E 0346	69	E 0347	896
	E 0348	302	E 0349	274	E 0350	497	E 0351	261	E 0352	526	E 0353	152
	E 0354	228	E 0355	577	E 0356	439	E 0357	106	E 0358	160		
PR CIDRA	E 0753	258	E 0754	360	E 0755	749	E 0756	589	E 0758	624	E 0761	287
	E 0762	144	E 0763	1809	E 0764	131	E 0766	187	E 0767	1350	E 0768	584
	E 0772	345	E 0773	1213	E 0778	1167	E 0779	576	E 0780	364	E 0783	1423
	E 0784	534	E 0785	1370								
PR GURABO	T 2101.	3412										
PR SAN LORENZO	T 2201.	4586	T 2202.	3824	T 2206.	3215	T 2207.	4855	T 9999.99	719		

53166 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 20.0

METROPOLITAN AREA: Mayaguez, PR

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PR ANASCO	T 8101.	2970	T 8107.	3760								
PR CABO ROJO	E 0701	1108	E 0709	201	E 0713	826	E 0714	782	E 0715	782	E 0716	533
	E 0726	268	E 0727	304	E 0730	310	E 0733	35	E 0737	499	E 0739	586
	E 0740	386	E 0741	551	E 0744	343	E 0746	364	E 0747	641	E 0748	631
	E 0750	578	E 0753	474	E 0754	295	E 0758	494	E 0762	500	E 0763	643
	E 0764	548	T 9999.99	728								
PR MAYAGUEZ	T 0812.01	3563	T 0812.02	1784	T 0812.03	3505						
PR SAN GERMAN	E 0925	66	E 0926	488	E 0927	784	E 0928	813	E 0930	327	E 0932	665
	E 0933	396	E 0934	504	E 0936	248	E 0937	501	E 0938	407	E 0939	291
	E 0944	696	E 0946	595	E 0951	729	E 0955	315	E 0961	483	E 0962	275
	E 0963	294	T 9901.	1541	T 9999.99	638						

40048 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 20.0

METROPOLITAN AREA: Ponce, PR

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PR PONCE	T 0702.	11922	T 0703.	3868	T 0704.	4228	T 0707.	1973	T 0709.	5100	T 0713.	5932
	T 0716.02	7351	T 0726.	4081	T 0728.	1552						

46007 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 19.8

IRS Section 42(d)(5)(C) QUALIFIED CENSUS TRACTS

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METROPOLITAN AREA: San Juan, PR

STATE AND COUNTY	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.	TRACT/ED	POP.
PR BARCELONETA	T 9905.	2889										
PR BAYAMON	T 0304.	913	T 0307.	2469	T 0318.	1872	T 0321.	2244				
PR CANOVANAS	T 1001.	7531	T 1003.	953	T 1007.	4627	T 1008.	1321				
PR CAROLINA	T 0510.	5933										
PR CATANO	T 0201.	1542	T 0204.04	4519								
PR COROZAL	E 0176	592	E 0178	658	E 0179	754	E 0180	632	E 0181	788	E 0183	187
	E 0184	236	E 0186	822	E 0187	685	E 0188	79	E 0189	469	E 0192	827
	E 0197	487	E 0198	706	E 0199	456	E 0201	385	E 0202	325	E 0203	518
	E 0204	658	E 0205	938	E 0206	707	E 0207	485	E 0208	562	E 0209	709
	E 0210	458	E 0211	330	E 0212	525	E 0213	968	E 0214	605	E 0215	639
	E 0216	143	E 0217	1257	E 0219	673	E 0220	629	E 0221	266		
PR FAJARDO	E 0006	359	E 0007	338	E 0012	431	E 0013	263	E 0014	318	E 0015	255
	E 0016	397	E 0018	157	E 0019	478	E 0020	269	E 0044	304	T 9907.	5532
PR FLORIDA	E 1350	878	E 1353	1121	E 1354	107	E 1356	259	E 1357	182	E 1361	547
	E 1362	407										
PR GUAYNABO	T 0401.01	3596	T 0401.02	3504	T 0401.03	2837	T 0404.22	587	T 0408.	3410		
PR HUMACAO	E 1000	983	E 1005	303	E 1007	879	E 1008	373	E 1009	427	E 1010	925
	E 1011	647	E 1013	755	E 1015	704	E 1017	805	E 1018	726	E 1020	1045
	E 1021	413	E 1022	633	E 1023	396	E 1025	600	E 1027	576	E 1028	296
	E 1031	721	E 1033	1140	E 1034	696	E 1035	462	E 1037	396	E 1039	403
PR JUNCOS	E 0250	628	E 0252	354	E 0254	313	E 0255	173	E 0301	253	T 9901.	2199
	T 9902.	1708	T 9904.	1974	T 9999.99	3439						
PR LAS PIEDRAS	E 0525	330	E 0527	261	E 0528	324	E 0530	914	E 0531	313	E 0533	486
	E 0535	453	E 0536	773	E 0541	630	E 0543	409	E 0544	508	E 0551	818
	E 0552	419	E 0555	643	E 0560	81	E 0564	810				
PR LOIZA	T 1101.	4836	T 1104.	2264	T 1106.	1532						
PR LUQUILLO	E 0250	386	E 0251	319	E 0253	572	E 0255	741	E 0256	464	E 0258	384
	E 0259	249	E 0260	392	E 0263	89	E 0265	348	E 0273	207	E 0275	935
	E 0276	1093	E 0278	225	E 0281	506						
PR MANATI	E 1030	154	E 1034	566	E 1035	1174	E 1036	953				
PR NARANJITO	E 0100	151	E 0107	504	E 0110	544	E 0111	604	E 0112	677	E 0114	1252
	E 0116	365	E 0117	362	E 0118	207	E 0120	503	E 0123	241	E 0124	449
	E 0125	480	E 0126	874	E 0127	357	E 0128	844	E 0129	382	E 0130	305
	E 0131	781	E 0132	602	E 0133	358	E 0134	208	E 0136	535	E 0137	672
	E 0138	343	E 0140	785	E 0141	526	E 0142	1042	E 0143	174	E 0145	233
PR RIO GRANDE	T 9907.	9113	T 9908.	3691	T 9999.99	655						
PR SAN JUAN	T 0002.	1084	T 0006.	3708	T 0007.	1708	T 0013.	9748	T 0028.	2559	T 0029.	2733
	T 0034.	3041	T 0035.	10507	T 0036.	1800	T 0037.	5585	T 0040.	1382	T 0043.	6180
	T 0044.	5297	T 0045.	2429	T 0046.	5349	T 0047.	7335	T 0048.	4493	T 0054.02	2979
	T 0060.	2657	T 0082.01	2999	T 0090.	2660	T 0093.	2646				
PR TOA ALTA	T 9901.	7682	T 9903.	5266								
PR TOA BAJA	T 1211.	5279	T 1220.	3583	T 1222.	5477	T 1223.	453				
PR TRUJILLO ALTO	T 0605.	4366										
PR VEGA ALTA	T 9901.	6011	T 9902.	5340								
PR VEGA BAJA	E 1125	233	E 1127	788	E 1132	212	E 1134	876	T 9906.	2197		

301874 TOTAL POPULATION OF QUALIFIED CENSUS TRACTS / PERCENT 20.0

IRS Section 42(d)(5)(C) DIFFICULT DEVELOPMENT AREAS
METROPOLITAN AREAS

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STATE	METROPOLITAN AREA	METROPOLITAN AREA	METROPOLITAN AREA	METROPOLITAN AREA
AZ	PHOENIX, AZ	TUCSON, AZ		
CA	ANAHEIM-SANTA ANA, CA	BAKERSFIELD, CA	CHICO, CA	FRESNO, CA
	LOS ANGELES-LONG BEACH, CA	MERCED, CA	MODESTO, CA	OAKLAND, CA
	REDDING, CA	RIVERSIDE-SAN BERNARDINO, CA	SALINAS-SEASIDE-MONTEREY, CA	SAN DIEGO, CA
	SAN FRANCISCO, CA	SANTA CRUZ, CA	SANTA ROSA-PETALUMA, CA	VISALIA-TULARE-PORTERVILLE, CA
CO	PUEBLO, CO			
CT	NEW HAVEN-MERIDEN, CT			
FL	BRADENTON, FL	DAYTONA BEACH, FL		
HI	HONOLULU, HI			
ID	BOISE CITY, ID			
MA	BOSTON, MA	BROCKTON, MA	FITCHBURG-LEOMINSTER, MA	LAWRENCE-HAVERHILL, MA-NH
	SPRINGFIELD, MA			
ME	PORTLAND, ME			
MT	BILLINGS, MT			
NH	PORTSMOUTH-DOVER-ROCHESTER, NH			
NJ	ATLANTIC CITY, NJ	BERGEN-PASSAIC, NJ	JERSEY CITY, NJ	MONMOUTH-OCEAN, NJ
	VINELAND-MILLVILLE-BRIDGETON,			
NM	SANTA FE, NM			
NV	LAS VEGAS, NV	RENO, NV		
NY	BRONX BROUGH, NY	ORANGE COUNTY, NY		
OR	EUGENE-SPRINGFIELD, OR	MEDFORD, OR	SALEM, OR	
PA	STATE COLLEGE, PA			
PR	ARECIBO, PR	PONCE, PR	SAN JUAN, PR	
TN	CLARKSVILLE-HOPKINSVILLE, TN-K			
TX	BRYAN-COLLEGE STATION, TX			
WA	BELLINGHAM, WA	OLYMPIA, WA	YAKIMA, WA	
WY	CASPER, WY			

NONMETROPOLITAN AREAS

STATE	COUNTY	COUNTY	COUNTY	COUNTY
AK	ALEUTIAN ISLANDS	BETHEL	DILLINGHAM	HAINES
	KETCHIKAN GATEWAY	KOBUK	KODIAK ISLAND	NOME
	PRINCE OF WALES-OUTER KETCHIKA	SKAGWAY-YAKUTAT-ANGOON	VALDEZ-CORDOVA	WADE HAMPTON
	WRANGELL-PETERSBURG	YUKON-KOYUKUK		
AR	BAXTER	BOONE	CARROLL	CLEBURNE
	FULTON	IZARD	JACKSON	MADISON
	MARION	MISSISSIPPI	NEWTON	SEARCY
	SHARP	STONE	VAN BUREN	WOODRUFF
AZ	APACHE	COCHISE	COCONINO	GILA
	GRAHAM	LAPAZ	MOHAVE	NAVAJO
	PINAL	SANTA CRUZ	YAVAPAI	YUMA
CA	ALPINE	AMADOR	CALAVERAS	DEL NORTE
	HUMBOLDT	IMPERIAL	INYO	KINGS
	LAKE	LASSEN	MADERA	MARIPOSA
	MENDOCINO	MODOC	MONO	NEVADA
	PLUMAS	SAN BENITO	SAN LUIS OBISPO	SIERRA
	SISKIYOU	TEHAMA	TRINITY	TUOLUMNE
CO	ALAMOSA	ARCHULETA	BACA	BENT
	CHAFFEE	CHEYENNE	CLEAR CREEK	CONEJOS

IRS Section 42(d)(5)(C) DIFFICULT DEVELOPMENT AREAS
NONMETROPOLITAN AREAS

STATE	COUNTY	COUNTY	COUNTY	COUNTY
	COSTILLA	CROWLEY	CUSTER	DELTA
	DOLORES	EAGLE	FREMONT	GARFIELD
	GILPIN	GRAND	GUNNISON	HINSDALE
	HUERFANO	JACKSON	KIOWA	KIT CARSON
	LA PLATA	LAKE	LAS ANIMAS	LINCOLN
	MESA	MINERAL	MOFFAT	MONTEZUMA
	MONTROSE	MORGAN	OTERO	OURAY
	PARK	PHILLIPS	PITKIN	PROWERS
	RIO BLANCO	RIO GRANDE	ROUTT	SAGUACHE
	SAN JUAN	SAN MIGUEL	SEDGWICK	SUMMIT
	TELLER	WASHINGTON	YUMA	
DE	KENT	SUSSEX		
FL	CHARLOTTE	GLADES	HENDRY	INDIAN RIVER
	MONROE			
GU	Guam & Trust T			
HI	HAWAII	KAUAI	MAUI	
ID	ADAMS	BEAR LAKE	BENEWAH	BINGHAM
	BLAINE	BOISE	BONNER	BOUNDARY
	BUTTE	CAMAS	CANYON	CARIBOU
	CASSIA	CLARK	CLEARWATER	CUSTER
	ELMORE	FRANKLIN	FREMONT	GEM
	GOODING	IDAHO	JEFFERSON	JEROME
	KOOTENAI	LATAH	LEMHI	LEWIS
	LINCOLN	MADISON	MINIDOKA	NEZ PERCE
	ONEIDA	OWYHEE	PAYETTE	POWER
	SHOSHONE	TETON	TWIN FALLS	VALLEY
	WASHINGTON			
IL	LEE			
KY	BELL	ESTILL	FLOYD	GARRARD
	HARDIN	HARLAN	HARRISON	JOHNSON
	KNOX	LAUREL	LINCOLN	MADISON
	MAGOFFIN	MARTIN	MEADE	MERCER
	PIKE	WHITLEY		
MA	BARNSTABLE	DUKES	FRANKLIN	HAMPSHIRE
	NANTUCKET	PLYMOUTH	WORCESTER	
ME	AROOSTOOK	CUMBERLAND	HANCOCK	KNOX
	LINCOLN	PENOBSCOT	SAGADAHOC	SOMERSET
	WALDO	WASHINGTON	YORK	
MS	CALHOUN	CHOCTAW	JASPER	KEMPER
	LOWNDES	MARION	NOXUBEE	PEARL RIVER
	YAZOO			
MT	BEAVERHEAD	BIG HORN	BLAINE	BROADWATER
	CARBON	CARTER	CHOUTEAU	DANIELS
	DEER LODGE	FERGUS	FLATHEAD	GALLATIN
	GARFIELD	GLACIER	GOLDEN VALLEY	GRANITE
	JEFFERSON	JUDITH BASIN	LAKE	LEWIS AND CLARK
	LIBERTY	LINCOLN	MADISON	MCCONE
	MEAGHER	MINERAL	MISSOULA	MUSSELSHELL
	PARK	PETROLEUM	PHILLIPS	POWELL
	PRAIRIE	RAVALLI	ROOSEVELT	SANDERS
	SHERIDAN	SILVER BOW	STILLWATER	SWEET GRASS
	TETON	TOOLE	TREASURE	VALLEY

IRS Section 42(d)(5)(C) DIFFICULT DEVELOPMENT AREAS
NONMETROPOLITAN AREAS

STATE	COUNTY	COUNTY	COUNTY	COUNTY
	WHEATLAND	WIBAUX	YELLOWSTONE NATIONAL PARK	
NC	WATAUGA			
NH	CHESHIRE	GRAFTON	HILLSBOROUGH	MERRIMACK
	ROCKINGHAM	STRAFFORD		
NM	CATRON	CHAVES	COLFAX	CURRY
	DE BACA	EDDY	GRANT	GUADALUPE
	HARDING	HIDALGO	LINCOLN	LUNA
	MCKINLEY	MORA	OTERO	QUAY
	ROOSEVELT	SAN JUAN	SAN MIGUEL	SIERRA
	SOCORRO	TAOS	TORRANCE	UNION
	VALENCIA			
NV	CARSON CITY	CHURCHILL	DOUGLAS	ELKO
	ESMERALDA	EUREKA	HUMBOLDT	LANDER
	LINCOLN	LYON	MINERAL	NYE
	PERSHING	STOREY	WHITE PINE	
NY	CAYUGA	CHENANGO	CORTLAND	JEFFERSON
	LEWIS	SCHUYLER	SENECA	ST. LAWRENCE
	SULLIVAN	ULSTER	YATES	
OK	CRAIG	NOWATA	OTTAWA	
OR	BAKER	CLATSOP	COLUMBIA	COOS
	CROOK	CURRY	DESCHUTES	DOUGLAS
	GILLIAM	GRANT	HARNEY	HOOD RIVER
	JEFFERSON	JOSEPHINE	KLAMATH	LAKE
	LINCOLN	LINN	MALHEUR	MORROW
	SHERMAN	TILLAMOOK	UMATILLA	UNION
	WALLOWA	WASCO	WHEELER	
PA	ARMSTRONG	BUTLER	INDIANA	PIKE
	SCHUYLKILL	UNION	WAYNE	
RI	NEWPORT			
SD	HARDING	STANLEY		
TN	LINCOLN			
TX	NACOGDOCHES	POLK		
UT	BEAVER	CARBON	DAGGETT	DUCHESNE
	EMERY	GARFIELD	GRAND	IRON
	JUAB	KANE	MILLARD	MORGAN
	PIUTE	SAN JUAN	SANPETE	SEVIER
	SUMMIT	UINTAH	WASATCH	WASHINGTON
	WAYNE			
VA	FREDERICKSBURG	MONTGOMERY		
VI	Virgin Islands			
VT	ADDISON	BENNINGTON	CHITTENDEN	FRANKLIN
	LAMOILLE	ORANGE	RUTLAND	WASHINGTON
	WINDHAM	WINDSOR		
WA	ASOTIN	CHELAN	CLALLAM	COLUMBIA
	DOUGLAS	GARFIELD	GRAYS HARBOR	ISLAND
	JEFFERSON	KITTITAS	KLICKITAT	LEWIS
	MASON	OKANOGAN	PACIFIC	SAN JUAN
	SKAGIT	SKAMANIA	WAHKIAKUM	WALLA WALLA
	WHITMAN			
WV	PRESTON			
WY	SHERIDAN	TETON		

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federal register

Monday
September 16, 1991

Part III

Department of Housing and Urban Development

Office of the Secretary

24 CFR Parts 291, 577 and 578
Single Family Property Disposition; Homeless Initiative; Final Rule

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Secretary

24 CFR Parts 291, 577 and 578

[Docket No. R-91-1461; FR-2704-F-03]

RIN 2502-AE80

Single Family Property Disposition; Homeless Initiative

AGENCY: Office of Secretary, HUD.

ACTION: Final rule.

SUMMARY: This rule makes final with changes an interim rule published on January 11, 1990 at 55 FR 1156. The rule links HUD's Single Family Property Disposition program to the Department's priority to help end the tragedy of homelessness by providing for the disposition of HUD-acquired single family properties for use by the homeless.

EFFECTIVE DATE: October 16, 1991.

FOR FURTHER INFORMATION CONTACT: Jacqueline B. Campbell, Single Family Property Disposition Division, room 9172, (202) 708-4594; or William A. Molster, Jr., Special Needs Assistance Program, Room 7262, (202) 708-4300; Department of Housing and Urban Development, 451 Seventh Street SW., Washington, DC 20410. TDD number for hearing- and speech-impaired, (202) 708-4594. (These are not toll-free numbers.)

SUPPLEMENTARY INFORMATION: The information collection requirements contained in this rule were submitted to the Office of Management and Budget (OMB) for review under the Paperwork Reduction Act of 1980 and approved under OMB control numbers 2502-0306 and 2502-0412.

I. Background

This rule makes final an interim rule published by the Department on January 11, 1990 (55 FR 1156), describing the policies and procedures governing the disposition of HUD-acquired properties for use by the homeless. The rule provides for disposition by direct sale or lease with option to purchase. The rule also provides for lease with option to purchase for applicants for acquisition grants under the Supportive Housing Demonstration (24 CFR parts 577 and 578).

HUD acquires the single family properties made available under this rule in exchange for payment of insurance claims under the FHA-insured mortgage program, as well as by conveyance to the Secretary as agent for the United States under other Federal laws or programs (except Real Estate Owned (REO) properties acquired under the Government National Mortgage Association (GNMA) Mortgage-Backed Securities Program). The disposition of the property is authorized by section 204(g) of the National Housing Act.

A proposed rule that would govern the entire Single Family Property Disposition Program was published for public comment on April 4, 1991, at 56 FR 13996. Today's final rule governing the use of HUD-acquired property for the homeless will be a subpart of the more comprehensive rule. The section numbers used in the interim rule have been changed in today's final rule to conform with the section numbers of the proposed comprehensive rule.

When the Department published the interim rule on January 11, 1990, the public was asked to comment on the policies and procedures described in the rule. Those comments, as well as the experience of operating the program under the interim rule for over a year, have been considered in developing this final rule.

II. Public Comment

The Department received over 20 comments, the majority of which were from organizations that provide housing and services for the homeless (providers). Several of the comments referred to the analysis contained in the preamble to the January 11, 1990 interim rule regarding the overall cost of the program to the mortgage insurance funds. Although these commenters generally disagreed with that analysis, the Department believes its justification in the preamble provides the best analysis available from current data. Other comments focused on the following specific issues:

Applicant Approval Procedures and Notice to Applicants (Section 291.410)

The interim rule requires that an applicant be preapproved by HUD before it is eligible to be notified of properties. Two commenters stated that nonprofit applicants should meet strict qualifying standards and be screened for good management and financial ability.

HUD agrees with the commenters, and has revised the final rule at § 291.410(a)(2) to include more thorough applicant data before approval for program participation. The final rule also has been changed to require applicants to agree in writing to abide by all regulations governing the program. This "master agreement" is in addition to the lease agreement, which covers matters concerned with the property. The master agreement is also required for purchasers of property for use by the homeless. HUD believes these measures will help ensure the program is used for the intended purpose by clearly delineating requirements and responsibilities in these two documents.

Another commenter stated that the requirement for applicants to describe past experience in working with the homeless may deter groups that have no experience in that area. Approval of an applicant is not based entirely on the applicant's experience. HUD recognizes that some applicants may not have such direct experience, but may have other experience that will compensate, or may make arrangements with an experienced provider, such as a contractual relationship, to provide necessary supportive services.

One commenter recommended that HUD field offices work cooperatively with local neighborhood representatives to make sure applicants meet all specified criteria. HUD has issued notices and guidelines to this effect to the field offices, but sees no reason to include this internal management tool in the rule itself.

HUD received one comment stating that the approval procedures are confusing, and recommending that HUD offer technical assistance to potential applicants. HUD agrees, and has revised § 291.410 to clarify the data an applicant must submit to HUD for approval to participate in the program. In addition, field offices have been instructed to assist applicants in the approval process.

One commenter suggested that priority be given to governmental applicants over nonprofits. Because the program is not a competitive program, HUD does not believe that any one applicant should get a preference over another, and no case was made by the commenter of why government should have priority over nonprofit organizations. To the contrary, experience with the program has shown that a large majority of participants in this program have been nonprofit organizations, which have typically taken the lead in addressing this major social issue. HUD believes its policy of first come-first served, as set out in § 291.410(b)(1), is a fair one. Applicants are required to designate a geographical area of interest, and HUD coordinates the dissemination of information about properties in that area in a manner that ensures that applicants working in the same area receive the information at the same time.

Another commenter stated that preference should be given to applicants with homeless persons or formerly

homeless persons either on the boards of or employees of the applicants. Again, HUD does not view this program as a competitive one. It should also be pointed out that, under § 291.435(b) of this rule, boardmembers or employees of a provider (and those with whom they may have a family or business tie) may not benefit from the program, which includes occupying a property leased or purchased by the provider. This provision applies to all boardmembers or employees of the provider, even though they may be homeless.

One commenter suggested that lessees of HUD-acquired properties be given priority for funding under the McKinney Act programs. Assistance under McKinney Act programs, such as the Supportive Housing Demonstration programs, is awarded in national competitions under statutory criteria. HUD does not believe the McKinney Act authorizes such a priority. However, applicants for Supportive Housing funds, under both the Transitional Housing Program and the Permanent Housing for Handicapped Homeless Program, are required to demonstrate site control for a project in most cases. In § 291.420, this rule recognizes that requirement and permits an applicant for a Supportive Housing acquisition grant to lease, under certain conditions, HUD-acquired properties for a six-month term pending the award of a grant to purchase the property. If the applicant is unsuccessful and is not awarded a grant, it may convert the six-month lease to a lease with an option to purchase, provided it agrees to abide by the requirements of this program.

One commenter expressed concern about protecting the identity of providers who use the properties to provide shelter for victims of domestic violence, and recommended that the program guarantee the anonymity of such providers and their occupants. HUD recognizes the need to protect the identity of all occupants of the properties, whether or not they are victims of domestic violence, but does not believe it is necessary to include such a provision in the rule. The identity of any individual occupying the properties is protected under the "personal privacy" exemption of the Freedom of Information Act (5 U.S.C. 552(b)(6)). (HUD also interprets this exemption as extending to street addresses of properties leased under the program, since information on the location of properties can be used to identify the occupants.) The exemption, however, does not extend to groups or organizations; therefore, the identity of the providers, which are governmental entities or nonprofit organizations, cannot be protected.

Concentration of Property in a Single Neighborhood (Section 291.400(f))

The interim rule provides that, to the extent practicable and possible, HUD will avoid excessive concentration in a single neighborhood of properties leased or sold under this program. One commenter suggested that no more than five percent of HUD properties leased or sold for the homeless should be in an area, and no more than one such facility per block, while another commenter stated that making properties available in clusters would facilitate delivery of supportive services.

HUD believes that the need to avoid excessive concentration in a single neighborhood is important to the goal of integrating former homeless persons into the community. However, rigid standards such as these would be counterproductive and do not recognize the diversity of communities and needs. The need for flexibility outweighs the need to establish strict standards to ease delivery of supportive services. Therefore, the rule is unchanged on this issue.

Ten Percent of Inventory Available for Lease Program (Section 291.400(c))

The interim rule provides that up to ten percent of HUD's total inventory of eligible properties, as of October 1, 1989, will be made available for lease under this program. On October 1 in subsequent years, the ten percent figure will be adjusted upward or downward to reflect increases or decreases in the total inventory. Two commenters recommended that HUD field offices be given the authority to make more than ten percent of their inventory available where there is a demonstrated need.

While the ten percent cap remains in the rule at § 291.400(c), HUD Regional Offices have been given the authority to increase the number of leased properties in an area where the need for more properties is demonstrated and where there are sufficient properties available, provided that the ten percent figure is not exceeded nationwide.

Eligible Properties Available for Lease

The interim rule provides that properties will not be made available for lease under this program until they had been listed for sale for at least 30 days. (See § 291.1(c)(2) of the interim rule.) Several commenters complained about this procedure, pointing out that only undesirable properties were still available after 30 days. In addition, the Congress expressed its disapproval of this provision in the rule in section 337 of the Cranston-Gonzalez National Affordable Housing Act (NAHA), and prohibited HUD from implementing it in a final rule.

The provision has been removed from the final rule. All eligible properties, whether offered for direct sale or lease, will now be offered to approved applicants for a ten-day period before being offered for sale to the general public. Properties on which no offer to lease or purchase is received from an applicant during the ten-day period will then be made available for sale to the general public. After a 45-day public sale period, Field Offices will offer eligible properties for lease to applicants who have expressed an interest during or after the 45-day public sale period, as described in § 291.410(d)(3). Applicants should note that, under § 291.425(c), they may submit a competitive bid during the public bidding period. Direct sale offers will be accepted at any time after the initial ten-day offering period, under the conditions described in § 291.410(d)(4).

Maximum 3-year Least Term (Section 291.415(b))

Under the interim rule, properties are available for lease for a maximum of three one-year terms. HUD received a number of comments on this provision, all of which stated that providers should be allowed to lease properties for a considerably longer period. This provision was also disapproved by the Congress in section 337 of the NAHA. The final rule has changed to allow a maximum of five years for the lease period.

The main purpose of the Single Family Property Disposition Program is to reduce the inventory of HUD-acquired properties in a manner that ensures the maximum return to the FHA insurance fund as quickly as possible through the sale of the properties at fair market value. Only by replenishing the insurance fund, which is self-sustaining, can HUD ensure its strength and preserve it for use by future homebuyers. The purpose of the Single Family Property Disposition Homeless Initiative is to provide transitional housing for the homeless through providers who agree to help families, through supportive services, become self-sufficient and move into permanent housing. HUD believes that five years is the longest period that sale of the property committed to this program can reasonably be delayed.

Section 291.415(b) of the final rule provides that a property may be leased for an initial lease term of one year. The lease is renewable for four additional one-year terms, at the option of the

provider and with the approval of HUD. HUD approval to renew a lease is a new provision in the final rule, but one that the Department believes is necessary to ensure that the program is used for the intended purpose. HUD approval will be based on whether the provider has met the requirements of this rule and the previous year's lease.

(Providers that leased properties under the interim rule will be eligible to extend the maximum term to five years if they sign new leases that reflect all other changes to the program as described in this rule.)

Responsibility for Cost of Repairs and Taxes (Sections 291.415(d), 291.415(f)(2), and 291.425(d)(2))

The interim rule requires providers (lessees) to pay all repair costs on the properties, including treatment of lead-based paint, if necessary. It also provides that properties will be sold on an as-is basis. Five commenters disagreed with this policy because of the costs to the providers.

The policy of selling properties in as-is condition in this program is the same policy followed by HUD in its overall Single Family Property Disposition Program. HUD does not do extensive refurbishing and repairs before the sale of any property in its inventory, although it does inspect and treat defective painted surfaces. The mortgage insurance funds, already significantly depleted by a record number of foreclosures, cannot cover the costs of repairs and testing and treatment for lead-based paint. Providers that lease properties may use rent proceeds, to the extent available, to help defray the operating costs of a property, which include reasonable repair costs.

Testing and treatment for lead-based paint is necessary only where applicants lease or purchase properties constructed before 1978 and where children under the age of seven are expected to reside. HUD suggests that, if applicants intend to serve families with children under seven, they exercise judgment by selecting properties constructed after 1978. Where needed, one facility might be designated for treatment to accommodate families with children under age of seven. The final rule provides that, where testing of leased property reveals the presence of lead-based paint requiring treatment and the lessee concludes that the cost of treatment would be beyond its means, the lessee may cancel the lease. The rule has also been changed to require testing and treatment, where necessary, on all applicable surfaces, rather than "chewable" surfaces.

One commenter believes that HUD should pay the property taxes. HUD disagrees, because property taxes also form part of the operating costs of a property, which may be paid out of any rent proceeds received by providers from occupants. Since the Department receives only the nominal fee of $1 per year during the lease period, any payment for taxes by HUD would come from the mortgage insurance fund, further increasing the loss sustained by the fund. Applicants may be able to work with local governments to abate property taxes, in which case it will not be necessary to pay the taxes to HUD.

Ten Percent Discount on Purchase of Property (Sections 291.415(f)(1), 291.420(a)(3), and 291.425(b))

The interim rule provides that properties will be sold at a ten percent discount. Several commenters thought that the discount should be greater. The preamble to the interim rule, under the section entitled "Justification of the cost of HUD's Single Family Homeless Program," provided HUD's justification for not allowing a greater discount on the sale of a property. Although helping to end the tragedy of homelessness is a priority of the Department, the Secretary has an overarching responsibility to protect the financial integrity of the FHA insurance funds. Under the direct sales program of the Homeless Initiative, the ten percent discount to purchasers causes little, if any, loss to the insurance funds. The same cannot be said when properties, which might otherwise be sold promptly at fair market value, are leased for $1 a year. Since the maximum lease period has been increased to five years, the loss to the funds will be an even greater one. Therefore, the Secretary has determined that, in order to avoid further jeopardizing the security of the insurance funds, no loss may be sustained on sales under this program and the allowable discount will remain at ten percent. This discount is available whether the applicant purchases property under the direct sale procedure, described in § 291.425(b), or under the competitive sale procedure, described in § 291.425(c).

Resident Rent (Section 291.415(c))

The interim rule allows providers to charge rent to occupants based on their ability to pay, but not in an amount that exceeds the operating costs for the property. One commenter suggested that the rent charged should be calculated in the same way rent is calculated for residents of public housing or section 8 assisted housing, *i.e.*, under a formula set out in section 3(a) of the U.S. Housing Act of 1937 (1937 Act).

The final rule retains the provision allowing providers to charge rent based on the occupant's ability to pay. However, the rule now provides that the amount charged may not exceed the amount allowed under the 1937 Act. Under this formula, unless HUD approves a higher rent after consideration of such factors as the cost of operating housing in the area and the amount of the lessee's contribution to the program, the maximum rent a provider may charge occupants is the highest of: (1) 30 percent of the family's monthly adjusted income; (2) 10 percent of the family's monthly income; or (3) any part of welfare payments received from a public agency by the family specifically designated by the agency for housing costs. In no event, however, may the rent charged exceed the operating costs of the property. HUD will provide technical assistance to providers in calculating maximum rents.

Definition of Homeless (Section 291.405)

One commenter wrote that the definition of "homeless" in the interim rule is too restrictive, and eliminates a large majority of the homeless population recognized in the Federal preference rule applicable to public housing and section 8 assisted housing programs. (See 24 CFR 880.613 for the preference rule as applied to a section 8 program, and 24 CFR 960.211 as applied to public housing.)

HUD disagrees with the commenter. The Federal preference rule applies to public and Indian housing and section 8 housing assistance programs, and generally gives a preference to persons living in substandard housing, persons paying more than 50 percent of their income for rent, and persons involuntarily displaced. It is not considered a definition of homeless. As used in the interim rule, the definition of homeless is the statutory definition of that term contained in the Stewart B. McKinney Homeless Assistance Act. The definition has been clarified in this final rule to reflect the program purpose of providing transitional housing (§ 291.400(a)) for homeless persons and to ensure that only persons who lack shelter, commonly referred to as "street people," and those residing in emergency shelters and who lack resources to obtain shelter are served. Certain families and individuals who are at imminent risk of becoming homeless may also be served. The rule includes an income limit for homeless participants of 50 percent of the median income for the area.

Miscellaneous Issues

One commenter requested that HUD clarify the provision in § 291.435(e) that requires providers to administer a policy designed to ensure that properties are free from the illegal use, possession, or distribution of drugs or alcohol, by emphasizing that this section does not prohibit the legal possession and use of alcohol in single family housing. HUD believes the wording of the rule is sufficient, because it emphasizes the illegal use of drugs and alcohol.

Nearly all commenters urged HUD to assist with the operating costs and supportive services. HUD understands the concern providers have with the costs incurred in operating a program. However, there are no FHA funds available to assist providers under this program with those costs. HUD has always presumed providers that are in the business of helping end homelessness would have to commit or obtain other funding sources to participate. Hence, the requirement that applicants demonstrate the financial capacity to participate.

Funds are available to applicants for McKinney Act grants under the Supportive Housing Demonstration on a matching basis. (See 24 CFR parts 577 and 578.) Generally, HUD conducts competitions for these grants on an annual basis as funds are appropriated by Congress for the programs under the Demonstration. An applicant for a Supportive Housing grant may lease a HUD-acquired property for a period of six months pending award of a HUD grant while its application for the grant is pending. If a grant is awarded, it may not only cover the costs of purchasing the property but also help defray the operating and supportive services costs.

One commenter suggested that applicants who purchase properties be allowed to re-sell them to homeless or low-income families. HUD agrees with the commenter. Under the interim rule, applicants who purchase properties through the direct sale procedure (§ 291.425) are not restricted from reselling the property in any way. The final rule has not been changed with respect to direct sale purchasers.

The interim rule provides that lessees who exercise the option to purchase will be offered the properties at the fair market value established at the time of the initiation of the lease, less ten percent. The interim rule further provides that, in the event conditions beyond the control of the lessee cause a property to decrease in value, the property will be offered at the fair market value at the time of purchase, less ten percent. Section 291.415(f), which governs the purchase of leased properties, has been revised in this final rule to require that lessee-purchasers must agree to use the properties either to house low-income tenants for a period of not less than 10 years after purchase or to resell the properties to low-income buyers. If a lessee-purchaser does not agree to such a commitment, the property will be offered at the higher of the fair market value at the time of initiation of the lease or at the time of purchase. After revisiting this issue, HUD believes such a restriction is necessary to deter lessees from leasing properties at $1 a year while the value of the property increases, then purchasing at the lower price and re-selling at a profit. To permit organizations such a windfall is contrary to the spirit of this program.

III. Other Changes

HUD's experience with this program has shown that its purpose has been widely misunderstood. Many providers saw it as a means to help low-income families and individuals become homeowners. While this objective is a current priority of the Department, it is not the purpose of this program. Therefore, § 291.400(a) has been expanded to explain more fully the purpose of the Single Family Homeless Initiative as a program to provide transitional housing and supportive services to the homeless with the goal of helping them become self-sufficient. For this reason, § 291.415(a) also contains a new requirement that providers execute a sublease agreement with the occupants, in a form prescribed by HUD, that limits an occupant's tenancy to no longer than two years. Based on its experience with other homeless programs, HUD believes this period is adequate, when supportive services are provided, for the occupants to become self-sufficient and obtain permanent housing.

The final rule, at § 291.415(b), now requires a lessee to sublease a property to a homeless occupant within 30 days of leasing the property from HUD or of a vacancy occurring. (This provision does not apply to Supportive Housing applicants who are leasing properties pending the award of a grant.) HUD field offices may approve a longer period than 30 days, on a case-by-case basis, when HUD determines more time is necessary to make repairs or for other reasons. This change to the rule has been made to ensure that properties are used for the intended purpose as quickly as possible. HUD believes that, in most cases, thirty days is a sufficient time for repairs or clean-up of the properties.

Lessees will be required, under § 291.415(d)(1), to establish an escrow account, with HUD a co-signer on the account, to ensure that funds are available for the payment of taxes. Lessees must make monthly deposits to the account in an amount sufficient to reimburse HUD for the payment of taxes.

Before publication of the interim rule, the Department required lessees to carry insurance against damage to the property (referred to as "hazard insurance"). This requirement was eliminated in the interim rule (see the preamble at 55 FR 1159). The Department stated then that it would monitor such losses, and reserved the right to reinstate the requirement if losses proved substantial. While the requirement is not reinstated in this final rule, the Department believes the issue needs further explanation.

The "hazard insurance" requirement was for the purpose of insuring the property against damage caused by circumstances outside the control of the lessee or the occupants of the property. The elimination of the requirement to carry such insurance did not diminish a lessee's responsibility for damage to the property caused by the intentional or negligent acts of the lessee or the occupants. Leases under the program require lessees to repair such damage within a reasonable time after the damage occurs, with failure or refusal to do so constituting grounds for termination of the lease or termination from the program. This requirement now appears in the final rule at § 291.415(e). Whether the lessee obtains insurance to protect itself against this type of loss is left to the discretion of the lessee.

The final rule retains the requirement to maintain insurance against loss by reason of death or injury to any person or loss or damage to the personal property of any person resulting from the use of the property, with the Department as a beneficiary or payee. However, the provision, at § 291.415(d)(2), has been changed to clarify that the insurance is to be maintained for the duration of the lease, and that proof of insurance is to be provided to HUD at the time the lease is signed and as the policy is renewed. Lessees are also required to notify HUD if the insurance is cancelled.

A recordkeeping requirement has been added to the final rule to assist HUD in monitoring the program. In addition, a waiver provision has been added to allow for the waiver of any nonstatutory requirement of the rule unless a finding of good cause has been made. (The waiver provision is

contained in a new subpart F, and will apply to all provisions of part 291, including the final rule governing all aspects of the Single Family Property Disposition program, to be published in the near future.) In compliance with the Department's Statement of Policy on the procedures governing the waiver of regulations, published on April 22, 1991 (56 FR 16337), all waivers must be in writing and supported by documentation of the facts and reasons forming the basis for the waiver, and will be published in a **Federal Register** notice containing all relevant information concerning the waiver.

IV. Other Matters

The collection of information requirements for this program were submitted to OMB for review under section 3504(h) of the Paperwork Reduction Act of 1980, and were approved under OMB control numbers 2502-0306 and 2502-0412.

This rule does not constitute a "major rule" as that term is defined in section 1(d) of the Executive Order on Federal Regulations issued by the President on February 17, 1981. An analysis of the rule indicates that it will not: (1) Have an annual effect on the economy of $100 million or more; (2) cause a major increase in costs or prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions; or (3) have a significant adverse effect on competition, employment, investment, productivity, innovation, or on the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

A Finding of No Significant Impact with respect to the environment has been made in accordance with HUD regulations at 24 CFR part 50, which implement section 102(2)(C) of the National Environmental Policy Act of 1969. The Finding is available for public inspection between 7:30 a.m. and 5:30 p.m. weekdays in the Office of the Rules Docket Clerk, Office of the General Counsel, Department of Housing and Urban Development, room 10276, 451 Seventh Street SW., Washington, DC 20410.

The General Counsel, as the designated official under Executive Order 12606, The Family, has determined that some of the policies in this final rule will have a potential significant impact on the formation, maintenance, and general well-being of participating homeless families. Participation of families in the program can be expected to support family values, by helping families remain together; by enabling them to live in decent, safe, and sanitary housing; and by offering the supportive services that are necessary to acquire the skills and means to live independently in mainstream American society.

The General Counsel has also determined, as the Designated Official for HUD under section 6(a) of Executive Order 12612, Federalism, that the policies contained in this rule do not have federalism implications and, thus, are not subject to review under that Order.

In accordance with 5 U.S.C. 605(b) (the Regulatory Flexibility Act), the Undersigned hereby certifies that this rule will not have a significant economic impact on a substantial number of small entities because the program has been designed to make properties available with as little regulation as possible under existing law.

This rule was listed as item number 1305 in the Department's Semiannual Agenda of Regulations published at 56 FR 17360, 17389 on April 22, 1991, under Executive Order 12291 and the Regulatory Flexibility Act.

List of Subjects in 24 CFR

Part 291

Community facilities, Homeless, Surplus government property, Low and moderate income housing, Mortgages, Lead poisoning, Conflict of interests, Reporting and recordkeeping requirements.

Part 577

Community facilities, Employment, Grant programs—housing and community development, Grant programs—social programs, Handicapped, Homeless, Indians, Mental health programs, Nonprofit organizations, Reporting and recordkeeping requirements, Technical assistance.

Part 578

Community facilities, Grant programs—housing and community development, Grant programs—social programs, Handicapped, Homeless, Mental health programs, Nonprofit organizations, Reporting and recordkeeping requirements, Technical assistance.

Accordingly, for the reasons stated in the preamble, chapters II and V of title 24 of the Code of Federal Regulations are amended as follows:

CHAPTER II—OFFICE OF ASSISTANT SECRETARY FOR HOUSING-FEDERAL HOUSING COMMISSIONER, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

1. Part 291 is revised, to read as follows:

PART 291—DISPOSITION OF HUD-ACQUIRED SINGLE FAMILY PROPERTY

Subparts A-D—[Reserved]

Subpart E—Lease and Sale of HUD-Acquired Single Family Properties for the Homeless

Subpart F—Waivers

Authority: Secs. 203 and 211, National Housing Act (12 U.S.C. 1709 and 1715b); sec. 2, Housing Act of 1949 (42 U.S.C. 1441); sec. 2, Housing and Urban Development Act of 1968 (42 U.S.C. 1441a); sec. 7(d), Department of Housing and Urban Development Act (42 U.S.C. 3535(d)).

Subpart A-D—[Reserved]

Subpart E—Lease and Sale of HUD-Acquired Single Family Properties for the Homeless

§ 291.400 Purpose and scope.

(a) *Purpose.* The purpose of this subpart is to describe the basic policies and procedures that govern the disposition of HUD-acquired one- to four-family properties for use by the homeless. The purpose of the program is to assist individuals and families who are homeless by providing them with transitional housing and appropriate supportive services with the goal of helping them move to independent living. Use of HUD-acquired properties by lessees must be with the understanding that the housing provided under this program is transitional and the occupants are expected to seek and obtain permanent housing resources within two years.

(b) *Property available.* HUD will make available, to applicants approved by HUD, certain HUD-acquired single

family properties for use by the homeless. Properties will be available for lease with option to purchase, for lease-option under the McKinney Act Supportive Housing Demonstration program, or for sale.

(c) *Property available for lease with option to purchase.* HUD will make available up to 10 percent of its total inventory of eligible properties as of October 1, 1989. Thereafter, on October 1 of each year, the 10 percent figure will be adjusted upward or downward to reflect increases or decreases in the total inventory. Property will be available for lease under the terms and conditions described in § 291.415.

(d) *Property available under a McKinney Act Supportive Housing Demonstration lease-option agreement.* Eligible properties will be available under a lease-option to purchase agreement, under the terms and conditions described in § 291.420, to Supportive Housing Demonstration program applicants for acquisition grants under 24 CFR parts 577 and 578.

(e) *Property available for sale.* Eligible properties will be available for competitive sale or direct sale for fair market value, less a 10 percent discount, under the terms and conditions described in § 291.425.

(f) *Concentration of properties.* To the extent practicable and possible, HUD will avoid excessive concentration in a single neighborhood of properties leased or sold under this subpart.

(g) *Failure to comply with requirements.* Failure to comply with the requirements of this subpart, or the requirements of a lease issued under this subpart, may result in termination from the program.

§ 291.405 Definitions.

As used in this subpart.

Applicant means a State, metropolitan city, urban county, governmental entity, tribe, or private nonprofit organization that submits a written expression of interest in eligible properties under this subpart. Governmental entities include those that have general governmental powers (*e.g.*, a city or county), as well as those with limited or special powers (*e.g.*, public housing agencies or state housing finance agencies). In the case of applicants leasing properties while their applications for Supportive Housing Demonstration assistance are pending, *applicant* means an entity meeting the definition of applicant under 24 CFR 577.5 or 578.5.

Competitive sale means a sale through a sealed bid process in competition with other bidders where properties have been publicly advertised to all prospective purchasers for bids.

Direct sale means a sale to a selected purchaser to the exclusion of all others without resorting to advertising for bids. Such a sale under this subpart is available only to approved applicants.

Disposition means the sale, or lease with option to purchase, of eligible properties for use by the homeless.

Eligible properties means all single family properties acquired by HUD under the Mutual Mortgage Insurance Fund, the Special Risk Insurance Fund, the General Insurance Fund, or other housing programs, except properties committed to other HUD programs.

Homeless means:

(1) Individuals or families who lack the resources to obtain housing, whose annual income is not in excess of 50 percent of the median income for the area, as determined by HUD, and who:

(i) Have a primary nighttime residency that is a public or private place not designed for, or ordinarily used as, a regular sleeping accommodation for human beings;

(ii) Have a primary nighttime residence that is a supervised publicly or privately operated shelter designed to provide temporary living accommodations (including welfare hotels, congregate shelters, and transitional housing, but excluding prisons or other detention facilities); or

(iii) Are at imminent risk of homelessness because they face immediate eviction and have been unable to identify a subsequent residence, which would result in emergency shelter placement (except that persons facing eviction on the basis of criminal conduct such as drug trafficking and violations of handgun prohibitions shall not be considered homeless for purposes of this definition); or

(2) Handicapped person who are about to be released from an institution and are at risk of imminent homelessness because no subsequent residences have been identified and because they lack the resources and support networks necessary to obtain access to housing.

HUD means the Department of Housing and Urban Development.

Lessee means the applicant, approved by HUD as financially responsible, that executes a lease agreement with HUD for an eligible property.

Occupant means a homeless individual or family that occupies an eligible property after that property has been leased to an applicant under this subpart.

Private nonprofit organization means a secular or religious organization, no part of the net earnings of which may inure to the benefit of any member, founder, contributor, or individual. The organization must:

(1) Have a voluntary board;

(2)(i) Have a functioning accounting system that is operated in accordance with generally accepted accounting principles; or

(ii) Designate an entity that will maintain a functioning accounting system for the organization in accordance with generally accepted accounting principles;

(3) Practice nondiscrimination in the provision of assistance under this subpart in accordance with the authorities described in § 291.430(a); and

(4) Have nonprofit status as demonstrated by section 501(c)(3) of the Internal Revenue Code approval, or demonstrate that an application for such status is currently pending approval.

Secretary means the Secretary of the Department of Housing and Urban Development.

Single family property means a property designed for use by one to four families.

State means any of the several States, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, Guam, American Samoa, the Northern Mariana Islands, the Trust Territory of the Pacific Islands, and any other territory or possession of the United States.

Supportive Housing Demonstration means the Transitional Housing Program described in 24 CFR part 577 or the Permanent Housing for the Handicapped Homeless Program described in 24 CFR part 578.

Tribe means any Indian tribe, band, group, or nation, including Alaska Indians, Aleuts, and Eskimos and any Alaskan Native Village, of the United States, which is considered an eligible recipient under title I of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450) or was considered an eligible recipient under the State and Local Fiscal Assistance Act of 1972 (31 U.S.C. 6701) before repeal of that Act. Eligible recipients under the Indian Self-Determination and Education Assistance Act are determined by the Bureau of Indian Affairs.

§ 291.410 Applicant preapproval; notification of eligible properties.

(a) *Applicant preapproval.* (1) An applicant must be preapproved by HUD before a Field Office may notify it of eligible properties, as described in paragraphs (b) and (c) of this section.

(b) *Applicant agreement.* A preapproved applicant must agree in

writing, on a form prescribed by HUD, to abide by the provisions of this part in order to lease or purchase properties under this subpart.

(c)*Applicant data.* To obtain preapproval, applicants must provide to the appropriate HUD Field Office the following data:

(1) A description of past experience relevant to providing housing or supportive services for the homeless, to include, where available, racial, ethnic, and gender data on persons served or housed;

(2) A description of the particular homeless population expected to occupy the property (to include, where available, racial, ethnic, and gender data) supportive services required by that group, and how the supportive services will be provided;

(3) For applicants that desire to sublease property during the period of time the application for Supportive Housing assistant is pending, as described in § 291.420(c)(2), documentation of the ability to meet the obligations of § 291.415(d);

(4) For private nonprofit organizations, information on eligibility, including:

(i) The date the organization was established;

(ii) Evidence that its board of directors is voluntary and approves the application to HUD;

(iii) Evidence that the board understands the responsibilities contained in the lease;

(iv) Evidence that the board can enter into lease arrangements with homeless occupants; and

(v) Evidence of nonprofit status as demonstrated by section 501(c)(3) of the Internal Revenue Code approval (or pending approval); and

(5) For private nonprofit organizations, evidence of financial capacity, including:

(i) The number of properties the applicant expects to lease from HUD, an estimate of the operating costs of the properties per month, and the basis for the estimate;

(ii) An estimate of all overhead costs to administer the program;

(iii) Evidence of financial and other resources to meet the obligations of § 291.415(d) and other operating costs of the property, and the extent to which the organization will rely on rents charged the occupants to meet its obligations;

(iv) Evidence that the applicant has a current audited financial statement for the past two years or, if the applicant has not been in existence for the past two years or has not been audited, other evidence of financial stability. (HUD has determined, for purposes of the requirements of this subpart, that States, metropolitan cities, urban counties, governmental entities, and tribes are financially responsible.)

(d) *Notification of eligible properties.* (1) Applicants, pre-approved by HUD as described in paragraph (a) of this section, must designate geographical areas of interest to appropriate HUD Field Offices. Upon request, and before properties are listed for sale to the general public, Field Offices will notify applicants in writing when eligible properties become available in the area designated by the applicant. Such properties will remain available for a ten-day consideration and inspection period before being offered to the general public. The ten-day period will begin to run upon notification of the applicant by the Field Office. (Where notification is by mail, the ten-day period will begin to run five days after mailing.) Field Offices will coordinate the dissemination of the information to ensure that where more than one applicant designates a specific area, those applicants receive the list of properties at the same time, based on intervals agreed upon between HUD and the applicants. Properties will be leased or sold to applicants on a first come-first served basis.

(2) Applicants must submit a written expression of interest to the Field Office by the end of the ten-day period. If no communication from the applicant is received by the end of the ten-day consideration and inspection period, and no other applicant has expressed an interest in the property, the Field Office will offer the properties for sale to the general public. HUD may limit the number of properties held off the market for an applicant at any one time, based upon the applicant's financial capacity as determined by HUD from information provided in the preapproval process.

(3) After the initial ten-day offering period, a property will not be available to applicants for lease again until it has been offered to the public for 45 days. If an applicant expresses an interest in a property during or after the 45-day public sale period, the Field Office will offer the property to the applicant for ten days after the public sale period, provided the property is unsold, no offer from the public has been received, and the property is not in a public bid-offering period or committed to another purpose or program.

(4) After the initial ten-day offering period, a property will be available to applicants for direct sale, provided the property is unsold, no offer from the public has been received, and the property is not in a public bid-offering period or committed to another purpose or program.

(Approved by the Office of Management and Budget under OMB control number 2502-0412)

§ 291.415 Lease with option to purchase properties for use by the homeless.

(a) *Certification.* Eligible properties are available for lease to applicants, approved by HUD, that certify that the property will be utilized only for the purpose of providing transitional housing for the homeless during the lease term and that the intended use of the property will be consistent with all local laws and regulations. The lease agreement will be in a form prescribed by the Secretary. Lessees must execute a sublease with occupants in a form prescribed by the Secretary limiting an occupant's tenancy to no longer than two years.

(b) *Term of lease.* (1) A lease of an eligible property may be negotiated for such time as the lessee requires, not to exceed one year. Leases are renewable, at the option of the lessee and with the approval of HUD, at the end of the first lease term for up to four additional one-year terms, on a year-to-year basis, provided the lessee has met the requirements under this program.

(2) Approvals for lease renewals will be denied if HUD determines that the lessee has not complied with the requirements of this part or the lease.

(3) A property will not be leased to a lessee for a period longer than five years. At the end of the five-year period, if the lessee has not exercised the option to purchase, HUD will notify the lessee to vacate the property and, if necessary, will take appropriate action under the eviction laws of the jurisdiction in which the property is located. All property returned to HUD must be vacant, and will be placed on the market for sale to the general public.

(4) Within 30 days of leasing a property from HUD or within 30 days after a property is vacated, a lessee must sublease the property to the homeless, unless a longer period is approved by HUD.

(c) *Rent.* (1) The lessee must pay HUD a nominal rent of $1 for each one-year lease period.

(2) A lessee may charge rent, including utilities, to an occupant at a rate appropriate to the financial means of the occupant. Unless HUD approves after consideration of such factors as the cost of operating housing in the area and the amount of the lessee's contributions to the program, such rent may not exceed the highest of:

(i) 30 percent of the family's monthly adjusted income (adjustment factors include the number of people in the family, age of family members, medical expenses, and child care expenses);

(ii) 10 percent of the family's monthly income; or

(iii) If the family is receiving payments for welfare assistance from a public agency and a part of the payments, adjusted in accordance with the family's actual housing costs, is specifically designated by the agency to meet the family's housing costs, the portion of the payments that is designated.

(3) In no event may the rent charged an occupant exceed the occupant's pro rata share of the lessee's costs of operating the property.

(d) *Property operating costs and insurance.* (1) Lessees are responsible for the payment of all utilities, taxes, association fees, repair costs (including treatment for lead-based paint, if necessary), management costs, and any other costs associated with the operation of leased properties. Lessees must establish an escrow account in a financial institution insured either by the Federal Deposit Insurance Corporation (FDIC) or the National Credit Union Share Insurance Fund, with HUD as a co-signer on the account, and must make monthly deposits to the account in an amount sufficient to reimburse HUD for any taxes on the property.

(2) Lessees must obtain general liability insurance on each leased property, in an amount determined by HUD and specified in the lease agreement, against loss by reason of death or injury to any person or loss or damage to property of any person resulting from the lessee's use of the property. A copy of the policy must be provided to HUD upon execution of the lease, and the insurance must be maintained for the duration of the lease.

(3) If the lease is terminated before the end of the lease term, taxes and utilities due on the property will be prorated between HUD and the lessee.

(4) In the event a lease is terminated due to failure of the lessee to comply with the lease agreement or the requirements under this subpart, the lessee must remove the occupants of the property to adequate housing.

(e) *Damage to leased properties.* Any damage to leased property caused by the intentional or negligent acts of the lessee or occupants must be repaired by the lessee at its own expense. If the lessee does not make the necessary repairs within a reasonable time after the damage occurs, HUD may, at its option, make the repairs and charge the cost to the lessee. Failure by the lessee to make the necessary repairs or to reimburse HUD for the cost of repairs will constitute grounds for termination of the lease and may result in termination from the program.

(f) *Purchase of leased properties.* (1) Lessees that desire to purchase leased properties during the lease term will be offered the properties at the lower of the fair market value established at the time of the initiation of the lease or at the time of the sale, less 10 percent, provided lessees agree to use the properties either to house low-income tenants for a period of not less than 10 years or to resell the properties to low-income buyers. If the lessee does not agree to such conditions, the lessee must purchase the properties at the higher of the fair market value at the time of the initiation of the lease or at the time of the sale, less ten percent. Any repairs to or rehabilitation of a property done by a lessee during the lease term will not be reflected in the purchase price.

(2) Sales of leased properties will be on as-is, all-cash basis. HUD will not pay a fee for a selling broker. HUD will pay the closing agent's fee. The purchaser must pay all other closing costs.

§ 291.420 Supportive Housing Demonstration program lease-option to purchase properties.

(a) *Lease-option for Supportive Housing Demonstration program applicants.* (1) Eligible properties will be available under a lease-option agreement to applicants for acquisition grants under the Supportive Housing Demonstration program, as described in 24 CFR parts 577 or 578. An applicant may enter into a lease-option agreement with HUD for up to six months while its application for Supportive Housing assistance is being reviewed by HUD.

(2) Except as provided in paragraph (c) of this section, the applicant may not sublease the property during the lease term. The applicant is responsible for the payment of all taxes and utilities for the property and for the security and maintenance of the property, including lawns and grounds, during the lease term.

(3) The applicant may purchase the property for fair market value, less 10 percent, at any time during the lease period in accordance with the terms of § 291.415(f).

(b) *Termination of the lease-option agreement.* If the applicant is not approved for assistance under the Supportive Housing Demonstration program, or for any other reason desires to terminate the lease-option agreement during the lease term, the applicant must promptly notify the Field Office that it is releasing the property back to HUD. All taxes will be prorated as of the termination date of the lease-option agreement, and the property must be returned to HUD in the same condition in which it was conveyed to the applicant. The lease-option agreement terminates automatically at the end of the lease term if the applicant fails to exercise its right to purchase and no extension has been granted.

(c) *Converting lease-option to lease with option to purchase; occupancy during lease-term.* (1) A lessee whose application for Supportive Housing assistance is not approved may convert the lease-option agreement to a lease with option to purchase under the terms and conditions of § 291.415, subject to HUD approval.

(2) A lessee may be allowed to sublease the property to the homeless while its application for Supportive Housing assistance is pending if the lessee demonstrates to HUD's satisfaction the ability to meet the obligations described in § 291.415(d) and the preapproval requirements of § 291.410. In the event the application for Supportive Housing assistance is not approved, the lessee must execute a lease with option to purchase agreement under the terms and conditions of § 291.415 in order to continue to sublease.

§ 291.425 Sale of properties for use by the homeless.

(a) *Sale of properties.* Eligible properties are available for applicants to purchase by either direct sale or competitive sale for use by the homeless.

(b) *Direct sales.* For direct sales, the purchase price for the property will be at the fair market value established for the property in the approved disposition program, less 10 percent.

(c) *Competitive sales.* As an alternative to direct sales, an applicant, whether or not preapproved by HUD, may submit a competitive bid on any property listed for sale to the general public, following normal HUD procedures for the competitive bid process. If the applicant's competitive bid is the winning bid at the bid opening, the HUD Field Office will accept the bid, and will reduce the net amount due HUD by 10 percent.

(d) *Terms of sale.* (1) To purchase property by direct or competitive sale, an applicant must execute Form HUD-9548, Sales Contract. The applicant will be given 30 to 60 days (depending on the practice of the local HUD Field Office) from the date of acceptance of the contract by the Field Office to close the

sale. Earnest money deposits and closing extension fees may be collected by the Field Office, if necessary, to assure compliance with the sales contract.

(2) Sales will be on an as-is, all-cash basis. HUD will not pay a fee for a selling broker. HUD will pay the closing agent's fee. The purchaser must pay all other closing costs.

(Approved by the Office of Management and Budget under OMB control number 2502-0306)

§ 291.430 Elimination of lead-based paint hazards.

(a) *Lead-based paint.* The requirements of the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. 4821–4846) and implementing regulations at 24 CFR part 35 (except as superseded in paragraphs (c) and (d) of this section) apply to the lease or sale of property constructed prior to 1978 under this subpart. This section establishes procedures to eliminate, as far as practicable, the hazards of lead-based paint poisoning with respect to properties that may be occupied by children under seven years of age. This section is promulgated under 24 CFR 35.25(b)(4) and supersedes, with respect to this program, the requirements prescribed in subpart C of 24 CFR part 35.

(b) *Definitions.* The following definitions apply to this section:

Applicable surfaces means all intact and non-intact painted interior and exterior surfaces of a residential structure.

Defective paint surfaces means paint on applicable surfaces that is cracking, scaling, chipping, peeling, or loose.

Lead-based paint means a paint surface, whether or not defective, identified as having a lead content greater than or equal to 1 mg/cm^2.

(c) *Inspection and treatment of defective paint surfaces.* HUD will inspect the property for defective paint surfaces before offering the property for sale or lease. If defective paint surfaces are found, treatment as required by 24 CFR 35.24(b)(2)(ii) shall be completed by HUD before the sale or lease of the property.

(d) *Testing and treatment of applicable surfaces.* (1) If the lessee or purchaser knows or has reason to expect that the property will be occupied by homeless families with children under the age of seven years, the lessee or purchaser must cause the unit to be tested for lead-based paint on all applicable surfaces before initial occupancy. Testing must be conducted by a State or local health or housing agency, by an inspector certified or regulated by a State or local health or housing agency, or by an organization recognized by HUD. Lead content must be tested by using an X-ray florescence analyzer (XRF) or other method approved by HUD. Test readings of 1 mg/cm^2 or higher using an XRF shall be considered positive for presence of lead-based paint. Where lead-based paint is identified, the lessee or purchaser must cause all applicable surfaces to be treated. Treatment must consist of covering or removal of the paint surface in accordance with 24 CFR 35.24(b)(2)(ii). If the lessee or purchaser certifies to HUD that the property will not be occupied by homeless families with children under the age of seven years, no testing or treatment will be required.

(2) If a lessee or purchaser has reason to believe that a property contains lead-based paint on applicable surfaces, it may, at its option, dispense with the testing procedure and proceed directly to treatment.

(3) The lessee or purchaser may not allow the property to be occupied by children under seven years of age until proof of testing or treatment, if necessary, has been submitted to and reviewed by HUD.

(e) Where testing of leased property reveals the presence of lead-based paint requiring treatment and the lessee concludes that the cost of treatment would be beyond its means, the lessee may cancel the lease.

§ 291.435 Applicability of other Federal requirements.

Each lessee or purchaser of property under this subpart must comply with the following additional requirements:

(a) *Nondiscrimination and equal opportunity.* (1) The requirements of the Fair Housing Act (42 U.S.C. 3601–19) and implementing regulations at 24 CFR part 100; Executive Order 11063, as amended by Executive Order 12259 (3 CFR, 1959–1963 Comp., p. 652 and 3 CFR, 1980 Comp., p. 307) (Equal Opportunity in Housing) and implementing regulations at 24 CFR part 107; title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d) (Nondiscrimination in Federally Assisted Programs) and implementing regulations at 24 CFR part 1; the prohibitions against discrimination on the basis of age under the Age Discrimination Act of 1975 (42 U.S.C. 6101–07) and implementing regulations at 24 CFR part 146; and the prohibitions against discrimination against handicapped individuals under section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794) and implementing regulations at 24 CFR part 8.

(2) Lessees or purchasers that intend to serve designated populations of the homeless must comply, within the designated population, with the requirements for nondiscrimination on the basis of race, color, religion, sex, national origin, age, familial status, and handicap.

(3) If the procedures that the lessee or purchaser intends to use to make known the availability of housing are unlikely to reach persons of any particular race, color, religion, sex, age, national origin, familial status, or handicap who may qualify for admission to the housing, the recipient must establish additional procedures that will ensure that interested persons can obtain information concerning the availability of the housing.

(4) The lessee or purchaser must adopt procedures to make available information on the existence and locations of facilities and services that are accessible to persons with a handicap and maintain evidence of implementation of the procedures.

(b) *Conflicts of interest.* No person who is an employee, agent, consultant, officer, or elected or appointed official of the lessee or purchaser of property under this subpart, or who is in a position to participate in a decisionmaking process or gain inside information with regard to the lease or purchase of the property, may obtain a personal or financial interest or benefit from the lease or purchase of the property, or have an interest in any contract, subcontract, or agreement with respect thereto, or the proceeds thereunder, either for himself or herself or for those with whom he or she has family or business ties, during his or her tenure or for one year thereafter.

(c) *Use of debarred, suspended, or ineligible contractors.* The provisions of 24 CFR part 24 apply to the employment, engagement of services, awarding of contracts, or funding of any contractor or subcontractor during any period of debarment, suspension, or placement in ineligibility status.

(d) *Intergovernmental review.* The requirements for intergovernmental review in Executive Order 12372, as amended by Executive Order 12416 (3 CFR, 1982 Comp., p. 197 and 3 CFR, 1983 Comp., p. 186) and the implementing regulations at 24 CFR part 52 are not applicable to applications under this subpart.

(e) *Drug- and alcohol-free housing.* Lessees and purchasers are required to administer, in good faith, a policy designed to ensure that the property is free from the illegal use, possession, or distribution of drugs or alcohol.

§ 291.440 Recordkeeping requirements.

Each lessee must establish and maintain sufficient records to enable the Secretary to determine whether the requirements of this subpart have been met. This includes, where available, racial, ethnic, gender, and handicap status data on the applicants for, and beneficiaries of, this homeless initiative.

(Approved by the Office of Management and Budget under OMB control number 2502-0412)

Subpart F—Waivers

§ 291.500 Waivers.

Upon completion of a determination and finding of good cause, the Assistant Secretary for Housing-Federal Housing Commissioner may waive any provision of this part in any particular case, subject only to statutory limitations. The authority to waive a regulatory requirement in this part may not be redelegated by the Assistant Secretary for Housing, except that he or she may redelegate, to another Assistant Secretary within the Department, the authority to waive particular requirements in subpart E of this part. Each waiver must be in writing, and must be supported by documentation of the facts and reasons that formed the basis for the waiver. HUD will publish a notice in the **Federal Register** informing the public of all waivers granted under the authority of this section and containing all relevant information concerning the waiver.

CHAPTER V—OFFICE OF ASSISTANT SECRETARY FOR COMMUNITY PLANNING AND DEVELOPMENT, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

PART 577—TRANSITIONAL HOUSING

2. The authority citation for part 577 continues to read as follows:

Authority: Sec. 426, Stewart B. McKinney Homeless Assistance Act (42 U.S.C. 11386); sec. 7(d), Department of Housing and Urban Development Act (42 U.S.C. 3535(d)).

3. Section 577.135 is amended by revising paragraph (c) to read as follows:

§ 577.135 Assistance under other HUD programs.

* * * * *

(c) *HUD-owned properties.* (1) HUD will make HUD-owned single family properties in its inventory available to applicants or potential applicants for acquisition grants to purchase for use as transitional housing for the homeless. To obtain these properties, applicants may request a listing of available properties from the HUD field office, Property Disposition Branch. If an applicant wishes to purchase a property or properties, it must enter into a lease-option agreement with HUD. Under the terms of the agreement, HUD will lease the property to the applicant for up to six months for one dollar. The lease-option agreement will state that the applicant may purchase the property at a stated price during the lease period. Except as provided in paragraph (c)(2) of this section, an applicant leasing property under this section may not sublease or otherwise occupy the property until after closing of the sale. During the lease period, applicants will be responsible for all taxes, utilities, and maintenance, excluding hazard insurance. Applicants demonstrating a lease-option agreement at the time their application for assistance is filed will be regarded as having site control of the property under § 577.210(b). If the option is not exercised, the lease-option agreement will expire at the end of six months, and the property will be returned to HUD's inventory, unless an extension of time is authorized by HUD.

(2) An applicant may be allowed to sublease the property to the homeless while its application for assistance under this part is pending if the applicant demonstrates to HUD's satisfaction that it has the ability, in the event its application is not approved, to continue in a lease arrangement with HUD beyond the six-month lease term under the requirements of subpart E of 24 CFR part 291.

PART 578—PERMANENT HOUSING FOR HANDICAPPED HOMELESS PERSONS

4. The authority citation for part 578 continues to read as follows:

Authority: Sec. 426, Stewart B. McKinney Homeless Assistance Act (42 U.S.C. 11386); sec. 7(d), Department of Housing and Urban Development Act (42 U.S.C. 3535(d)).

5. Section 578.135 is amended by revising paragraph (c) to read as follows:

§ 578.135 Assistance under other HUD programs.

* * * * *

(c) *HUD-owned properties.* (1) HUD will make HUD-owned single family properties in its inventory available to applicants or potential applicants for acquisition grants to purchase for use as permanent housing for handicapped homeless persons. To obtain these properties, applicants may request a listing of available properties from the HUD field office, Property Disposition Branch. If an applicant wishes to purchase a property or properties, it must enter into a lease-option agreement with HUD. Under the terms of the agreement, HUD will lease the property to the applicant for up to six months for one dollar. The lease-option agreement will state that the applicant may purchase the property at a stated price during the lease period. Except as provided in paragraph (c)(2) of this section, an applicant leasing property under this section may not sublease or otherwise occupy the property until after closing of the sale. During the lease period, applicants will be responsible for all taxes, utilities, and maintenance, excluding hazard insurance. Applicants demonstrating a lease-option agreement at the time their application for assistance is filed will be regarded as having site control of the property under § 578.210(b). If the option is not exercised, the lease-option agreement will expire at the end of six months, and the property will be returned to HUD's inventory, unless an extension of time is authorized by HUD.

(2) An applicant may be allowed to sublease the property to the homeless while its application for assistance under this part is pending if the applicant demonstrates to HUD's satisfaction that it has the ability, in the event its application is not approved, to continue in a lease arrangement with HUD beyond the six-month lease term under the requirements of subpart E of 24 CFR part 291.

Dated: August 28, 1991.

Alfred A. DelliBovi,

Deputy Secretary.

[FR Doc. 91-21856 Filed 9-13-91; 8:45 am]

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Part IV

Department of Housing and Urban Development

Office of the Assistant Secretary for Housing—Federal Housing Commissioner

24 CFR Parts 203 and 291

Single Family Property Disposition Program; Final Rule

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Office of the Assistant Secretary for Housing—Federal Housing Commissioner

24 CFR Parts 203 and 291

[Docket No. R-91-1503; FR-2683-F-02]

RIN 2502-AE75

Single Family Property Disposition Program

AGENCY: Office of the Assistant Secretary for Housing—Federal Housing Commissioner, HUD.

ACTION: Final rule.

SUMMARY: This rule makes final a proposed rule, published April 4, 1991 (56 FR 13996), describing HUD's policies and procedures for the disposition of single family properties acquired by HUD in exchange for payment of an insurance claim. Under title II of the National Housing Act, HUD is authorized to insure mortgages for single family residences through the Federal Housing Administration (FHA) mortgage insurance program. The mortgages are insured by a revolving fund. Upon default of an insured mortgage, HUD acquires the mortgaged property in exchange for paying the insurance claim by the lender from the insurance fund. HUD then sells the acquired properties to replenish the fund. The Single Family Property Disposition program is authorized by section 204(g) of the National Housing Act.

EFFECTIVE DATE: October 16, 1991.

FOR FURTHER INFORMATION CONTACT: Jacqueline B. Campbell, Single Family Property Disposition Division, room 9172, Department of Housing and Urban Development, 451 Seventh Street SW., Washington, DC 20410; (202) 708-0740 or, for hearing and speech-impaired, (202) 708-4594. (These are not toll-free numbers.)

SUPPLEMENTARY INFORMATION: The information collection requirements in this rule have been reviewed by the Office of Management and Budget under the Paperwork Reduction Act and assigned OMB approval numbers, which appear in the text of the regulations.

I. Background

Title II of the National Housing Act (the Act) authorizes HUD to insure mortgages for single family residences through the Federal Housing Administration (FHA) single family mortgage insurance program. The mortgages are insured through a revolving fund, which provides the money to pay insurance claims to lenders upon default of insured mortgages. The fund is replenished by insurance premiums (*i.e.*, a fee mortgagors pay to obtain FHA insurance), income from the investment of moneys held by the fund, and proceeds from the sales of homes that HUD acquires, either by foreclosures or voluntary transfers.

The disposition program for single family properties, acquired by HUD in exchange for payment of an insurance claim, is authorized by section 204(g) of the Act. The Department published a proposed rule for public comment on April 4, 1991 (56 FR 13996) describing the standards and procedures under which HUD now operates the single family property disposition program. This rule responds to the public comments and makes final the April 4, 1991 proposed rule, with changes and clarifications where necessary.

This final rule includes amendments to HUD's existing rule governing the conveyance of occupied properties (24 CFR 203.670–203.681), which were also proposed on April 4, 1991.

II. Public Comments

The Department received a total of six comments on the proposed rule from a public housing agency, a nonprofit organization representing homeless persons, an advocacy organization for state housing agencies, a project committee of the American Bar Association, a legal assistance organization, and another Federal agency. The comments focused on the following areas:

Preference to Owner-Occupant Purchasers

Section 291.105(c) of the proposed rule provided that, under the competitive sales procedure, owner-occupant purchasers will be given priority only in the case of a tie net offer. (The rule defines owner-occupant purchasers to include public entities and nonprofit organizations, as well as persons who intend to use the property as principal residence (§ 291.5)). Four commenters objected to this policy, stating that it gives an advantage to for-profit organizations and investors at the expense of low-income individuals. They suggested that HUD create a priority for owner-occupant purchasers, and set aside additional units for groups serving low-income families.

HUD disagrees with the commenters, and the final rule has not been changed. A large percentage of the sales are to owner-occupant purchasers, many of whom have low or moderate incomes. This indicates that a significant number of properties has been made available to many families at affordable prices, and that the structure of the program does not give an inherent advantage to investor purchasers.

HUD believes that sales to investors should not be automatically dismissed as poor public policy. Many investors fulfill an important role by acquiring and rehabilitating vacant, deteriorated properties and leasing or reselling them to individuals needing low-income housing. Additionally, sales to governmental entities and nonprofit groups generate similar rehabilitation and leasing/resale transactions that HUD believes supplement its own traditional role of promoting sales that provide homeownership opportunities to owner-occupant purchasers.

With regard to the commenter's suggestion that HUD set aside units for groups serving low-income families, the Department is making a special effort to provide housing for low- and moderate-income families through its Demonstration Program for Sale of Properties to Nonprofits and Governmental Entities (55 FR 49490, November 28, 1990).

Right of First Refusal for Former Mortgagors and Tenants

The proposed rule provided that former mortgagors in occupancy who have defaulted will not be offered the right of first refusal to repurchase the same property, although they may submit an offer when the property is publicly listed (§ 291.100(a)(2)). The proposed rule also provided that tenants in occupancy generally will not be offered the right of first refusal, except where they have a recognized financial capability and have made a request to HUD, or where it is required by State or local law (§ 291.100(a) (3) and (4)).

One commenter suggested that former mortgagors be given the right of first refusal, and stated that they could afford to purchase the property if HUD provided financing. Another commenter stated that HUD should consider providing assistance to troubled mortgagors, and should provide tenants the right of first refusal rather than evict them, making more homeless.

HUD's prior experience with granting the right of first refusal to former mortgagors proved to be counterproductive, because many of them did not have the financial capability to close the sale, resulting in additional holding costs to the Department. Additionally, as described in 24 CFR 203.650–203.660, defaulting mortgagors are entitled to apply for an assignment of their mortgage to HUD

before foreclosure, which allows them, if accepted into the program, to remain in occupancy and enter into a modified payment schedule with the Department while maintaining homeownership. Those mortgagors who choose not to apply or who are not accepted into the mortgage assignment program, which requires an in-depth review of the finances of the applicant, as well as a review of the circumstances that led to default, are unlikely to repurchase the property. (It should be pointed out that former mortgagors are not prohibited from bidding competitively for properties; rather, they simply lack a right of first refusal.) Therefore, this provision is unchanged in the final rule.

Because tenants have not caused the mortgagor's default on the mortgage, the rule provides that properties may be offered to tenants before being advertised for bids under the circumstances described in § 291.100(a)(4). The proposed changes to the occupied conveyance rule, and made final in this rule, should result in more tenant-occupied properties being conveyed to HUD, and more opportunities for tenants in occupancy to purchase.

Condition of the Property

Section 291.100(c) of the proposed rule provided that properties are sold as-is, without repairs or warranties. One commenter generally disagreed with the reasons given in the preamble of the proposed rule for the policy of selling properties as-is, and stated that the policy makes it difficult for low-income buyers to obtain financing.

The preamble (56 FR at 13997) fully explained HUD's prior difficulties with making extensive repairs to properties before sale. The Department believes that these problems with making repairs are legitimate administrative concerns that outweigh any benefits of completing extensive repairs before sale. Many of the properties are offered with FHA mortgage insurance available, thereby facilitating the financing of the purchase. In addition, HUD facilitates purchaser repairs through the insured with repair escrow sales procedure (described in § 291.120), section 203(k) financing, and other rehabilitation loan programs. Therefore, § 291.100(c) has not been changed in the final rule.

A third commenter asked how HUD plans to address the lead-based paint hazard requirements, noting that an interim rule on testing and abatement requirements for public and Indian housing had recently been published. The Department is currently reviewing its policy under the Lead-Based Paint Poison Prevention Act for all programs. Until such time as the current rule applicable to the Single Family Property Disposition program in 24 CFR 200.815 is changed, the requirements of that rule apply, as stated in § 291.100(g).

Insured Mortgages for Investors

Under § 291.115 of the proposed rule, investor and owner-occupant purchasers are both eligible for insured mortgages, although the mortgage amount is limited for investors. One commenter stated that investors should not be eligible for insured mortgages. HUD disagrees with the commenter, and this section of the final rule has not been changed.

As previously stated, individuals or groups that purchase, rehabilitate, and lease or resell properties to families in need of housing can play a role in providing decent housing, and are thus a supplement to HUD's sales to owner-occupants. Moreover, HUD's inventory of two-, and three-, and four-unit properties is generally not of interest to owner-occupant purchasers. These properties more often are purchased by investors wishing to use them as low-income rental housing. The larger downpayment required for insured sales for investors reduces the potential foreclosure risk to the Department. HUD believes that with this reduced risk, it can safely authorize insured sales to investors, who can provide a needed sales option for the program.

The proposed rule provided that investors are not eligible for mortgage insurance under the insured sales with repair escrow procedure, described in § 291.120. A commenter suggested that investors should be eligible for mortgage insurance; otherwise, the investor purchaser is less likely to rehabilitate the property, increasing the chance that the property will be leased in a substandard condition. HUD agrees with the commenter that the exclusion of investors from this program could result in less rehabilitation to the properties after purchase. Since this exclusion may be detrimental to the Department's efforts to provide decent homes and living environments to families, the final rule has been changed to allow investors to participate in the insured sales with repair escrow procedure.

Appraisals and Re-evaluation of the Properties

The preamble of the proposed rule (56 FR at 13997) contained a discussion of a change in policy after October 1, 1990, regarding appraisals of properties by independent real estate appraisers using nationally recognized industry standards, explaining that field offices may use their discretion whether to obtain new appraisals of pre-October 1, 1990, inventory. One commenter recommended that new appraisals be required for all properties in inventory more than six months to assure that sales are not affected by overvaluations.

The Department does not agree that appraisals should be required for all pre-October 1, 1990, properties in inventory more than six months, because of the detrimental effects of ordering a number of appraisals simultaneously and then holding up sales if necessary to reprice the properties. Additionally, field offices know already that they must reanalyze unsold properties at reasonable intervals. HUD believes this policy, combined with the existing option of ordering an appraisal, is adequate to assure that sales are not affected by overvaluations.

The commenter also suggested that the rule define the term "independent real estate appraiser", used in § 291.100(b). In response, we note that independent real estate appraisers must meet or exceed the qualifications for FHA fee panel appraisers.

Another commenter recommended that reevaluations be done on a monthly basis. Section 291.100(b)(2) of the rule does require a reanalysis on properties unsold after 30 days, and § 291.105(f) requires reanalysis after a reasonable period on an extended listed period.

Purchase Money Mortgages (PMMs)

Although there was no provision in the rule for PMMs, the preamble contained an explanation of the Department's policy on the issue (56 FR at 13998). Two commenters objected to this policy, recommending that PMMs be offered, since low-income buyers have difficulty obtaining private financing. The Department is sympathetic to the difficulty of low-income purchasers in obtaining financing, but has determined that the staff and monetary costs associated with originating and servicing PMMs, combined with the projected losses to the mortgage insurance funds resulting from anticipated high PMM default and foreclosure rates, make the issuance of PMMs prohibitive.

Earnest Money Deposits

Section 291.135(c) of the proposed rule provided that 50 percent of the earnest money deposit will be returned to an owner-occupant purchaser where, despite good faith efforts, the purchaser is unable to obtain financing. One commenter recommended returning the entire amount of the earnest money.

HUD disagrees with the commenter, and the final rule has not been changed. Fifty percent of the earnest money (from

$250 to $1,000, depending on the amount of the deposit) is retained in this situation to compensate HUD in part for the costs of holding the property in inventory and then readvertising the property. With an average $18.25 per day per property holding cost, the Department incurs approximately $550 in costs over a 30-day period waiting for a sale to close.

Miscellaneous Issues

One commenter recommended that field offices be given the authority to approve discounts greater than ten percent for sales to public entities and nonprofit organizations (§ 291.110(a)). This provision has not been changed in the final rule because deeper discounts on a wider scale may have an adverse impact on the financial condition of the mortgage insurance funds. However, the Department does provide larger discounts through the Demonstration Program for Sale of Properties to Nonprofits and Governmental Entities, and believes that program is the appropriate mechanism for larger discounts in direct sales. Deeper discounts are permitted in the Demonstration because HUD anticipates that values of other federally-owned properties in the area will be stabilized when a cluster of properties are rehabilitated and occupied in a neighborhood. This Demonstration is only a test at this time, and it will be evaluated to assess, among other things, the impact of larger discounts on the mortgage insurance funds.

Another commenter suggested that PHAs and nonprofits be allowed to lease property with an option to purchase. Although the clear priority of the Single Family Property Disposition program is to sell properties, the proposed rule did not prohibit the leasing of properties to public housing agencies and nonprofit organizations (§ 291.200). However, HUD agrees that the final rule should explicitly provide for leasing with an option to purchase under appropriate circumstances, and has made a change in the final rule.

A commenter recommended that HUD make greater use of other sales methods, such as bulk sales and auctions, provided for in § 291.110, to expedite disposition. The Department recognizes the usefulness of these other sales methods, and intends to utilize them in appropriate situations.

Section 291.130(a) of the proposed rule provided that closing are generally held 30 to 60 days from the date of acceptance of the offer to purchase. One commenter recommended that the rule to changed to provide up to 90 days, with time for reasonable extensions. HUD does not agree with the commenter, and the final rule has not been changed. On a nationwide basis, HUD's sales-closing time averages approximately two months, with many closings being completed in a shorter time period. We believe that 90 days would encourage slow closings and thereby unnecessarily increase HUD's holding costs. Field offices are authorized in § 291.130(b) to grant extensions beyond the established closing schedule.

Although §§ 291.1(b) and 291.100(a)(1) of the proposed rule both stated the nondiscrimination policy of the program, two commenters criticized the rule for failure to state that HUD will act affirmatively to promote fair housing. The Department supports the objectives of affirmative marketing programs and works with nonprofits, governmental entities, and organizations serving the homeless to achieve those objectives. All display advertising for HUD properties must include the Equal Housing Opportunity logo and a statement regarding nondiscrimination, which is in compliance with the Department's Fair Housing advertising requirements in 24 CFR part 109. In addition, minority-owned media are used by the Department to reach minority markets in an effort to increase minority participation in the sales program. Language has been added to § 291.1(b) to address the importance of efforts to further housing in an affirmative manner.

III. Other Changes and Clarifications

Section 291.105 Competitive Sales Procedure

Section 291.105(b) of the proposed rule provided that HUD will pay the broker's sales commission of an amount requested by the purchaser up to 6 percent of the purchase price. This provision has been changed in the final rule to clarify that, from time to time, HUD offers cash bonuses for hard-to-sell properties, which may result in a broker receiving an amount in excess of the 6 percent sales commission.

Paragraph (c) of the proposed rule provided that HUD will accept the bid producing the greatest net return to HUD and otherwise meeting the terms of HUD's offering of the property. This paragraph has been changed in the final rule to clarify that the bid must produce the greatest acceptable net return to HUD. Obviously, as any other seller of real estate, HUD will not accept a bid that it considers unreasonably low, even though that bid is the highest of all received.

With regard to full price offer programs conducted by some HUD field offices (paragraph (e)), the proposed rule provided that offers are opened on a daily basis during the 10-day bidding period. The word "daily" has been omitted from the final rule, to allow for other bid opening intervals at the discretion of the field office. In these cases, the offering will specify when bids will be opened.

Section 291.110 Other Sales Procedures

Paragraph (b) of § 291.110 authorizes direct sales to displaced persons. The final rule has been changed to clarify that these sales are made at the discretion of the field office manager, consistent with HUD's current policy. The definition of "displaced persons" has been changed to clarify under which circumstances families or individuals may be displaced by government action.

Section 291.115 Insured Sales

Section 291.115((b)(2) of the proposed rule erroneously stated that the mortgage amount for investor-purchasers includes prepaids (*e.g.*, taxes). The final rule has been corrected to provide that prepaids, financing or closing costs may not be included in the mortgage amount for investor-purchasers.

Section 291.130 Closing

Section 291.130(d) of the proposed rule stated that taxes, utilities, and other assessments on the property will be prorated between HUD and the purchaser as of the date of the closing. This provision has been changed in the final rule to conform to HUD's sales contract, which provides: "All assessments, including improvement assessments which are available for payment without interest or penalty for advance payment, taxes, rent, and ground rent, if any, shall be prorated as of the closing date." In addition, for any assessments for which a payment plan has been approved, only assessment amounts required to be paid during the current tax year will be prorated, with the following years' payments to be the responsibility of the purchaser. This policy is consistent with normal real estate practice.

IV. Other Matters

This rule does not constitute a "major rule" as that term is defined in section 1(d) of the Executive Order on Federal Regulations issued by the President on February 17, 1981. An analysis of the rule indicates that it does not (1) have an annual effect on the economy of $100

million or more; (2) cause a major increase in costs of prices for consumers, individual industries, Federal, State, or local government agencies, or geographic regions; or (3) have a significant adverse effect on competition, employment, investment, productivity, innovation, or on the ability of United States-based enterprises to compete with foreign-based enterprises in domestic or export markets.

A Finding of No Significant Impact with respect to the environment has been made in accordance with HUD regulations at 24 CFR part 50, which implement section 102(2)(C) of the National Environmental Policy Act of 1969. The Finding is available for public inspection between 7:30 a.m. and 5:30 p.m. weekdays in the Office of the Rules Docket Clerk, Office of the General Counsel, Department of Housing and Urban Development, room 10276, 451 Seventh Street SW., Washington, DC 20410.

The General Counsel, as the designated official under Executive Order 12606, The Family, has determined that this rule does not have a potential significant impact on the formation, maintenance, and general well-being of the family and, thus, is not subject to review under that Order. The rule describes the standards and procedures under which HUD sells property acquired as a result of foreclosures on insured mortgages or under other Federal programs.

The General Counsel has also determined, as the Designated Official for HUD under section 6(a) of Executive Order 12612, Federalism, that the policies contained in this rule do not have federalism implications and, thus, are not subject to review under that Order. The rule governs the manner in which HUD disposes of acquired properties.

In accordance with 5 U.S.C. 605(b) (the Regulatory Flexibility Act), the Undersigned hereby certifies that this rule will not have a significant economic impact on a substantial number of small entities, because the program has been designed to dispose of properties with as little regulation as possible under existing law.

This rule was listed in the Department's Semiannual Agenda of Regulations published at 56 FR 17360, 17380, on April 22, 1991, under Executive Order 12291 and the Regulatory Flexibility Act.

List of Subjects

24 CFR Part 203

Hawaiian Natives, Home improvement, Indians—lands, Loan programs—housing and community development, Mortgage insurance, Reporting and recordkeeping requirements, Solar energy.

24 CFR Part 291

Community facilities, Homeless, Surplus government property, Low and moderate income housing, Mortgages, Lead poisoning, Conflict of interests, Reporting and recordkeeping requirements.

For the reasons set forth in the Preamble, title 24, chapter II, of the Code of Federal Regulations is amended to read as follows:

PART 203—MUTUAL MORTGAGE INSURANCE AND REHABILITATION LOANS

1. The authority citation for 24 CFR part 203 is revised to read as follows:

Authority: Secs. 203, 204 and 211, National Housing Act (12 U.S.C. 1709, 1710, 1715b); sec. 7(d) Department of Housing and Urban Development Act (42 U.S.C. 3535(d)). In addition, Subpart C is also issued under sec. 230, National Housing Act (12 U.S.C. 1715(u)).

2. Section 203.670(b) is amended by revising paragraph (b)(1), redesignating existing paragraph (b)(2) as paragraph (b)(3), and adding a new paragraph (b)(2), to read as follows:

§ 203.670 Conveyance of occupied property.

* * * * *

(b) * * *

(1) An individual residing in the property suffers from a temporary, permanent, or long-term illness or injury that would be aggravated by the process of moving from the property, and that the individual meets the eligibility criteria in § 203.674(a);

(2) State or local law prohibits the mortgagee from evicting a tenant residing in the property who is making regular monthly payments to the mortgagor, or prohibits eviction for other similar reasons beyond the control of the mortgagee; or

* * * *

3. Section 203.671(b) is revised to read as follows:

§ 203.671 Criteria for determining the Secretary's interest.

* * * * *

(b) The average time in inventory for HUD's unsold inventory in the residential area in which the property is located exceeds six months.

* * * * *

4. Section 203.674 is amended by revising paragraph (a) introductory text and paragraph (b) introductory text to read as follows:

§ 203.674 Eligibility for continued occupancy.

(a) Occupancy because of temporary, permanent, or long-term illness or injury of an individual residing in the property will be limited to a reasonable time, to be determined by the Secretary on a case-by-case basis, and will be permitted only if all the conditions in this paragraph (a) are met:

* * * * *

(b) An occupant who does not meet the illness or injury criteria in paragraph (a) of this section is eligible for continued occupancy only if all the conditions in this paragraph (b) are met:

* * * * *

5. Section 203.685 is added, to read as follows:

§ 203.685 Waivers.

Upon completion of a determination and finding of good cause, the Assistant Secretary for Housing-Federal Housing Commissioner may waive any provision of this subpart in any particular case subject only to statutory limitations. Each waiver must be in writing and must be supported by documentation of the pertinent facts and grounds. HUD will periodically publish in the **Federal Register** a notice informing the public of all waivers granted under this section and containing all relevant information concerning the waiver. The authority to waive regulations contained in this section may not be redelegated.

PART 291—DISPOSITION OF HUD-ACQUIRED SINGLE FAMILY PROPERTY

6. The authority citation for part 291 is revised to read as follows:

Authority: Secs. 203, 204, and 211, National Housing Act (12 U.S.C. 1709 and 1715b); sec. 2, Housing Act of 1949 (42 U.S.C. 1441); sec. 2, Housing and Urban Development Act of 1968 (42 U.S.C. 1551a); sec. 7(d), Department of Housing and Urban Development Act (42 U.S.C. 3535(d)).

7. Part 291 is amended by adding suparts A, B, and C, to read as follows:

Subpart A—General Provisions

Subpart B—Disposition by Sale

Subpart A—General Provisions

§ 291.1 Purpose and scope.

(a) *Purpose.* (1) This part governs the disposition of one-to-four family properties that are acquired by HUD or are otherwise in HUD's custody. Detailed policies and procedures that must be followed in specific areas are issued by each HUD field office. The purpose of the property disposition program is to reduce the inventory of acquired properties in a manner that maximizes the net return to the mortgage insurance funds while balancing the need to:

(i) Preserve and maintain residential areas and communities; and

(ii) Work toward the National Housing Goal of a decent home and a suitable living environment for every American family.

(2) Where achievement of the objectives in paragraphs (a)(1)(i) and (ii) of this section has an adverse effect on the mortgage insurance fund, the Secretary will give first priority to the protection of the fund.

(b) *Nondiscrimination policy.* The following authorities apply to the administration of any activity under this part: the requirements of the Fair Housing Act, 42 U.S.C. 3601–19 (including the duty to affirmatively further fair housing in 42 U.S.C. 3608(e)(5)), and implementing regulations at 24 CFR parts 100, 109, and 110; Executive Order 11063, as amended by Executive Order 12259 (3 CFR, 1959–1963 Comp., p. 652 and 3 CFR, 1980 Comp., p. 307) (Equal Opportunity in Housing) and implementing regulations at 24 CFR part 107; and the prohibitions against discrimination against handicapped individuals under section 504 of the Rehabilitation Act of 1973 (29 U.S.C. 794).

(c) *Applicability.* (1) Except as provided in paragraph (c)(2) of this section, this part applies to single family properties acquired by HUD or otherwise in HUD's possession as a result of:

(i) Foreclosure of an FHA-insured mortgage (title in the Secretary's name);

(ii) Foreclosure of a section 312 rehabilitation loan (title in the United States acting by and through the Secretary);

(iii) Foreclosure of a Secretary-held purchase money or assigned mortgage, or a deed in lieu of foreclosure (title in the Secretary's name);

(iv) Assignment from the Department of Defense of property it acquired under section 1013 (title remains vested in the United States);

(v) Foreclosure of a title I Home Improvement Loan (title in the Secretary's name).

(2) This part does not apply to the disposition of any Real Estate Owned (REO) properties acquired under the Government National Mortgage Association (GNMA) Mortgage-Backed Securities program by VA "no-bid" foreclosed mortgages or foreclosed mortgages disclosed to be neither VA-guaranteed nor FHA-insured.

§ 291.5 Definitions.

As used in this part:

Closing agent means a qualified firm or person under contract to HUD to administer closings involving the sale of HUD-acquired single family properties.

Competitive sale means a sale through a sealed bid process in competition with other bidders where properties have been publicly advertised for bids.

Direct sale means a sale to a selected purchaser to the exclusion of all others without resorting to advertising for bids.

FHA means the Federal Housing Administration.

HUD means the Department of Housing and Urban Development.

Insured mortgage means a mortgage insured under the National Housing Act.

Investor purchaser means a purchaser who does not intend to use the property as his or her principal residence.

Owner-occupant purchaser means:

(1) A purchaser who intends to use the property as his or her principal residence;

(2) A public entity, as provided in section 214 or 247 of the National Housing Act, or any other State or local government or an agency thereof; or

(3) A private nonprofit or public entity, as provided in section 221(h) or 235(j) of the National Housing Act, or other private nonprofit organization that is exempt from taxation under section 501(c)(3) of the Internal Revenue Code of 1986 that intends to sell or lease the mortgaged property to low or moderate-income persons, or that purchases property for use as a facility for the homeless under subpart E of this part.

Secretary means the Secretary of the Department of Housing and Urban Development.

Single family property means a residence containing dwellings for one to four families.

Subpart B—Disposition by Sale

§ 291.100 General policy.

(a) *Qualified purchaser.* (1) Anyone, regardless of race, color, religion, sex, national origin, familiar status, age, or handicap may offer to buy a HUD-owned property, except that:

(i) No member of or delegate to Congress is eligible to buy or benefit from a purchase of a HUD-owned property; and

(ii) No non-occupant mortgagor (whether an original mortgagor, assumptor, or a person who purchased subject to) of an insured mortgage who has defaulted, thereby causing HUD to pay an insurance claim on the mortgage, is eligible to repurchase the same property.

(2) Former mortgagors in occupancy who have defaulted on the mortgage will not be offered the right of first refusal to repurchase the same property. They may submit an offer, or bid, to purchase the property when it is publicly listed, which will be treated in the same manner as other offers received from other prospective purchasers during the listing period.

(3) Except as provided in paragraph (a)(4) of this section, tenants in occupancy will not be offered the right of first refusal to purchase the property. They may submit an offer, or bid, to purchase the property when it is publicly listed, which will be treated in the same manner as other offers received from other prospective purchasers during the listing period.

(4) Tenants in occupancy will be offered the right of first refusal to purchase the property where:

(i) The tenant has a recognized ability to acquire financing and a good rent-paying history, and has made a request to HUD to be offered the right of first refusal; or

(ii) State or local law requires that tenants be offered the right of first refusal.

(5) In accordance with § 291.410(c) of subpart E of this part, eligible properties in geographical areas designated by pre-approved applicants will be offered for a 10-day consideration and inspection period before being offered for sale to the general public.

(b) *List price.* (1) A list price, or "asking price," is assigned the property. The list price is based upon an appraisal

conducted by an independent real estate appraiser using nationally recognized industry standards for the appraisal of residential property. Factors considered by the appraiser include:

(i) The condition of the property;

(ii) The real estate market in the area;

(iii) Comparable sales in the area; and

(iv) The need to dispose of the property within a reasonable time.

(2) Properties that fail to sell within 30 days after being offered for competitive bidding will be reanalyzed, and the Field Office may reduce the price.

(c) *Method of sale.* Properties are sold on an "as-is" basis, without repairs or warranties. The principal method of sale is the competitive sales procedure, as described in § 291.105. Where appropriate, the Secretary may utilize any of the other sales procedures described in § 291.110.

(d) *Financing.* (1) The purchaser is entirely responsible for obtaining financing for purchasing a property.

(2) Properties may be financed under the following programs:

(i) *Insured.* A property that HUD believes meets the intent of the Minimum Property Standards (MPS) for existing dwellings (*i.e.*, structurally sound, free of roof leaks, with operable mechanical systems) will be offered for sale in "as-is" condition with mortgage insurance available, as described in § 291.115.

(ii) *Insured with repair escrow.* A property that requires no more than $5,000 for repairs to meet the intent of the MPS, as determined by the Secretary, will be offered for sale in "as-is" condition with mortgage insurance available, provided the mortgagor establishes a cash escrow to ensure the completion of the required repairs, as described in § 291.120.

(iii) *Uninsured.* A property that fails to qualify under either paragraph (d)(2) (i) or (ii) of this section will be offered for sale in "as-is" condition without mortgage insurance available, as described in § 291.125.

(e) *Environmental requirements and standards.* Sales under this part are subject to the environmental requirements and standards described in 24 CFR part 50, where applicable.

(f) *Flood insurance requirements.* (1) No property located in an area identified by the Federal Emergency Management Agency (FEMA) as having special flood hazards will be eligible for an FHA-insured mortgage under the insured sales or insured sales with repair escrow method of sale unless:

(i) The community in which the area is situated in participating in the National Flood Insurance Program (see 44 CFR parts 59 through 79), or less than a year has passed since FEMA notification regarding such hazards; and

(ii) Flood insurance is obtained and maintained in accordance with 24 CFR 203.16a.

(2) A current copy of the Policy Declarations form issued by the NFIP or by any property insurance company offering coverage under the NFIP must be provided to and retained by the lender.

(3) Flood insurance may be purchased from any licensed agent in the State in which the property is located.

(g) *Lead-based paint poisoning prevention.* Properties constructed before 1978 are subject to the lead-based paint poisoning prevention requirements contained in 24 CFR part 35 and 24 CFR part 200, subpart O).

(h) *Open listings.* Except as provided in paragraph (i) of this section, properties are sold on an open listing basis with participating real estate brokers. Any real estate broker who has agreed to comply with HUD requirements may participate in the sales program. Purchasers participating in the competitive sales program must submit bids through a participating broker.

(i) *Asset management and listing contracts.* (1) A field office may invite firms experienced in property management to compete for contracts that provide for an exclusive right to manage and list specified properties in a given area. In determining whether to enter into an exclusive contract, the field office will consider its staff resources, local market conditions, and location of the properties. The contractor will provide a variety of management services to assist HUD in selling the properties, including advertising the properties in a manner approved by HUD, showing the properties to prospective purchasers, and submitting bids to HUD on behalf of prospective purchasers for acceptance or rejection.

(2) In areas where a broker has an exclusive right to list properties, a purchaser may use a broker of his or her choice. The purchaser's broker must submit the bid to HUD through the exclusive broker.

§ 291.105 Competitive sales procedure.

(a) *General.* Properties are sold to the general public on a competitive bid basis through local real estate brokers. Properties are advertised in a newspaper of general circulation in the area in which they are located. If a property fails to generate an acceptable bid, or offer, during the 10-day bidding period, it will remain on the market for an extended listing period, as described in paragraph (f) of this section.

(b) *Net offer.* (1)(i) If requested by the purchaser in the bid, HUD will pay all or a portion of the financing and loan closing costs and the broker's sales commission, not to exceed the percentage of the purchase price determined appropriate by the Secretary for the area. In no event will the amount for closing costs exceed 6 percent of the purchase price and the amount for broker's sales commission exceed 6 percent of the purchase price, except for cash bonuses as described in paragraph (b)(1)(ii) of this section. The amount requested to be paid by HUD will be deducted from the amount bid for the property to determine the net offer. Where the actual financing and loan closing costs exceed the amount determined appropriate by the Secretary, the amount in excess must be paid by the purchaser and is not included in the deduction from the bid in determining the net offer.

(ii) Any cash bonus offered to brokers by HUD for the sale of hard-to-sell properties is an amount in addition to the sales commission described in paragraph (b)(1)(i) of this section, and is included with the commission and deducted from the amount bid for the property to determine the net offer.

(2) In the case of properties sold under the insured sales with repair escrow program, described in § 291.120, the repair escrow amount is also deducted from the bid to determine the net offer.

(c) *Acceptable bid.* HUD will accept the bid producing the greatest acceptable net return to HUD and otherwise meeting the terms of HUD's offering of the property, with priority given to owner-occupant purchasers in the case of a tie net offer. The greatest net return is calculated by subtracting from the bid price the dollar amounts for sales commission (and cash bonus, if any) and any financing and closing costs that the purchaser expects HUD to pay, and the repair escrow amount, if applicable.

(d) *Bid period.* After properties are initially advertised, bids are accepted for a 10-day period, with all offers received during the 10 days considered to have been received simultaneously, except as described in paragraph (e) of this section. Offers received on a property before the 10-day bidding period begins will be returned. Offers received after the 10-day period will not be considered at the bid opening, but will be considered during the extended listing period if no acceptable bid was received during the 10-day period.

(e) *Full price offers.* HUD field offices that operate under a "full price offer" program open offers at specified times during the 10-day period bidding period. If an offer for the full list price and otherwise meeting the terms of the offering is received, it will be accepted at the time of the opening and the 10-day bid period cancelled.

(f) *Extended listing period.* Properties not sold at the bid opening will remain available for an extended listing period. All bids received on each day of the extended listing period will be considered as being received simultaneously, and will be opened together at the next scheduled daily bid opening. If no acceptable bids are received after a reasonable period of time, the property will be reanalyzed and relisted.

(g) *Bid requirements.* (1) All bids submitted, whether during the 10-day bid period or the extended listing period, must be in the form of a fully completed sales contract, in a form prescribed by HUD, signed by both the submitting real estate broker and the prospective purchaser. The bid may be submitted with deductions from the offering price, resulting in a net offer to HUD, as described in paragraph (b) of this section. If the purchase is to be an insured sale, a field office may also require that supporting exhibits for mortgage credit analysis accompany the initial submission of the bid.

(2) Bids must be placed in sealed envelopes marked with the property number, address, and return address of the broker. All bids not indicating that the purchaser will occupy the property will be considered as investor offers.

(3) Noncomplying bids will be returned to the broker with an explanation for the noncompliance decision and information about whether the property is still available.

(h) *Earnest money deposits.* (1) The amount of earnest money deposit required in the area in which the property is located is set by the field office, in an amount not less than $500 or more than $2,000, except that for vacant lots the amount is 50 percent of the list price. In determining the amount of earnest money deposits, a field office considers comparable practice in the locality, area real estate market conditions, the type of offers generally received, and the ability of the area's typical buyers to secure financing. Information on the amount of the required earnest money deposit is available from the field office or participating real estate brokers.

(2) All bids must be accompanied by earnest money deposits in the form of a cashier's or certified check or money order, or a certification from the real estate broker that the earnest money has been deposited in the broker's escrow account. If a bid is accepted by HUD, the earnest money deposit will be credited to the purchaser at closing; if the bid is rejected, the earnest money deposit will be returned. Earnest money deposits are subject to total or partial forfeiture for failure to close a sale, as described in § 291.135.

(i) *Multiple bids.* Real estate brokers may submit unlimited numbers of bids on an individual property provided each bid is from a different prospective purchaser. If a purchaser submits multiple bids on the same property, only the bid producing the highest net return to HUD will be considered. If a prospective owner-occupant purchaser submits a bid on more than one property, the first of those bids that produces the greatest net return to HUD will be accepted and all other bids from that purchaser eliminated from consideration. However, if the prospective owner-occupant purchaser has submitted the only acceptable bid on another property, then that bid must be accepted and all other bids from that purchaser on any other properties will be eliminated from consideration.

(j) *Opening the bids.* (1) All sealed bids will remain sealed and safeguarded until the specified public opening date, which normally is the first business day after the 10-day listing period. The bids will be opened publicly at a time and place designated by the HUD field office.

(2) Each bid will be announced when opened, and acknowledgment made of the apparent highest net to HUD offer. Successful bidders will be notified through their real estate brokers by mail, telephone, or other means. Acceptance of a bid is final and effective only upon HUD's execution of the sales contract and mailing of a copy of the executed contract to the successful bidder or the bidder's agent.

(3) All bids not accepted will be promptly returned to the broker by mail. The earnest money deposit will also be returned, either by the field office or the broker, as applicable.

(k) *Counteroffers.* In cases where all bids received on a property are unacceptable, a field office may, after rejecting and returning all bids and earnest money deposits, notify all bidders or their brokers, including any bidders who have submitted unacceptable bids during the extended listing period, that HUD would be willing to accept an offer equalling a predetermined net acceptable price. Bidders must submit an acceptable offer before the established bid cut-off period, to be determined by the field office. The highest acceptable offer received within the specified period of time, including any offer received from a bidder who did not submit a bid during the bid period, will be accepted, thus terminating the counteroffer negotiations. In case of identical bids, award will be determined by drawing lots.

(Approved by the Office of Management and Budget under OMB control numbers 2502-0306, 2502-0059, and 2502-0429)

§ 291.110 Other sales procedures.

(a) *Direct sales to governmental entities and private nonprofit organizations.* State and local governments, public agencies, and private nonprofit organizations may purchase properties on a direct sale basis, at a discount of 10 percent off the list price, for use in HUD and local housing or homeless programs.

(b) *Direct sales to displaced persons.* (1) At the discretion of the field office manager, properties eligible for insured financing are offered for direct sale, at a discount of 10 percent off the list price, to displaced persons who will occupy the properties. Properties offered will be only those in the general area in which the displacement is occurring.

(2) For purposes of this section, "displaced person" means any household (family or individual) that moves permanently and involuntarily as a direct result of:

(i) Acquisition, rehabilitation, demolition or code enforcement for a government (Federal, state or local) project or government-assisted project;

(ii) A determination that the income of the household exceeds the limitations for the government-assisted housing that the household occupies; or

(iii) A major disaster.

(c) *Razing for lot sale.* HUD will raze property and sell the vacant lot if required by local ordinance or agreement, or if it is determined to be in the best interest of the Secretary. As an alternative, HUD may sell the property with a requirement that the purchaser raze the property after the sale.

(d) *Bulk sales.* HUD may occasionally make groups of properties available for bulk sales in "as-is" condition, without insured financing. Bulk sales of properties may be limited to governmental entities and private nonprofit organizations for a specific purpose. The terms and conditions for a particular bulk sale will be described fully in any public notice of the sale.

(e) *Section 203(k) financing.* HUD-acquired properties eligible for rehabilitation financing under section

203(k) of the National Housing Act, as described in 24 CFR 203.50 and 203.440–203.499, will be made available for sale at "as-is" value. For a property to be eligible for section 203(k) financing, the estimated cost of repairs must be at least $5,000.

(f) *Auctions.* HUD Headquarters may occasionally authorize a field office to sell properties at public auction. Terms and conditions of the auction sales will be announced in the public notices of the sales.

(Approved by the Office of Management and Budget under OMB control number 2502–0306)

§ 291.115 Insured sales.

The following apply to all sales with insured financing, including insured sales with repair escrow:

(a) *Underwriting standards.* In general, insured mortgages for property sold under this part are subject to all FHA underwriting standards contained in 24 CFR parts 200 and 203.

(b) *Mortgages.* (1) Insured sales may be financed without an appraisal requirement through any HUD-approved lender the purchaser chooses.

(2) For an owner-occupant purchaser, the mortgage amount is based on the bid price plus any allowable prepaids (*e.g.*, taxes) and financing or closing costs, up to local maximum mortgage amounts. For investor purchasers, the mortgage amount is limited to 75 percent of the bid price for one-unit properties, and 85 percent for two- to four-unit properties, up to local maximum mortgage amounts. Prepaids, financing or closing costs may not be included in the mortgage amount for investor purchasers.

§ 291.120 Insured sales with repair escrow.

(a) *General.* Property requiring no more than $5,000 for repairs will be offered for sale as described in § 291.100(d)(2)(ii). In addition to the requirements of this section, the sale of property under the insured sales procedure with repair escrow is subject to the provisions of § 291.115.

(b) *Advertising property eligible for insured sales with repair escrow.* An advertisement for an eligible property will state the after-repair value of the property as the list price, the amount to be escrowed, and the unrepaired value of the property. The advertisement will also state where interested purchasers may obtain a list of the repairs required for mortgage insurance.

(c) *Repair escrow.* (1) The amount for repairs on eligible properties will be determined by HUD, but must be under $5,000. The purchaser will be required to establish an escrow account for 110 percent of the estimated repair cost.

(2) The repair escrow account will be established at closing with the lender, who is responsible for the inspection of the completed repairs.

(d) *Completion of repairs.* Unless completion has been delayed for reasons beyond the control of the purchaser and a longer time is approved by HUD, all repairs must be completed within 90 days of closing. Upon the satisfactory completion of repairs, the lender must disburse the escrow to compensate the purchaser or the contractor, as appropriate. If the actual cost of the repairs is less than the escrow amount, the balance in the escrow account will be applied to reduce the outstanding principal balance of the mortgage. If the escrow amount is inadequate, or if additional items of repair are discovered at a subsequent date, the purchaser must bear the additional cost. If the repairs are not completed, or not completed satisfactorily, the lender will apply the escrow amount to reduce the outstanding principal balance of the mortgage.

§ 291.125 Uninsured sales.

Properties sold under the uninsured sales program are sold in an unrepaired condition and do not, in their present condition, meet HUD's minimum standards for mortgage insurance.

§ 291.130 Closing.

(a) *Time allowed for closing the sale.* The number of days allowed to close the sale of a property is generally 30 to 60 days from the date of acceptance of the offer to purchase, and will be set by the field office depending on the amount of time necessary in the area to obtain financing.

(b) *Extensions.* (1) In the event a scheduled closing cannot be met for reasons beyond the control of the purchaser, an extension period of 15 days will be granted where HUD has reason to believe that the sale will close within a reasonable time.

(2) A request for an extension must be in writing, accompanied by the non-refundable fee in an amount not less than $10 a day or more than $25 a day. The amount charged by a field office depends on circumstances in the area, such as the average holding costs to HUD, the average sales price of properties, and the number of sales that fail to close. Extensions will be granted in 15-day increments only. If a closing occurs in fewer than 15 days, the purchaser will be credited for any unused portion of the extension period.

(c) *Closing agent.* (1) HUD will provide a closing agent to administer the sale closing. The closing agent has an obligation to inform the purchaser fairly and accurately on matters pertaining to the sales closing, including providing information on the location and dates for closing, the amount of funds needed to close the sale, and any documents related to closing.

(2) The closing agent will perform the closing at no cost to the purchaser. The closing agent will be paid by HUD to conduct the closing in a manner specified by HUD. Although it may be legally acceptable in some jurisdictions for the closing agent to represent both purchaser and seller, purchasers may, at their own costs, obtain representation at closings if desired.

(3) The closing agent's functions include reviewing and ordering title information; preparing and recording deeds and related documents; explaining all closing papers and documents to the purchaser; administering requests for closing extensions; collecting and disbursing funds related to the sale, including wiring the net proceeds to HUD's account; reviewing for accuracy and forwarding appropriate closing documents to HUD; and representing HUD at closings conducted by third-party closers.

(d) *Taxes and other assessments on the property.* All assessments, including improvement assessments that are available for payment without interest or penalty for advance payment, taxes, rent, and ground rent, if any, will be prorated between HUD and the purchaser as of the date of the closing. On assessments for which a payment plan has been approved, only assessment amounts required to be paid during the current tax year will be prorated, with the following years' payments to be the responsibility of the purchaser.

§ 291.135 Forfeiture of earnest money deposits.

(a) *Failure to close transaction.* The failure by a purchaser to close on the sale of property within the allowable time period, including any extensions granted by HUD, will result in the forfeiture of the earnest money deposit, except where the purchaser presents documentation to HUD that one of the special circumstances described in paragraphs (b) and (c) of this section has occurred.

(b) *Investor purchasers.* (1) The failure by an investor purchaser to close on an uninsured sale will result in forfeiture of the entire earnest money deposit.

(2) Fifty percent of the earnest money deposit on an insured sale will be returned to an investor purchaser where HUD (or a Direct Endorsement lender using HUD guidelines) determines that the purchaser is not an acceptable borrower.

(c) *Owner-occupant purchasers.* (1) The entire earnest money deposit will be returned to an owner-occupant purchaser who fails to close where, since the contract of sale was signed:

(i) There has been a death in the immediate family (contract holder, spouse, or children living in the same household);

(ii) There has been a recent serious illness in the immediate family that has resulted in significant medical expenses or substantial loss of income, thus adversely affecting the purchaser's financial ability to close the sale;

(iii) There has been a loss of job by one of the primary breadwinners, or substantial loss of income through no fault of the purchaser;

(iv) In the case of an insured sale, HUD (or a Direct Endorsement lender using HUD guidelines) determines that the purchaser is not an acceptable borrower; or

(v) For other good cause, as determined by the field office.

(2) In those instances where, despite good faith efforts by the purchaser, there is an inability to obtain a mortgage loan from a recognized mortgage lender, 50 percent of the earnest money deposit will be returned.

§ 291.140 Property damage after sale, before closing.

(a) *Assumption of loss by HUD.* HUD assumes the risk of any damage or loss to the property occurring after acceptance of the sales contract and before the closing, provided the damage or loss is not the fault of the purchaser.

(b) *Insured sales.* For property sold under the insured sales program, any damage after the acceptance of the sales contract but before closing that causes the property to fail to meet the intent of the MPS may be authorized for immediate repair, at HUD's option, if HUD determines that repair is in its best interest. If HUD chooses not to repair the property, the sale will be cancelled and the full amount of the earnest money deposit will be returned. If, after the damage, the property still meets the intent of the MPS, the purchaser has the option to accept the property as-is, with a purchase price adjustment at HUD's sole discretion, or to cancel the sale with a refund of the full amount of the earnest money deposit.

(c) *Uninsured sales.* For property sold under the uninsured sales program, any damage after the effective date of the sales contract but before closing will not be repaired. HUD may, at its sole discretion, reduce the sales price as a result of the damage. The purchaser has the option to cancel the sales contract, with all earnest money deposits refunded.

§ 291.145 Occupancy before closing.

(a) *General policy.* Occupancy of the property by the purchaser before closing is prohibited, except where authorized on a case-by-case basis under the following circumstances:

(1) When failure to permit occupancy would create an extreme hardship on the purchaser;

(2) Where permission to occupy is necessary to meet competition; or

(3) Where occupancy would protect against vandalism and theft.

(b) *Occupy under lease agreement.* (1) If occupancy before closing is permitted because the occupancy would protect the property against vandalism and theft, occupancy will be rent-free or at a nominal rate in exchange for caretaker services that the purchaser agrees to perform.

(2) If occupancy before closing is permitted solely to meet the needs of the purchaser, full market rent will be required, and the purchaser will be required to assume the risk of loss in the event there is damage to the property before closing.

§ 291.150 Sanctions against fraudulent purchase.

False certification by a purchaser concerning occupancy of single family properties financed by an insured mortgage is a violation of 18 U.S.C. 1001, which may result in the required prepayment of the mortgage in the amount of the difference between the downpayment made and the downpayment required if the loan had been processed as an investor purchaser loan, or in criminal prosecution.

Subpart C—Rental of Acquired Property

§ 291.200 General policy.

(a) *Leases.* HUD will lease acquired property to comply with other designated HUD programs, or when the Secretary determines that it is in the interest of HUD. Leases may include an option to purchase in appropriate circumstances. Situations where HUD will lease property include, but are not limited to, the following:

(1) A sales closing is delayed at length;

(2) Occupancy is essential to prevent vandalism or rapid deterioration of the property;

(3) The inventory in an area exceeds sales market absorption capability for an extended period of time;

(4) The property is a two-to-four family dwelling and occupancy would improve marketability;

(5) The property is leased as a facility for the homeless under subpart E of this part;

(6) The property is leased as temporary housing for disaster victims;

(7) The property is leased by other government agencies for defense, law enforcement, or other purposes;

(8) The property is leased by a nonprofit organization or governmental entity, including a PHA; or

(9) The property is leased under the provisions of § 291.145.

(b) *Tenant selection.* In selecting tenants for any lease program, discrimination by race, color, religion, sex, national origin, age, familial status, or handicap is prohibited.

§ 291.205 Conditions of occupancy.

(a) *Lease term and rent.* The lease term and the amount of the rent is dependent on the circumstances under which the property is leased.

(b) *Continued occupancy.* (1) Occupancy of acquired property is temporary in all cases and is subject to termination when necessary to facilitate preparing the property for sale and completing the sale.

(2) HUD will notify the occupant to vacate the property and, if necessary, will take appropriate eviction action, under the laws of the state in which the property is located, in any of the following situations:

(i) Failure of the tenant to execute a lease, or to comply with the lease;

(ii) Failure of the tenant to allow reasonable access to the property upon proper notice;

(iii) Necessity to prepare the property for sale; or

(iv) Assignment of the property by HUD to a different use or program.

Dated: September 5, 1991.

Arthur J. Hill,

Assistant Secretary of Housing—Federal Housing Commissioner.

[FR Doc. 91-21857 Filed 9-13-91; 8:45 am]

BILLING CODE 4210-27-M

federal register

Monday
September 16, 1991

Part V

Department of Education

Pell Grant, Perkins Loan, and Guaranteed Student Loan Programs; Waivers and Modifications of Specific Statutory and Regulatory Provisions; Notice

DEPARTMENT OF EDUCATION

Pell Grant, Perkins Loan, and Guaranteed Student Loan Programs; Waivers and Modifications of Specific Statutory and Regulatory Provisions

AGENCY: Department of Education.

ACTION: Notice of waivers and modifications of statutory and regulatory provisions to assist Pell Grant, Perkins Loan, and Guaranteed Student Loan (GSL) programs applicants and recipients who served on active duty in connection with Operation Desert Shield or Operation Desert Storm.

SUMMARY: The Secretary of Education announces the waivers and modifications of statutory and regulatory provisions which are appropriate to assist Pell Grant, Perkins Loan, and GSL programs applicants and recipients who served on active duty in connection with Operation Desert Shield or Operation Desert Storm. The Guaranteed Student Loan programs consist of the Stafford Loan Program (which includes the Federal Insured Student Loan Program), the Supplemental Loans for Students Program, the PLUS Program, and the Consolidation Loan Program. The Secretary has been granted authority by section 4 of the Higher Education Technical Amendments of 1991 (Pub. L. 102–26) to waive or modify any statutory or regulatory provision applicable to the student financial aid programs under title IV of the Higher Education Act of 1965, as amended (HEA) to assist individuals described above.

The Secretary is interested in receiving public comment as to whether additional waivers or modifications should be granted to assist these individuals. Comments should be sent to Mr. George Harris, Senior Program Specialist, Guaranteed Student Loan Branch, Division of Policy and Program Development, U.S. Department of Education, 400 Maryland Avenue, SW. (room 4310, ROB–3), Washington, DC 20202–5449.

FOR FURTHER INFORMATION CONTACT: Mr. George Harris, Senior Program Specialist, Guaranteed Student Loan Branch, Division of Policy and Program Development, U.S. Department of Education, 400 Maryland Avenue, SW. (room 4310, ROB–3), Washington, DC 20202–5449, telephone (202) 708–8242. Deaf and hearing impaired individuals may call the Federal Dual Party Relay Service at 1–800–877–8339 (in the Washington, DC 202 area code, telephone 708–9300) between 8 a.m. and 7 p.m. eastern time.

SUPPLEMENTARY INFORMATION: The Secretary has identified the following aspects of the HEA and regulations that conflict with the purposes of section 4 of Public Law 102–26:

Guaranteed Student Loan (GSL) Programs

1. Under existing statutory and regulatory provisions, a borrower returning to school after serving on active duty in connection with Operation Desert Shield or Operation Desert Storm would be required to re-enroll full-time or, if a new borrower under the HEA, be enrolled half-time and obtain a loan for that period of enrollment in order to be eligible for an in-school deferment, thus putting some borrowers in a more burdensome position than they were at the time they were required to withdraw from school.

2. Stafford loan borrowers are not, under existing statutory and regulatory provisions, eligible to receive a military deferment during the grace period that immediately follows their withdrawal from school.

Perkins, Direct, and Defense Loan Programs

1. Perkins, Direct, and Defense Loan borrowers are not, under existing statutory and regulatory provisions, eligible to receive a military deferment during the grace period that immediately follows their withdrawal from an institution.

2. Borrowers of Direct Loans made prior to October 1, 1980 or Defense Loans are not, under existing statutory and regulatory provisions, eligible for post-deferment grace periods.

Pell Grant Program

Students who received their first Pell Grants on or after July 1, 1987 may receive Pell Grants for the period of time required to complete their undergraduate baccalaureate course of study not to exceed the full-time equivalent of five to six years of undergraduate study. Under existing statutory and regulatory provisions, these time periods would include periods of enrollment which a student was unable to complete because the student served on active duty in connection with Operation Desert Shield or Operation Desert Storm.

Covered Individuals

For purposes of this notice individuals "serving on active duty in connection with Operation Desert Shield or Operation Desert Storm" include any Reservist of an Armed Force called to active duty under section 672(a), 672(g), 673, 673b, 674, or 688 of title 10, United States Code, for service in connection with Operation Desert Shield or Operation Desert Storm, and any other member of an Armed Force serving on active duty in connection with Operation Desert Shield or Operation Desert Storm, who has been assigned to a duty station at a location other than the location at which such member is normally assigned. The term "active duty" has the meaning given such term in section 101(22) of title 10, United States Code, except that such term does not include active duty for training or attendance at a service school.

The Secretary believes that waivers and modifications of the statutes and regulations governing the student financial aid programs under title IV of the HEA that conflict with the requirements following in this notice are necessary in order to carry out the purposes of Public Law 102–26:

I. Guaranteed Student Loan (GSL) Programs

The Secretary has decided that to best achieve the purposes of section 4 of Public Law 102–26, each Stafford loan that was not in a default status on the date the borrower began active duty service in connection with Operation Desert Shield or Operation Desert Storm shall be considered to be (or have been) in an "in-school" status (if the borrower was in a grace period or in school at the time the borrower began active duty) or an "in-school deferment" status (if the borrower was in repayment, but not attending school), as appropriate during the period of time the borrower served on such active duty. A PLUS, Supplemental Loans for Students, or Consolidation Loan Program loan not in a default status on the date the borrower began active duty service shall be treated as if the loan was in an "in-school deferment" status. Where appropriate, the lender shall offer the borrower the option of either paying the accrued interest or having it capitalized. Lenders and guarantee agencies shall suspend collection activity on the loan, even if State or guarantee agency rules do not permit any suspension.

At the conclusion of the borrower's active duty service in connection with Operation Desert Shield or Operation Desert Storm, the lender shall take the following actions:

(1) If the borrower had not yet used his or her grace period on a Stafford loan, the borrower's grace period shall begin following such active duty service.

(2) Any other GSL borrower shall be given to the option of either paying the interest that accrues on the loan or having it capitalized during the six-

month period (the "transition" period) beginning on the date the borrower is no longer serving on the active duty service described above. During this period, the borrower will not be obligated to make any payments on the principal balance of the loan.

A borrower who does not enroll at a participating school as at least a half-time student before the expiration of the borrower's grace period, or does not establish in-school deferment eligibility at a participating school before the end of the transition period, shall be granted an extension of either the grace period or transition period by the lender, based on the borrower's written statement to the lender that he or she intends to enroll in school as at least a half-time student or establish in-school deferment eligibility during the first complete academic period that begins within six months after the conclusion of the borrower's grace period or transition period, as applicable. If the borrower fails to enroll in school during the extension period, the lender shall consider the borrower's loan to have been converted to repayment on the day following the expiration of the borrower's grace period or transition period. However, the lender shall offer an administrative forbearance for any payments that would have been due for the period covered by the extension.

II. Perkins, Direct, and Defense Loan Programs

The Secretary has decided that to best achieve the purposes of section 4 of Public Law 102–26, each Perkins, Direct, or Defense Loan that was not in a default status on the date the borrower began active duty service in connection with Operation Desert Shield or Operation Desert Storm shall be considered to be (or have been) in an "in-school" status during the period of time the borrower served on such active duty. Accordingly, the institution that made the loan shall suspend collection activity on the loan.

At the conclusion of the borrower's active duty service in connection with Operation Desert Shield or Operation Desert Storm, the institution that made the loan shall take the following actions:

(1) If the borrower had not yet used his or her initial grace period (six or nine months), the borrower's grace period shall begin following such active duty service.

(2) Any other borrower shall be eligible to receive a six-month transition period beginning on the date the borrower is no longer serving on the active duty service described above. During this transition period, repayment is deferred but interest will continue to accrue.

A borrower who does not enroll at an institution of higher education as at least a half-time regular student before the expiration of the initial grace period or transition period shall be granted an extension of either the initial grace period or transition period by the institution that made the loan, based on the borrower's written statement to the institution that he or she intends to enroll as at least a half-time regular student during the first complete academic period that begins within six months after the conclusion of the borrower's grace period or transition period, as applicable. If the borrower fails to enroll in an institution during the extension period, the institution shall consider the borrower's loan to have been converted to repayment on the day following the expiration of the borrower's initial grace period or transition period. However, the institution shall offer an administrative hardship deferment for any payments that would have been due for the period covered by the extension.

III. Pell Grant Program

A. Need Analysis

In accordance with the Departments of Labor, Health, and Human Services, and Education, and Related Agencies Act, 1991 (Public Law 101–517), as codified in 34 CFR 690.31 and 690.32 of the Pell Grant Program regulations (published in the **Federal Register** on January 16, 1991, 56 FR 1700), in those instances where special conditions exist (as determined by the Secretary), an applicant may have his or her Pell Grant Index (PGI) calculated using the expected income for the 1991 calendar year instead of by the standard procedure of using base year income for the 1990 calendar year. These special conditions apply to certain applicants under the following conditions (as defined in 34 CFR 690.31 and 690.32): A loss of full-time employment, a partial loss of employment, a loss of untaxed income, a loss of earnings due to disability or natural disaster, separation or divorce, or death. In addition to applicants covered by these conditions, the Secretary has determined that this benefit is available to the following Pell Grant applicants:

- An independent or dependent applicant who is a Reservist called to active duty in connection with Operation Desert Shield or Operation Desert Storm;
- An independent application who is the spouse of a Reservist called to active duty in connection with Operation Desert Shield or Operation Desert Storm; and
- A dependent applicant who is a dependent of a Reservist called to active duty in connection with Operation Desert Shield or Operation Desert Storm.

Students meeting a special condition criterion must provide the data needed for the special calculation on either the Correction Application for Federal Student Assistance (Correction AFSA) or the Student Aid Report (SAR). In either case, the student forwards the document to the processor indicated on the form. At that time, a computation based on the expected year data will be made and a new SAR generated.

B. Duration of Eligibility for a Pell Grant

Under section 411(c) of the HEA, as codified in § 690.6 of the Pell Grant Program regulations, for a student who receives his or her first Pell Grant on or after July 1, 1987, the period of time required to complete his or her undergraduate baccalaureate course of study may not exceed the full-time equivalent of—

(1) Five academic years for an undergraduate degree or certificate program that normally requires four academic years or less of study to complete; or

(2) Six academic years for an undergraduate degree or certificate program that normally requires more than four academic years of study to complete.

For Pell Grant recipients who were either unable to complete the periods of instruction for which they received Pell Grants or did not receive academic credit for those periods because they served on active duty in connection with Operation Desert Shield or Operation Desert Storm, the Secretary will not consider those periods of instruction in determining the length of Pell Grant eligibility. The Secretary has decided to consider any individual who ceased enrollment or did not receive academic credit in order to serve on active duty in connection with Operation Desert Shield

or Operation Desert Storm to be eligible for this extension, whether or not the individual was a Reservist called up for active duty or was in military service already.

Catalog of Federal Domestic Assistance Numbers: 84.032 Guaranteed Student Loan Program; 84.038 Perkins Loan Program; 84.063 Pell Grant Program.

Dated: September 11, 1991

Lamar Alexander,

Secretary of Educotion.

[FR Doc. 91-22202 Filed 9-13-91; 8:45 am]

BILLING CODE 4000-01-M

Reader Aids

Federal Register

Vol. 56, No. 179

Monday, September 16, 1991

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FEDERAL REGISTER PAGES AND DATES, SEPTEMBER

CFR PARTS AFFECTED DURING SEPTEMBER

At the end of each month, the Office of the Federal Register publishes separately a List of CFR Sections Affected (LSA), which lists parts and sections affected by documents published since the revision date of each title.

LIST OF PUBLIC LAWS

Note: No public bills which have become law were received by the Office of the Federal Register for inclusion in today's **List of Public Laws.**

Last List August 22, 1991

CFR CHECKLIST

This checklist, prepared by the Office of the Federal Register, is published weekly. It is arranged in the order of CFR titles, prices, and revision dates.

An asterisk (*) precedes each entry that has been issued since last week and which is now available for sale at the Government Printing Office.

A checklist of current CFR volumes comprising a complete CFR set, also appears in the latest issue of the LSA (List of CFR Sections Affected), which is revised monthly.

The annual rate for subscription to all revised volumes is $620.00 domestic, $155.00 additional for foreign mailing.

Order from Superintendent of Documents, Government Printing Office, Washington, DC 20402. Charge orders (VISA, MasterCard, or GPO Deposit Account) may be telephoned to the GPO order desk at **(202) 783-3238** from 8:00 a.m. to 4:00 p.m. eastern time, Monday—Friday (except holidays).

Title	Price	Revision Date
1, 2 (2 Reserved)	$12.00	Jan. 1, 1991
3 (1990 Compilation and Parts 100 and 101)	14.00	[1] Jan. 1, 1991
4	15.00	Jan. 1, 1991
5 Parts:		
1-699	17.00	Jan. 1, 1991
700-1199	13.00	Jan. 1, 1991
1200-End, 6 (6 Reserved)	18.00	Jan. 1, 1991
7 Parts:		
0-26	15.00	Jan. 1, 1991
27-45	12.00	Jan. 1, 1991
46-51	17.00	Jan. 1, 1991
52	24.00	Jan. 1, 1991
53-209	18.00	Jan. 1, 1991
210-299	24.00	Jan. 1, 1991
300-399	12.00	Jan. 1, 1991
400-699	20.00	Jan. 1, 1991
700-899	19.00	Jan. 1, 1991
900-999	28.00	Jan. 1, 1991
1000-1059	17.00	Jan. 1, 1991
1060-1119	12.00	Jan. 1, 1991
1120-1199	10.00	Jan. 1, 1991
1200-1499	18.00	Jan. 1, 1991
1500-1899	12.00	Jan. 1, 1991
1900-1939	11.00	Jan. 1, 1991
1940-1949	22.00	Jan. 1, 1991
1950-1999	25.00	Jan. 1, 1991
2000-End	10.00	Jan. 1, 1991
8	14.00	Jan. 1, 1991
9 Parts:		
1-199	21.00	Jan. 1, 1991
200-End	18.00	Jan. 1, 1991
10 Parts:		
0-50	21.00	Jan. 1, 1991
51-199	17.00	Jan. 1, 1991
200-399	13.00	[4] Jan. 1, 1987
400-499	20.00	Jan. 1, 1991
500-End	27.00	Jan. 1, 1991
11	12.00	Jan. 1, 1991
12 Parts:		
1-199	13.00	Jan. 1, 1991
200-219	12.00	Jan. 1, 1991
220-299	21.00	Jan. 1, 1991
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500-599	17.00	Jan. 1, 1991
600-End	19.00	Jan. 1, 1991
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14 Parts:		
1-59	25.00	Jan. 1, 1991
60-139	21.00	Jan. 1, 1991
140-199	10.00	Jan. 1, 1991
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300-799	22.00	Jan. 1, 1991
800-End	15.00	Jan. 1, 1991
16 Parts:		
0-149	5.50	Jan. 1, 1991
150-999	14.00	Jan. 1, 1991
1000-End	19.00	Jan. 1, 1991
17 Parts:		
1-199	15.00	Apr. 1, 1991
200-239	16.00	Apr. 1, 1991
240-End	23.00	Apr. 1, 1991
18 Parts:		
1-149	15.00	Apr. 1, 1991
150-279	15.00	Apr. 1, 1991
280-399	13.00	Apr. 1, 1991
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200-End	9.50	Apr. 1, 1991
20 Parts:		
1-399	16.00	Apr. 1, 1991
400-499	25.00	Apr. 1, 1991
500-End	21.00	Apr. 1, 1991
21 Parts:		
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100-169	13.00	Apr. 1, 1991
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300-499	28.00	Apr. 1, 1991
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[1] Because Title 3 is an annual compilation, this volume and all previous volumes should be retained as a permanent reference source.

[2] The July 1, 1985 edition of 32 CFR Parts 1–189 contains a note only for Parts 1–39 inclusive. For the full text of the Defense Acquisition Regulations in Parts 1–39, consult the three CFR volumes issued as of July 1, 1984, containing those parts.

[3] The July 1, 1985 edition of 41 CFR Chapters 1–100 contains a note only for Chapters 1 to 49 inclusive. For the full text of procurement regulations in Chapters 1 to 49, consult the eleven CFR volumes issued as of July 1, 1984 containing those chapters.

[4] No amendments to this volume were promulgated during the period Jan. 1, 1987 to Dec. 31, 1990. The CFR volume issued January 1, 1987, should be retained.

[5] No amendments to this volume were promulgated during the period Apr. 1, 1990 to Mar. 31, 1991. The CFR volume issued April 1, 1990, should be retained.

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