

SUPPLEMENTARY INFORMATION: This Notice informs the public that the Department of Housing and Urban Development (HUD) has submitted to OMB, an information collection with respect to a Notice of Funding Availability for HOPE VI Revitalization grants. This information collection package submission to OMB for review is required by the Paperwork Reduction Act (44 U.S.C. Chapter 35). This Notice is soliciting comments from members of the public and affected agencies concerning the proposed collection of information to: (1) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility; (2) Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information; (3) Enhance the quality, utility, and clarity of the information to be collected, and (4) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

The Department has submitted the proposal for the collection of information, as described below, to OMB for review, as required by the Paperwork Reduction Act (44 U.S.C. Chapter 35):

The Department has requested emergency clearance of the collection of information, as described below, with approval being sought by February 29, 2000.

Title of Proposal: HOPE VI Revitalization Application Forms.

Description of the need for the information and proposed use: The HOPE VI Application Data Forms collect information in connection with the FY 2000 Notice of Funding Availability (NOFA) for the HOPE VI Revitalization Program. The NOFA announces funds available to public housing agencies (PHAs) to revitalize severely distressed public housing. funds were appropriated by the Department of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act 2000, (Pub. L. 107-74), approved October 20, 1999. The Application Data Forms are required elements of a HOPE VI Revitalization Application. They collected key data on numbers and kinds of units, costs, programs, and other information critical to the description of the proposed program. Use of these forms standardizes information that had been previously

presented in narrative form, and assists the applicant in proving information that is consistent and correct.

The Department will use the information in the forms to rate and rank HOPE VI Revitalization applications, in accordance with the procedures outlined in the NOFA. HUD will award grants to applicants whose applications earn the most points, as described in the NOFA.

Applicants may complete the HOPE VI Data Forms in two ways. They may either type or print the information on a hard copy of the forms, taken from either the NOFA or the HOPE VI Application Kit, or they may download Microsoft Excel from the HOPE VI Home Page and fill out the forms electronically. In either case they must submit hard copies of the forms in their applications. If the latter method is used, the software makes certain calculations for the applicant.

Members of affected public: Approximately 80 PHAs are expected apply under the NOFA.

Estimation of the total number of hours needed to prepare the information collection including number of respondents, frequency of response, and hours of response: The Department expects that approximately 80 PHAs will each submit one application in response to the FY 2000 NOFA. Completion of the subject forms, including the gathering of information, is estimated at 190 hours per application, for a total annual burden hour estimate of 15,200. This is in addition to the burden hours required to complete the rest of the application.

Status of the proposed information collection: Pending OMB approval.

Authority: The Paperwork Reduction Act of 1995, 44 U.S.C. 35, as amended.

Dated: February 16, 2000.

Wayne Eddins,

*Department Reports Management Officer,
Office of the Chief Information Officer.*

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DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-4561-N-04]

Application and Re-certification Packages for Approval of Nonprofit Organizations in FHA Activities

AGENCY: Officer of the Assistant Secretary for Housing, HUD.

ACTION: Notice.

SUMMARY: The proposed information collection requirement described below

has been submitted to the Office of Management and Budget (OMB) for emergency review and approval, as required by the Paperwork Reduction Act. The Department is soliciting public comments on the subject proposal.

DATES: *Comments Due Date:* March 1, 2000.

ADDRESSES: Interested persons are invited to submit comments regarding this proposal. Comments should refer to the proposal by name or OMB approval number should be sent to: Joseph F. Lackey, Jr., HUD Desk Officer, Office of Management and Budget, New Executive Office Building, Washington, DC 20410 (202) 395-7316.

FOR FURTHER INFORMATION CONTACT: Wayne Eddins, Reports Management Officer, Department of Housing and Urban Development, 451 7th Street, SW, Washington, DC 20410; e-mail Wayne_Eddins@HUD.gov; telephone (202) 708-2374. This is not a toll-free number. Copies of the proposed forms and other available documents submitted to OMB may be obtained from Mr. Eddins.

SUPPLEMENTARY INFORMATION: This Notice informs the public that the Department of Housing and Urban Development (HUD) has submitted to OMB, for emergency processing, an information collection package with respect to a application and re-certification packages for nonprofit organizations to participate in FHA activities. This emergency processing is essential to the Department's mission to expand homeownership opportunities and strengthen neighborhoods and communities by standardizing throughout the country, the information nonprofit organizations must submit to be considered acceptable to participate as a mortgagor in HUD's single family housing programs. Nonprofit organizations are viewed as a significant partner in rehabilitating and reselling residential housing to low and moderate income families, particularly in the nation's urban centers. The participation of nonprofit housing providers is critical to the success of the Cities 2000 Agenda which was announced by Secretary Cuomo on June 12, 1999 to boost homeownership in America's cities. HUD is requesting that OMB approve this information collection by February 21, 2000.

This Notice is soliciting comments from members of the public and affected agencies concerning the proposed collection of information to (1) Evaluation whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have

practical utility; (2) Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information; (3) Enhance the quality, utility, and clarity of the information to be collected, and (4) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated collection, techniques or other forms of information technology; e.g., permitting electronic submission of responses.

This Notice also lists the following information:

Title of Proposed: Application and Recertification Packages for Approval of Nonprofit Organizations for FHA Activities; Notice.

OMB Control Number, if applicable: 2502-XXXX.

Agency Form Number, if applicable: None.

Members of affected public: Nonprofit organizations wishing to participate in FHA activities.

Description of the Need for the Information and its Proposed use: The National Housing Act permits nonprofit organizations to act as mortgagors, to use FHA insured mortgages to finance the purchase and rehabilitation of housing for subsequent resale. Approved nonprofits may also purchase HUD's Real Estate Owned Properties at a discount, and provide downpayment assistance to homebuyers in the form of secondary financing. It is vital that the Department periodically and uniformly assess the management and financial ability of participating nonprofit agencies to ensure they are not overextending their capabilities and increasing HUD's risk of loss as a mortgage insurance provider.

Estimation of the total numbers of hours needed to prepare the information collection including number of respondents, frequency of response, and hours of response: The estimated number of respondents are estimated to be 2,500, an average of 81,000 annual burden hours are estimated, and the frequency of responses is estimated to be once every two years.

Status of the proposed information collection: Pending OMB approval.

Authority: The Paperwork Reduction Act of 1995, 44 U.S.C. 35, as amended.

Dated: February 17, 2000.

Wayne Eddins,

*Department Reports Management Officer,
Office of the Chief Information Officer.*

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DEPARTMENT OF THE INTERIOR

Office of the Secretary

List of Programs Eligible for Inclusion in Fiscal Year 2001 Annual Funding Agreements To Be Negotiated With Self-Governance Tribes by Interior Bureaus Other Than the Bureau of Indian Affairs

AGENCY: Office of the Secretary, Interior.

ACTION: Notice.

SUMMARY: This notice lists programs or portions of programs that are eligible for inclusion in Fiscal Year 2001 annual funding agreements with self-governance tribes and lists programmatic targets for each of the non-BIA bureaus, pursuant to section 405(c)(4) of the Tribal Self-Governance Act.

DATES: This notice expires on September 30, 2001.

ADDRESSES: Inquiries or comments regarding this notice may be directed to the Office of Self-Governance (MS-2542, MIB), 1849 C Street NW, Washington, DC 20240-0001. Telephone (202) 219-0240 or to the bureau points of contact listed below.

SUPPLEMENTARY INFORMATION:

I. Background

Title II of the Indian Self-Determination and Education Assistance Act Amendments of 1994 (Pub. L. 103-413, the "Self-Governance Act" or the "Act") instituted a permanent tribal self-governance program at the Department of the Interior (DOI). Under the self-governance program certain programs, services, functions, and activities, or portions thereof, in Interior bureaus other than BIA are eligible to be planned, conducted, consolidated, and administered by a self-governance tribal government.

Under section 405(c) of the Self-Governance Act, the Secretary of the Interior is required to publish annually: (1) A list of non-BIA programs, services, functions, and activities, or portions thereof, that are eligible for inclusion in agreements negotiated under the self-governance program; and (2) programmatic targets for these bureaus.

Under the Self-Governance Act, two categories of non-BIA programs are eligible for self-governance funding agreements:

(1) Under section 403(b)(2) of the Act, any non-BIA program, service, function or activity that is administered by Interior that is "otherwise available to Indian tribes or Indians," can be administered by a tribal government

through a self-governance agreement. The Department interprets this provision to authorize the inclusion of programs eligible for self-determination contracting under Title I of the Indian Self-Determination and Education Assistance Act (P.L. 93-638). Section 403(b)(2) also specifies that "nothing in this subsection may be construed to provide any tribe with a preference with respect to the opportunity of the tribe to administer programs, services, functions and activities, or portions thereof, unless such preference is otherwise provided for by law."

(2) Under section 403(c) of the Act, the Secretary may include other programs, services, functions, and activities, or portions thereof, that are of "special geographic, historical, or cultural significance" to a self-governance tribe.

Under section 403(k) of the Self-Governance Act, annual agreements cannot include programs, services, functions, or activities that are inherently Federal or where the statute establishing the existing program does not authorize the type of participation sought by the tribe. However, a tribe (or tribes) need not be identified in the authorizing statutes in order for a program or element to be included in a self-governance agreement. While general legal and policy guidance regarding what constitutes an inherently Federal function exists, we will determine whether a specific function is inherently Federal on a case-by-case basis considering the totality of circumstances.

Response to Comments

The Department received one letter from a self-governance tribe on the proposed list which commented as follows:

(1) Add to Section I-Background the fact that the program is administered by the Office of Self-Governance. This suggestion has not been adopted. Although the Office of Self-Governance administers the BIA portion of the program, it does not administer the non-BIA portion, which is the subject of this notice.

(2) Retain the reference to the Secretary's January 1995 Report to Congress in Section III, because it provides an expanded list of possible programs which may help tribes to see further options. Although it was inserted in last year's list, the Department has decided not to continue referencing the 1995 report, because it is out of date. Section 405(c) of the Act required this report to present an initial list of non-BIA programs eligible for inclusion in Self-Governance annual