

described in the Commission's Division of Trading and Markets Financial and Segregation Interpretation No. 10, 1 Comm. Fut. L. Rep. (CCH) ¶ 7120 (May 23, 1984), and may not obtain a security interest in such funds.

## PART 190—BANKRUPTCY RULES

7. The authority citation for Part 190 continues to read as follows:

**Authority:** 7 U.S.C. 1a, 2, 4a, 6c, 6d, 6g, 7, 7a, 12, 19, 23, and 24, and 11 U.S.C. 362, 546, 548, 556 and 761–766, unless otherwise noted.

8. Section 190.07 is amended by revising paragraph (b) introductory text to read as follows:

### § 190.07 Calculation of allowed net equity.

\* \* \* \* \*

(b) *Net equity.* Net equity means the total claim of a customer against the estate of the debtor based on the commodity contracts held by the debtor for or on behalf of such customer less any indebtedness of the customer to the debtor. Net equity for any opt-out customer shall exclude any claim based on any commodity contracts traded on or subject to the rules of any registered derivatives transaction execution facility that has authorized opting out in accordance with § 37.7 of this chapter. Net equity shall be calculated as follows:

\* \* \* \* \*

Issued in Washington, DC on March 8, 2001, by the Commission.

**Jean A. Webb,**

*Secretary of the Commission.*

[FR Doc. 01–6181 Filed 3–12–01; 8:45 am]

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## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

#### 26 CFR Part 1

[REG–105235–99]

RIN 1545–AX28

### Exclusion of Gain From Sale or Exchange of a Principal Residence; Correction

**AGENCY:** Internal Revenue Service (IRS), Treasury.

**ACTION:** Correction to notice of proposed rulemaking and notice of public hearing.

**SUMMARY:** This document contains corrections to a notice of proposed rulemaking and notice of public hearing

that was published in the **Federal Register** on Tuesday, October 10, 2000 (65 FR 60136) relating to the exclusion of gain from the sale or exchange of taxpayer's principal residence.

**FOR FURTHER INFORMATION CONTACT:** Sara P. Shepherd at (202) 622–4910 (not a toll-free number).

#### SUPPLEMENTARY INFORMATION:

##### Background

The notice of proposed rulemaking and notice of public hearing that is the subject of these corrections is under section 121 of the Internal Revenue Code.

##### Need for Correction

As published, the notice of proposed rulemaking and notice of public hearing contains errors that may prove to be misleading and are in need of clarification.

##### Correction of Publication

Accordingly, the publication of the notice of proposed rulemaking and notice of public hearing (REG–105235–99), that was the subject of FR Doc. 00–25482, is corrected as follows:

#### § 1.121–1 [Corrected]

1. On page 60139, column 1, § 1.121–1, paragraph (f), *Example 9*, third line from the bottom of the paragraph, the language “\$5,000 of which adjusted net capital gain). J” is corrected to read “\$5,000 of which is adjusted net capital gain). J”.

#### § 1.121–2 [Corrected]

2. On page 60139, column 2, § 1.121–2, paragraph (b)(3), *Example 1*, line three, the language “sale is \$256,000. A and B meet the” is corrected to read “sale is \$256,000. H and W meet the”.

**Cynthia E. Grigsby,**

*Chief, Regulations Unit, Office of Special Counsel (Modernization and Strategic Planning).*

[FR Doc. 01–5959 Filed 3–12–01; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Parts 52 and 81

[WA–72–7147b; FRL–6938–4]

### Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Washington

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** The Environmental Protection Agency (EPA) proposes to approve the Kent, Seattle, and Tacoma, Washington PM–10 area maintenance plan and redesignation request from nonattainment to attainment as revisions to the Washington State Implementation Plan (SIP). PM–10 air pollution is suspended particulate matter with a diameter less than or equal to a nominal ten micrometers.

In the Final Rules section of this **Federal Register**, the EPA is approving the Washington SIP submittal as a direct final rule without prior proposal because the Agency views this as a noncontroversial submittal amendment and anticipates no adverse comments. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to this action, no further activity is contemplated.

If the EPA receives adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. The EPA will not institute a second comment period. Any parties interested in commenting on this action should do so at this time.

**DATES:** Written comments must be received by April 12, 2001.

**ADDRESSES:** Written comments should be addressed to Debra Suzuki, Environmental Protection Specialist (OAQ–107), Office of Air Quality, at the EPA Regional Office listed below.

Copies of the State's request and other information supporting this action are available for inspection during normal business hours at the following locations: EPA, Office of Air Quality (OAQ–107), 1200 Sixth Avenue, Seattle, Washington 98101, and State of Washington Department of Ecology, 300 Desmond Drive, PO Box 47600, Olympia, Washington 98504–7600.

#### FOR FURTHER INFORMATION CONTACT:

Steven K. Body, EPA, Office of Air Quality (OAQ–107), Seattle, Washington, (206) 553–0782.

**SUPPLEMENTARY INFORMATION:** For additional information, see the Direct Final rule which is located in the Rules section of this **Federal Register**.

Dated: December 11, 2000.

**Ronald A. Kreizenbeck,**

*Acting Regional Administrator, Region 10.*

[FR Doc. 01–6083 Filed 3–12–01; 8:45 am]

BILLING CODE 6560–50–P