

be considered a component. See 49 CFR 661.11, Appendix B and C.

Section 5323(j)(2)(C) of Title 49, U.S.C., sets forth the general requirements for the procurement of rolling stock: The cost of the components and subcomponents produced in the United States must be at least 60 percent of the aggregate cost of all components and the rolling stock must undergo final assembly in the U.S. For a component to be considered domestic, 60 percent of its subcomponents must be of domestic origin and the component itself must be manufactured in the U.S. 49 CFR 661.11(g). A subcomponent is of domestic origin if it is manufactured in the U.S. 49 CFR 661.11(h). Because the standards for designation as "domestic" are different for components and subcomponents, and the requirements for components more stringent, the distinction between the two is important. It is for this reason that FTA included a list of items considered typical components in the appendices of the rolling stock regulations. See Appendix B and C, 49 CFR 661.11. As noted above, this list includes items that are generally included in a propulsion system. To the extent that the 1995 FTA handbook identified the items listed in these appendices as something other than components, it was wrong for purposes of calculating domestic content under 49 CFR 661.11.

To more fully explain the Buy America calculation, we provide the following simplified example: Assume that the aggregate cost of all components on a bus is \$100. In order to comply with Buy America, more than \$60 worth of the components must be of domestic origin. To determine which components count as domestic, the origin of the subcomponents must be reviewed. If a component has a cost of \$10 and more than \$6 worth of its subcomponents are manufactured in the U.S., then the entire \$10 cost of the component is considered domestic and counts toward the required aggregate domestic content of more than \$60.

The Buy America analysis begins with identification of the end product being procured. From that determination flows the discussion of which items are components and which are subcomponents and whether the procurement is governed by the general requirements found at 49 CFR 661.5 or the rolling stock requirements found at 49 CFR 661.11. An end product is "any item \* \* \* that is to be acquired by a grantee, as specified in the overall project contract." 49 CFR 661.11(s). If a grantee is procuring a new rail car, the car is the end product and the traction

motor would be a component of the end product. If that same grantee procures a replacement traction motor for an existing rail car, then the traction motor would be the end product for purposes of Buy America analysis.

The regulation does not require which components be of U.S. origin, only that more than 60 percent of their aggregate cost derive from domestically produced components. The manufacturer determines which costs will be used to reach that required threshold. The "Dear Colleague" letter is consistent with this premise.

The above-referenced "Dear Colleague" letter reads as follows:

March 30, 2001.

Dear Colleague:

Under the relevant Buy America requirements, when procuring rolling stock under 49 U.S.C. Chapter 53, the cost of the components and subcomponents produced in the United States must be at least 60 percent of the cost of all components of the rolling stock. In addition, final assembly of the rolling stock must occur in the United States. 49 U.S.C. 5323(j)(2)(C). Under the regulations, a component is considered of domestic origin if the total cost of its subcomponents meets the 60 percent domestic content requirement mandated by law, and the component is manufactured in the United States. 49 CFR 661.11(g).

To assist grantees with the distinction between the terms "component" and "subcomponent" in the context of rolling stock procurements, the Federal Transit Administration included as appendices to its Buy America regulations, the lists of major components identified by Congress in its committee report accompanying the Surface Transportation and Uniform Relocation Assistance Act of 1987 (STURAA), Pub. L. 97-424. H.R. CONF. REP. 100-27. For example, included in the list of major components of rail rolling stock are traction motors, propulsion gearboxes, acceleration and braking resistors, and propulsion controls. Consequently, the domestic content value of the subcomponents for these components, or any other elements that may be considered components of rolling stock, must be more than 60 percent, and the component must be manufactured in the United States in order to satisfy the Buy America requirements.

In summary, all items included in the list of major components at 49 CFR 661.11, App. B and C, should be considered components, not subcomponents, for the purposes of calculating domestic content for rolling stock procurements.

If you have any questions, please contact our Office of Chief Counsel at (202) 366-4011.

Sincerely,  
Hiram J. Walker,  
Acting Deputy Administrator.

Issued on: June 11, 2001.

**Hiram J. Walker,**

*Acting Deputy Administrator, Federal Transit Administration.*

[FR Doc. 01-15023 Filed 6-13-01; 8:45 am]

**BILLING CODE 4910-57-U**

## DEPARTMENT OF THE TREASURY

### Executive Office for Asset Forfeiture; Proposed Collection; Comment Request

**ACTION:** Notice and request for comments.

**SUMMARY:** The Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104-13 (44 U.S.C. 3506(c)(2)(A)). Currently, the Executive Office for Asset Forfeiture within the Department of the Treasury is soliciting comments concerning the "Request for Transfer of Property Seized/Forfeited by a Treasury Agency", TD F 92-22.46.

**DATES:** Written comments should be received on or before August 14, 2001 to be assured of consideration.

**ADDRESSES:** Direct all written comments to the Executive Office for Asset Forfeiture, Attn: Jackie A. Jackson, Suite 700, 740-15th Street, NW, Washington, DC 20220. Telephone: (202) 622-2755. E-Mail Address: *Jackie.Jackson @ TEOAF.Treas.gov*.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of the form(s) and instructions should be directed to the Executive Office for Asset Forfeiture, Attn: Jackie A. Jackson, Suite 700, 740-15th Street, NW, Washington, DC 20220. Telephone: (202) 622-2755. E-Mail Address: *Jackie.Jackson @ TEOAF.Treas.gov*.

**SUPPLEMENTARY INFORMATION:**

*Title:* Request for Transfer of Property Seized/Forfeited by a Treasury Agency, TD F 92-22.46.

*OMB Number:* 1505-0152.

*Form Number:* TD F 92-22.46.

*Abstract:* The form was developed to capture the minimum amount of data necessary to process the application for equitable sharing benefits. Only one form is required per seizure. If a law enforcement agency does not make this one time application for benefits under the equitable sharing process, the agency will not benefit from the forfeiture process.

*Current Actions:* This is a notice for the continued use of the established form. There are no changes to the form or instructions.

*Type of Review:* Extension (without change).

*Affected Public:* Federal, State and local law enforcement agencies participating in the Treasury asset sharing program.

*Estimated Number of Respondents:* 5,000.

*Estimated Time Per Respondent:* 30 Minutes.

*Estimated Total Annual Burden Hours:* 2,500.

#### Request for Comments

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval. All comments will become a matter of public record. Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

**William H. Gonzalez,**

*Acting Director, Executive Office for Asset Forfeiture.*

[FR Doc. 01-14544 Filed 6-13-01; 8:45 am]

BILLING CODE 4810-25-P

#### DEPARTMENT OF THE TREASURY

##### Customs Service

#### Application for Recordation of Trade Name: "Red Bull GMBH"

**ACTION:** Notice of Application for Recordation of Trade Name.

**SUMMARY:** Application has been filed pursuant to section 133.12, Customs Regulations (19 CFR 133.12), for the recordation under section 42 of the Act of July 5, 1946, as amended (15 U.S.C. 1124), of the trade name "RED BULL GMBH". The trade name is owned by Red GmbH, an Austrian corporation incorporated in the State of Salzburg, Brunn 115, A-5330 Fuschl am See, Oesterreich, Austria.

The application states that the trade name is used on a product called Red Bull Energy Drink and Point of Sale and other promotional materials for Red Bull Energy Drink.

The merchandise is manufactured in the United States. Before final action is taken on the application, consideration will be given to any relevant data, views, or arguments submitted in writing by any person in opposition to the recordation of this trade name. Notice of the action taken on the application for recordation of this trade name will be published in the **Federal Register**.

**DATES:** Comments must be received on or before August 13, 2001.

**ADDRESSES:** Written comments should be addressed to U.S. Customs Service, Attention: Office of Regulations and Rulings, Intellectual Property Rights Branch, 1300 Pennsylvania Avenue, NW., Ronald Reagan Building, Room 3.4A, Washington, DC.

**FOR FURTHER INFORMATION CONTACT:** Gwendolyn Savoy, Intellectual Property Rights Branch, 1300 Pennsylvania Avenue, NW., Washington, DC 20229 (202) 927-2330.

Dated: June 8, 2001.

**Joanne Roman Stump,**

*Chief, Intellectual Property Rights Branch.*

[FR Doc. 01-14988 Filed 6-13-01; 8:45 am]

BILLING CODE 4820-02-P

#### DEPARTMENT OF THE TREASURY

##### Customs Service

#### Application for Recordation of Trade Name: "Red Bull North America, Inc."

**ACTION:** Notice of application for recordation of trade name.

**SUMMARY:** Application has been filed pursuant to section 133.12, Customs Regulations (19 CFR 133.12), for the recordation under section 42 of the Act of July 5, 1946, as amended (15 U.S.C. 1124), of the trade name "RED BULL GMBH". The trade name is owned by Red GmbH, an Austrian corporation incorporated in the State of Salzburg, Brunn 115, A-5330 Fuschl am See, Oesterreich, Austria.

The application states that the trade name is used on a product called Red Bull Energy Drink and Point of Sale and other promotional materials for Red Bull Energy Drink.

The merchandise is manufactured in the United States. Before final action is taken on the application, consideration will be given to any relevant data, views, or arguments submitted in

writing by any person in opposition to the recordation of this trade name.

Notice of the action taken on the application for recordation of this trade name will be published in the **Federal Register**.

**DATES:** Comments must be received on or before August 13, 2001.

**ADDRESSES:** Written comments should be addressed to U.S. Customs Service, Attention: Office of Regulations and Rulings, Intellectual Property Rights Branch, 1300 Pennsylvania Avenue, NW., Ronald Reagan Building, Room 3.4A, Washington, DC.

**FOR FURTHER INFORMATION CONTACT:** Gwendolyn Savoy, Intellectual Property Rights Branch, 1300 Pennsylvania Avenue, NW., Washington, DC 20229 (202) 927-2330.

Dated: June 8, 2001.

**Joanne Roman Stump,**

*Chief, Intellectual Property Rights Branch.*

[FR Doc. 01-14987 Filed 6-13-01; 8:45 am]

BILLING CODE 4820-02-P

#### DEPARTMENT OF VETERANS AFFAIRS

[OMB Control No. 2900-0111]

#### Proposed Information Collection Activity: Proposed Collection; Comment Request

**AGENCY:** Veterans Benefits Administration, Department of Veterans Affairs.

**ACTION:** Notice.

**SUMMARY:** The Veterans Benefits Administration (VBA) is announcing an opportunity for public comment on the proposed collection of certain information by the agency. Under the Paperwork Reduction Act (PRA) of 1995, Federal agencies are required to publish notice in the **Federal Register** concerning each proposed collection of information, including each proposed revision of a currently approved collection, and allow 60 days for public comment in response to the notice. This notice solicits comments for information needed to make determinations for release of liability and substitution of entitlement of veterans-sellers to the government on guaranteed, insured and direct loans.

**DATES:** Written comments and recommendations on the proposed collection of information should be received on or before August 13, 2001.

**ADDRESSES:** Submit written comments on the collection of information to Nancy J. Kessinger, Veterans Benefits Administration (20S52), Department of