

**DEPARTMENT OF THE TREASURY****Community Development Financial Institutions Fund****Proposed Collection; Comment Request: Community Development Financial Institutions Fund: Comment Request on Continuing Collection of Information From Community Development Financial Institutions Program Awardees, Native American CDFI Assistance Program Awardees, Native American Technical Assistance Program Awardees, Native American CDFI Development Program Awardees, and New Markets Tax Credit Program Allocates**

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

**SUMMARY:** The Community Development Financial Institutions Fund (the Fund), a government corporation within the Department of the Treasury, as part of its continuing effort to reduce paperwork and respondent burden, is soliciting comments on continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law No. 104-13 (44 U.S.C. 3506(c)(2)(A)): (i) Community Development Financial Institutions Program Awardee Annual Report (OMB Number 1559-0006) (hereafter, the Annual Report), and (ii) Annual Survey: Institution Level Report; Transaction Level Report; IRS Compliance Questions (OMB Number 1559-0027) (the Annual Survey). The two documents comprise certain reporting requirements for participants in the Fund's Community Development Financial Institutions (CDFI) Program, Native American CDFI Assistance (NACA) Program, Native American Technical Assistance (NATA) Program, Native American CDFI Development (NACD) Program, and New Markets Tax Credits (NMTC) Program. This notice further serves to consolidate the Annual Report and the Annual Survey. The combined reports shall be referred to as the Annual Report. The Annual Report forms (and related documents, including the CDFI Program assistance agreement, the NACA/NATA/NACD Program assistance agreement, and the NMTC Program allocation agreement) may be found at the Fund's Web site at <http://www.cdfifund.gov>.

**DATES:** Written comments must be received on or before October 30, 2006 to be assured of consideration.

**ADDRESSES:** Comments on the Annual Report must be submitted in writing and sent to Donna Fabiani, Manager for Financial Strategies and Research, as

follows: (i) by mail to: Community Development Financial Institutions Fund, U.S. Department of the Treasury, 601 13th Street, NW., Suite 200 South, Washington, DC 20005; (ii) by e-mail to: [annualrptcomments@cdfi.treas.gov](mailto:annualrptcomments@cdfi.treas.gov); or (iii) by fax to: 202/622-7754. Comments on the IRS Compliance Questions section of the Annual Report must be submitted in writing and sent to: Debbie Patel, Team Manager, LMSB: PQA: Post-Filing Team B, Internal Revenue Service, 801 9th St., NW., The Mint Building, M3-312, Washington, DC 20001.

**FOR FURTHER INFORMATION CONTACT:** Yoo Jin Na, Manager for Compliance Monitoring and Evaluation, as follows: (i) By mail to: Community Development Financial Institutions Fund, U.S. Department of the Treasury, 601 13th Street, NW., Suite 200 South, Washington, DC 20005; (ii) by e-mail to: [annualrptcomments@cdfi.treas.gov](mailto:annualrptcomments@cdfi.treas.gov); or (iii) by fax to: 202/622-7754.

**SUPPLEMENTARY INFORMATION:**

**Title:** Comment Request on Continuing Collection of Information from Community Development Financial Institutions Program Awardees, Native American CDFI Assistance Program Awardees, Native American Technical Assistance Program Awardees, Native American CDFI Development Program Awardees, and New Markets Tax Credit Program Allocates.

**OMB Number:** 1559-0006; OMB Number 1559-0027.

**Abstract:** The Fund's mission is to expand the capacity of financial institutions to provide credit, capital and financial services to underserved populations and communities in the United States. The Fund's strategic goal is to improve the economic conditions of underserved communities by providing capital and technical assistance to Community Development Financial Institutions (CDFIs), capital to insured depository institutions, and NMTC allocations to Community Development Entities (CDEs), which provide credit, capital, financial services, and development services to these markets. The Fund certifies entities as CDFIs and/or CDEs.

**Annual Reporting Requirements:** The Annual Report consists of quantitative information at the institution and transaction levels and is used to assess: (1) The awardee's activities in support of its Comprehensive Business Plan; (2) the awardee's approved use of the Fund's assistance; (3) the awardee's financial condition; (4) the socio-economic characteristics of awardee's borrowers/investees, loan and

investment terms, repayment status, and community development impacts; and (4) overall compliance with the terms and conditions of the assistance agreement entered into by the Fund and the awardee.

A CDFI Program awardee or a NACA/NATA/NACD Program awardee must submit an Annual Report that comprises several sections, depending on the program and the type of award. The specific components that comprise an awardee's Annual Report are set forth in the assistance agreement that the awardee enters into with the Fund in order to receive a CDFI Program or a NACA/NATA/NACD Program award. In summary:

1. A CDFI Program or NACA/NATA Program awardee that is a non-regulated entity and that receives Financial Assistance (FA) only must submit an Annual Report that comprises: (i) A Financial Report (Financial Statement) reviewed or audited by an independent certified public accountant; (ii) Single Audit A-133 (if applicable); (iii) an Institution Level Report (ILR) and a Transaction Level Report (TLR) (which include, among others, questions that measure the awardee's achievement of the Performance Goals and Measures set forth in its assistance agreement); (iv) a Uses of Financial Assistance and Matching Funds Report; and (v) if applicable, an Explanation of Noncompliance.

2. A CDFI Program or NACA/NATA Program awardee that is a regulated entity and that receives FA only must submit an Annual Report that comprises: (i) An ILR and a TLR; (ii) a Uses of Financial Assistance and Matching Funds Report; (iii) if applicable, an Explanation of Noncompliance; and (iv) if applicable, a Single Audit A-133.

3. A CDFI Program or NACA/NATA/NACD Program awardee that receives an award from the Fund that is in the form of an equity investment must also submit a Shareholder Report.

4. A CDFI Program or NACA/NATA/NACD Program awardee that receives Technical Assistance (TA) must submit an Annual Report that comprises: (i) The documents set forth in either (1) or (2) above, as applicable, if the awardee also receives FA; (ii) Uses of Technical Assistance Report; and (iii) OMB form 269A (Financial Status Report), which can be found on the Fund's Web site at <http://www.cdfifund.gov>.

A NMTC Program allocatee must submit an Annual Report that comprises: (i) A financial statement that has been audited by an independent certified public accountant; (ii) an ILR (including the IRS Compliance

Questions section), if the allocatee has issued any Qualified Equity Investments; and (iii) a TLR if the allocatee has issued any Qualified Low-Income Community Investments in the form of loans or investments. The components that comprise an allocatee's Annual Report are set forth in the allocation agreement that the allocatee enters into with the Fund in order to receive a NMTC Program allocation.

*Current Action:* N/A.

*Type of review:* Renewal (combining Annual Report, OMB 1559-0006, with Annual Survey, OMB 1559-0027).

*Affected Public:* Not-for-profit institutions, businesses or other for-profit institutions and tribal entities.

*Burden: Estimated Number of Respondents:* 423.

*CDFI Annual Report:* 233.

*NMTC Annual Report:* 190.

*Estimated Annual Time Per*

*Respondent:* 50.

*CDFI Program TA awardees:* 22 hours.

*CDFI Program FA awardees:* 62 hours.

*NMTC Program allocatees:* 65 hours.

*Estimated Total Annual Burden*

*Hours:* 14,184.

*CDFI Program TA reports:* 3,300 hours.

*CDFI Program FA reports:* 9,300 hours.

*NMTC Program reports:* 1,584 hours.

*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 all aspects of the information collections, but commentators may wish to focus particular attention on: (a) The portion of the requested information that CDFIs and CDEs currently collect and track electronically; (b) the effort and cost for CDFIs and CDEs to begin collecting and electronically tracking any required information not currently collected and tracked electronically (e.g., enhancing systems, purchasing new systems); (c) the cost for CDFIs and CDEs to operate and maintain the services/systems required to provide the required information; (d) ways to enhance the quality, utility, and clarity of the information to be collected; (e) whether the collection of information is necessary for the proper evaluation of the effectiveness and impact of the Fund's programs, including whether the information shall have practical utility; (f) ways to minimize the burden of the collection of information; and (g) the accuracy of the Fund's estimate of the burden of the collection of information.

**Authority:** 12 U.S.C. 4703, 4703 note, 4707, 4710, 4714, 4717; 26 U.S.C. 45D; 31 U.S.C. 321; and 12 CFR part 1805.

Dated: August 22, 2006.

**Arthur A. Garcia,**

*Director, Community Development Financial Institutions Fund.*

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**BILLING CODE 4810-70-P**

## DEPARTMENT OF THE TREASURY

### Office of the Comptroller of the Currency

## FEDERAL RESERVE SYSTEM

### FEDERAL DEPOSIT INSURANCE CORPORATION

## DEPARTMENT OF THE TREASURY

### Office of Thrift Supervision

### NATIONAL CREDIT UNION ADMINISTRATION

## FEDERAL TRADE COMMISSION

### Agency Information Collection Activities: Proposed Collection; Comment Request

**AGENCIES:** Office of the Comptroller of the Currency (OCC), Treasury; Board of Governors of the Federal Reserve System (Board); Federal Deposit Insurance Corporation (FDIC); Office of Thrift Supervision (OTS), Treasury; National Credit Union Administration (NCUA); and Federal Trade Commission (FTC).

**ACTION:** Joint notice and request for comment.

**SUMMARY:** In accordance with the requirements of the Paperwork Reduction Act of 1995, the OCC, the Board, the FDIC, the OTS, the NCUA, and the FTC (Agencies) may not conduct or sponsor, and the respondent is not required to respond to, an information collection unless it displays a currently valid Office of Management and Budget (OMB) control number. Pursuant to section 214(e) of the Fair and Accurate Credit Transactions Act of 2003 (FACT Act or Act), the Agencies are requesting public comment on a proposed information collection concerning the "Survey of Information Sharing Practices with Affiliates" (Survey).

**DATES:** Comments must be submitted on or before October 30, 2006.

**ADDRESSES:** Interested parties are invited to submit written comments to any or all of the Agencies. All comments, which should refer to the OMB control number, will be shared among the Agencies.

**OCC:** You may submit comments, identified by "Survey of Information Sharing Practices with Affiliates (1557-NEW)," by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

- *OCC Web site:* <http://www.occ.treas.gov>.

Click on "Contact the OCC," scroll down and click on "Comments on Proposed Regulations."

- *Mail:* Communications Division, Office of the Comptroller of the Currency, Public Information Room, Mailstop 1-5, Attention: 1557-NEW, 250 E Street, SW., Washington, DC 20219.

- *Fax:* (202) 874-4448

- *E-mail:*

[regs.comments@occ.treas.gov](mailto:regs.comments@occ.treas.gov).

You may review comments by any of the following methods:

- *Viewing Comments Personally:* You can inspect and photocopy the comments at the OCC's Public Information Room, 250 E Street, SW., Washington, DC 20219. You can make an appointment to inspect the comments by calling (202) 874-5043.

- *Viewing Comments Electronically:* You may request that we send you an electronic copy of comments via e-mail or mail you a CD-ROM containing electronic copies by contacting the OCC at [regs.comments@occ.treas.gov](mailto:regs.comments@occ.treas.gov).

A copy of the comments may also be submitted to the OMB desk officer: OCC Desk Officer, by mail to U.S. Office of Management and Budget, 725 17th Street, NW., #10235, Washington, DC 20503, or by fax to (202) 395-6974.

**Board:** You may submit comments, identified by "Survey of Information Sharing Practices with Affiliates," by any of the following methods:

- *Agency Web Site:* <http://www.federalreserve.gov>. Follow the instructions for submitting comments on the <http://www.federalreserve.gov/generalinfo/foia/ProposedRegs.cfm>.

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

- *E-mail:*

[regs.comments@federalreserve.gov](mailto:regs.comments@federalreserve.gov).

Include docket number in the subject line of the message.

- *Fax:* 202-452-3819 or 202-452-3102.

- *Mail:* Jennifer J. Johnson, Secretary, Board of Governors of the Federal Reserve System, 20th Street and Constitution Avenue, NW., Washington, DC 20551.

All public comments are available from the Board's Web site at <http://www.federalreserve.gov/generalinfo/foia/ProposedRegs.cfm> as submitted,