

the agency must give a detailed statement of any adverse effects on energy supply, distribution, or use should the proposal be implemented, and of reasonable alternatives to the action and their expected benefits on energy supply, distribution, and use. This final rule would not have a significant adverse effect on the supply, distribution, or use of energy and, therefore, is not a significant energy action. Accordingly, DOE has not prepared a Statement of Energy Effects.

#### *L. Congressional Notification*

As required by 5 U.S.C. 801, DOE will report to Congress on the promulgation of this rule prior to its effective date. The report will state that it has been determined that the rule is not a "major rule" as defined by 5 U.S.C. 804(2).

#### **IV. Approval of the Office of the Secretary**

The Secretary of Energy has approved publication of this final rule.

#### **List of Subjects in 10 CFR Part 420**

Energy conservation, Grant programs—energy, Technical assistance.

Issued in Washington, DC, on September 21, 2006.

**Alexander A. Karsner,**  
Assistant Secretary, Energy Efficiency and Renewable Energy.

■ For the reasons set forth in the preamble, the Department of Energy amends chapter II of title 10 of the Code of Federal Regulations as set forth below:

#### **PART 420—STATE ENERGY PROGRAM**

■ 1. The authority citation for part 420 continues to read as follows:

**Authority:** Title III, part D, as amended, of the Energy Policy and Conservation Act (42 U.S.C. 6321 *et seq.*); Department of Energy Organization Act (42 U.S.C. 7101 *et seq.*)

■ 2. Section 420.13 of subpart B is amended by:

■ a. Revising paragraph (b)(3); and  
■ b. Adding a new paragraph (d).

The revision and addition read as follows:

#### **§ 420.13 Annual State applications and amendments to State plans.**

\* \* \* \*

(b) \* \* \*

(3) With respect to financial assistance under this subpart, a goal, consisting of an improvement of 25 percent or more in the efficiency of use of energy in the State concerned in the calendar year 2012, as compared to the

calendar year 1990, and may contain interim goals;

\* \* \* \*

(d) The Secretary, or a designee, shall, at least once every three years from the submission date of each State plan, invite the Governor of the State to review and, if necessary, revise the energy conservation plan of such State. Such reviews should consider the energy conservation plans of other States within the region, and identify opportunities and actions that may be carried out in pursuit of common energy conservation goals.

[FR Doc. E6-16169 Filed 9-29-06; 8:45 am]

**BILLING CODE 6450-01-P**

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#### **DEPARTMENT OF TRANSPORTATION**

##### **Federal Aviation Administration**

###### **14 CFR Part 39**

**[Docket No. FAA-2006-25713; Directorate Identifier 97-ANE-09; Amendment 39-14780; AD 97-06-13R1]**

**RIN 2120-AA64**

#### **Airworthiness Directives; Rolls-Royce plc Models RB211 Trent 892, 884, 877, 875, and 892B Series Turbofan Engines**

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Final rule; rescission.

**SUMMARY:** This amendment rescinds airworthiness directive (AD) 97-06-13 for Rolls-Royce plc (RR) models RB211 Trent 892, 884, 877, 875, and 892B series turbofan engines. That AD requires inspecting and replacing certain angle gearbox and intermediate gearbox hardware, and on-going repetitive inspections of the magnetic chip detectors. That AD resulted from reports of loss of oil from the angle drive upper shroud tube, the intermediate gearbox housing, the external gearbox lower bevel box housing, and by reports of bearing failures. We intended the requirements of that AD to prevent loss of oil, which could cause an engine fire, and to prevent in-flight engine shutdowns and airplane diversions caused by oil loss and from bearing failures. Since we issued that AD, we determined that the inspections and replacements required by that AD are no longer required to correct an unsafe condition.

**DATES:** This AD becomes effective October 2, 2006.

**ADDRESSES:** You may examine the AD docket on the Internet at <http://>

[dms.dot.gov](http://dms.dot.gov) or in Room PL-401 on the plaza level of the Nassif Building, 400 Seventh Street, SW., Washington, DC.

#### **FOR FURTHER INFORMATION CONTACT:**

Christopher Spinney, Aerospace Engineer, Engine Certification Office, FAA, Engine and Propeller Directorate, 12 New England Executive Park, Burlington, MA 01803; telephone (781) 238-7175; fax (781) 238-7199.

**SUPPLEMENTARY INFORMATION:** The FAA proposed to amend 14 CFR part 39 by rescinding an existing AD, AD 97-06-13; Amendment 39-9970, for RR models RB211 Trent 892, 884, 877, 875, and 892B series turbofan engines. That AD requires inspecting and replacing certain angle gearbox and intermediate gearbox hardware, and on-going repetitive inspections of the magnetic chip detectors. We published the proposed NPRM in the **Federal Register** on April 5, 2006 (71 FR 17035).

#### **Examining the AD Docket**

You may examine the docket that contains the AD, any comments received, and any final disposition in person at the Docket Management Facility Docket Offices between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The Docket Office (telephone (800) 647-5227) is located on the plaza level of the Department of Transportation Nassif Building at the street address stated in **ADDRESSES**. Comments will be available in the AD docket shortly after the DMS receives them.

#### **Comments**

We provided the public the opportunity to comment on the proposed NPRM rescission. We received no comments on the proposal.

#### **Docket Number Change**

We are transferring the docket for this AD to the Docket Management System as part of our on-going docket management consolidation efforts. The new Docket No. is FAA-2006-25713. The old Docket No. became the Directorate Identifier, which is 97-ANE-09. This final rule might get logged into the DMS docket, ahead of the previously collected documents from the old docket file, as we are in the process of sending those items to the DMS.

#### **Conclusion**

We have carefully reviewed the available data and determined that air safety and the public interest require adopting the AD rescission as proposed. We are rescinding this AD because we determined that we no longer need the inspections and replacements required

by that AD to correct an unsafe condition.

#### Authority for This Rulemaking

Title 49 of the United States Code specifies the FAA's authority to issue rules on aviation safety. Subtitle I, section 106, describes the authority of the FAA Administrator. Subtitle VII, Aviation Programs, describes in more detail the scope of the Agency's authority.

We are issuing this rulemaking under the authority described in subtitle VII, part A, subpart III, section 44701, "General requirements." Under that section, Congress charges the FAA with promoting safe flight of civil aircraft in air commerce by prescribing regulations for practices, methods, and procedures the Administrator finds necessary for safety in air commerce. This regulation is within the scope of that authority because it addresses an unsafe condition that is likely to exist or develop on products identified in this rulemaking action.

#### Regulatory Findings

We have determined that this AD rescission will not have federalism implications under Executive Order 13132. This AD will not have a substantial direct effect 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.

For the reasons discussed above, I certify that this AD rescission:

- (1) Is not a "significant regulatory action" under Executive Order 12866;
- (2) Is not a "significant rule" under DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and
- (3) Will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act.

#### List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

#### Adoption of the Amendment

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

#### PART 39—AIRWORTHINESS DIRECTIVES

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

**Authority:** 49 U.S.C. 106(g), 40113, 44701.

#### § 39.13 [Amended]

- 2. The FAA amends § 39.13 by removing Amendment 39–9970 (62 FR 23339, April 30, 1997) and by adding the following new airworthiness directive:

**97-06-13R1 Rolls-Royce plc:** Amendment 39–14780. Docket No. FAA-2006-25713; Directorate Identifier 97-ANE-09.

#### Effective Date

(a) This rescission of AD 97-09-13 becomes effective October 2, 2006.

#### Affected ADs

(b) This AD rescinds AD 97-06-13, Amendment 39–9970.

#### Applicability

(c) This action applies to Rolls-Royce plc models RB211 Trent 892, 884, 877, 875, and 892B series turbofan engines.

Issued in Burlington, Massachusetts, on September 25, 2006.

**Peter A. White,**

*Acting Manager, Engine and Propeller Directorate, Aircraft Certification Service.*

[FR Doc. E6-16045 Filed 9-29-06; 8:45 am]

**BILLING CODE 4910-13-P**

sections 367(b) and 381 of the Internal Revenue Code.

#### Need for Correction

As published, final regulations (TD 9273) contain an error that may prove to be misleading and is in need of clarification.

#### Correction of Publication

Accordingly, the publication of the final regulations (TD 9273), which was the subject of FR Doc. 06-6740, is corrected as follows:

On page 44889, column 3, in the preamble, under the paragraph heading "*B. Paradigm Based on Pooling Rather Than Look-Through*", first paragraph of the column, line 11, the language "through-corporation included a" is corrected to read "through corporation included a".

**Guy R. Traynor,**

*Chief, Publications and Regulations Branch, Legal Processing Division, Associate Chief Counsel (Procedure and Administration).*

[FR Doc. E6-16126 Filed 9-29-06; 8:45 am]

**BILLING CODE 4830-01-P**

## DEPARTMENT OF THE TREASURY

#### Internal Revenue Service

##### 26 CFR Part 1

[TD 9273]

**RIN 1545-AX65**

#### Stock Transfer Rules: Carryover of Earnings and Taxes; Correction

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

**ACTION:** Correction to final regulations.

**SUMMARY:** This document contains a correction to final regulations (TD 9273) that were published in the **Federal Register** on Tuesday, August 8, 2006 (71 FR 44887) addressing the carryover of certain tax attributes, such as earnings and profits and foreign income tax accounts, when two corporations combine in a corporate reorganization or liquidation that is described in both section 367(b) and section 381 of the Internal Revenue Code (Code).

**DATES:** This correction is effective August 8, 2006.

**FOR FURTHER INFORMATION CONTACT:** Jeffrey L. Parry, (202) 622–3850 (not a toll-free number).

#### SUPPLEMENTARY INFORMATION:

#### Background

The correction notice that is the subject of this document is under

## DEPARTMENT OF THE TREASURY

#### Internal Revenue Service

##### 26 CFR Part 1

[TD 9273]

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