

**DEPARTMENT OF TRANSPORTATION****Federal Transit Administration****Notice of Granted Buy America Waivers**

**AGENCY:** Federal Transit Administration (FTA), DOT.

**ACTION:** Notice of granted Buy America waiver.

**SUMMARY:** The following waiver will permit ticket vending machine manufacturers to install and count as domestic for purposes of the Buy America Act, 49 U.S.C. 5323(j), as implemented by the Federal Transit Administration at 49 CFR part 661, the CashCode BB-10XX, MBB-01XX, MBB-03XX, MBB-04XX Bill Validators (collectively, the "CashCode Bill Validators"). This waiver is valid for a period of two years, or until such time as a domestic source for the product becomes available, whichever occurs first. This notice shall ensure that the public is aware of the waiver. FTA requests that the public notify it if a domestic source for any of the above-listed products becomes available.

**FOR FURTHER INFORMATION CONTACT:** Jayme L. Blakesley, Attorney-Advisor, Federal Transit Administration, U.S. Department of Transportation, 400 Seventh Street, SW., Room 9316, Washington, DC 20590-0001. E-mail: [jayme.blakesley@dot.gov](mailto:jayme.blakesley@dot.gov). Telephone: (202) 366-0304.

**SUPPLEMENTARY INFORMATION:** See waiver below.

**Waiver: CashCode BB-10XX, MBB-01XX, MBB-03XX, MBB-04XX Bill Validators**

Simcha Bielak, V.P. Sales & Marketing, Crane-CashCode, 553 Basaltic Road, Ontario, Canada L4K 4W8.

Re: Buy America Non-Availability Waiver for the CashCode BB-10XX, MBB-01XX, MBB-03XX, MBB-04XX Bill Validators

Dear Mr. Bielak:

This letter responds to your October 31, 2006, request for a Buy America non-availability waiver for your CashCode BB-10XX, MBB-01XX, MBB-03XX, MBB-04XX Bill Validators (collectively, the "CashCode Bill Validators"), which are manufactured in Canada for use in ticket vending machines.<sup>1</sup> For the reasons below, I have determined that a non-availability waiver is appropriate here.

The Buy America Act requires, with few exceptions, that all steel, iron and manufactured goods used in FTA-funded projects be produced in the United States.<sup>2</sup>

<sup>1</sup> The coin dispenser at issue here is a low-profile, bulk coin dispensing hopper module, a device able to hold a quantity of coins in a hopper and dispense them for "change," one-by-one, in a secure and accurate manner upon electronic command.

<sup>2</sup> 49 U.S.C. 5323(j).

One such exception is that of non-availability—that in some instances steel, iron, and goods produced in the United States are not produced in the United States in sufficient and reasonably available quantities or are not of a satisfactory quality. Therefore, Congress authorized FTA to waive the above requirement and allow, based on non-availability, the use in an FTA-funded project of steel, iron or manufactured goods produced outside the United States.<sup>3</sup>

FTA verified non-availability of the CashCode Bill Validators by publishing the following notice on its Web site—<http://www.fta.dot.gov>—and the Docket Management System Web site—<http://www.dms.dot.gov>, Docket No. FTA-2006-26277—and allowing thirty days for public comment:

Crane-CashCode ("CashCode") has requested a component non-availability waiver for its BB-10XX, MBB-01XX, MBB-03XX, and MBB-04XX Bill Validators (collectively, the "CashCode Bill Validators"), manufactured in Canada for use in ticket vending machines. The CashCode Bill Validators (U.S. Patent Nos. 6,371,473 and 6,296,242) are able to accept, validate, and mechanically escrow up to twenty banknotes of various denominations at a time, can store bills in up to three recycling canisters to be recycled and dispensed or to be routed to a lockable, removable cassette. More information about the CashCode Bill Validators can be accessed on CashCode's Web site at <http://www.cashcode.com>. CashCode asserts that the CashCode Bill Validators, or their functional equivalent, are not available from a U.S. source. If granted, this waiver would permit ticket vending machine manufacturers to install the CashCode Bill Validators and count them as domestic for purposes of Buy America compliance.

Please note "CashCode Bill Validators" in the subject line and submit comments by close of business December 8, 2006, to [jayme.blakesley@dot.gov](mailto:jayme.blakesley@dot.gov). For more information on Buy America, please see 49 CFR 661.7(d) and 661.9(d).

Thirty days have passed since publication of the above notice, and no party has indicated that a U.S. manufacturer produces coin dispensing hoppers in sufficient and reasonably available quantities and of a satisfactory quality. Therefore, FTA hereby grants a non-availability waiver for the CashCode Bill Validators for a period of two years, or until such time as a domestic source for this type of unit becomes available, whichever occurs first. This waiver will permit ticket vending machine manufacturers to install the CashCode Bill Validators and count them as domestic for purposes of Buy America compliance.

If you have any questions, please contact Jayme L. Blakesley at (202) 366-0304 or [jayme.blakesley@dot.gov](mailto:jayme.blakesley@dot.gov).

Sincerely,

David B. Horner,  
Chief Counsel,  
Federal Transit Administration.

<sup>3</sup> 49 U.S.C. 5323(j)(2)(B).

Issued: February 22, 2007.

David B. Horner,  
Chief Counsel.

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BILLING CODE 4910-57-P

**DEPARTMENT OF THE TREASURY****Internal Revenue Service****Proposed Collection; Comment Request for Form 8909**

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

**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 IRS is soliciting comments concerning Form 8909, Energy Efficient Appliance Credit.

**DATES:** Written comments should be received on or before April 30, 2007 to be assured of consideration.

**ADDRESSES:** Direct all written comments to Glenn P. Kirkland, Internal Revenue Service, room 6516, 1111 Constitution Avenue NW., Washington, DC 20224.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of the form and instructions should be directed to R. Joseph Durbala, at (202) 622-3634, or at Internal Revenue Service, room 6516, 1111 Constitution Avenue NW., Washington, DC 20224, or through the Internet, at [RJoseph.Durbala@irs.gov](mailto:RJoseph.Durbala@irs.gov).

**SUPPLEMENTARY INFORMATION:**

*Title:* Energy Efficient Appliance Credit.

*OMB Number:* 1545-2055.

*Form Number:* Form 8909.

*Abstract:* Form 8909, Energy Efficient Appliance Credit, was developed to carry out the provisions of new Code section 45M. This new section was added by section 1334 of the Energy Policy Act of 2005 (Pub. L. 109-58). The new form provides a means for the eligible manufacturer/taxpayer to compute the amount of, and claim, the credit.

*Current Actions:* There are no changes being made to the form at this time.

*Type of Review:* Extension of a currently approved collection.

*Affected Public:* Business or other for-profit organizations.