

collected; and (4) minimize the burden of collecting information on those who are to respond, including through the use of appropriate automated electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission responses.

OMB is required to make a decision concerning the collection of information contained in these proposed regulations between 30 and 60 days after publication of this document in the **Federal Register**. Therefore, a comment to OMB is best assured of having its full effect if OMB receives it within 30 days of publication. This does not affect the deadline for the public to comment to the Commission on the proposed regulations. Copies of the information collection submission to OMB are available from the CFTC Clearance Officer, 1155 21st Street, NW., Washington DC 20581, (202) 418-5160.

**List of Subjects**

17 CFR Part 40

Commodity futures, Contract markets, Designation application, Reporting and recordkeeping requirements.

17 CFR Part 41

Security futures.

For the reasons stated in the preamble, the Commission proposes to amend 17 CFR parts 40 and 41 as follows:

**PART 40—PROVISIONS COMMON TO CONTRACT MARKETS, DERIVATIVES TRANSACTION EXECUTION FACILITIES AND DERIVATIVES CLEARING ORGANIZATIONS**

1. The authority for part 40 continues to read as follows:

**Authority:** 7 U.S.C. 1a, 2, 5, 6, 6c, 7, 7a, 8 and 12a, as amended by appendix E of Pub. L. 106-554, 114 Stat. 2763A-365.

2. Section 40.2 is amended by adding paragraph (a)(3)(v) to read as follows:

**§ 40.2 Listing products for trading by certification.**

- (a) \* \* \*
- (3) \* \* \*

(v) A request for confidential treatment as permitted under the procedures of § 40.8.

\* \* \* \* \*

3. Section 40.3 is amended by revising paragraph (a)(7) to read as follows:

**§ 40.3 Voluntary submission of new products for Commission review and approval.**

- (a) \* \* \*

(7) Include a request for confidential treatment as permitted under the procedures of § 40.8.

\* \* \* \* \*

4. Section 40.5 is amended by revising paragraph (a)(8) to read as follows:

**§ 40.5 Voluntary submission of rules for Commission review and approval.**

- (a) \* \* \*

(8) Include a request for confidential treatment as permitted under the procedures of § 40.8.

\* \* \* \* \*

5. Section 40.6 is amended by adding new paragraph (a)(3)(vi) to read as follows:

**§ 40.6 Self-certification of rules by designated contract markets and registered derivatives clearing organizations.**

- (a) \* \* \*
- (3) \* \* \*

(vi) A request for confidential treatment as permitted under the procedures of § 40.8.

\* \* \* \* \*

6. Section 40.8 is amended by adding new paragraphs (c) and (d) to read as follows:

**§ 40.8 Availability of public information.**

\* \* \* \* \*

(c) A registered entity's filing of new products under the self-certification procedures, new products for Commission review and approval, new rules and rule amendments for Commission review and approval, and new rules and rule amendments submitted under the self-certification procedures will be treated as public information unless covered by a request for confidential treatment. If a registered entity files a request for confidential treatment, the procedures in § 145.9 of this chapter shall apply with the following exceptions:

(1) A detailed written justification of the confidential treatment request must be filed simultaneously with the request for confidential treatment;

(2) The material deemed confidential must be segregated in an appendix to the submission; and

(3) Commission staff may make an initial determination with respect to the request for confidential treatment before receiving a request under the Freedom of Information Act for the material for which confidential treatment is being sought.

(d) A registered entity's filing regarding a product's terms and conditions and the mechanisms for executing transactions on or through the facilities of the contract market will be made publicly available at the time of submission and requests for confidential

treatment covering this information will be denied.

**PART 41—SECURITY FUTURES PRODUCTS**

7. The authority citation for part 41 continues to read as follows:

**Authority:** Sections 206, 251 and 252, Pub. L. 106-554, 114 Stat. 2763, 7 U.S.C. 1a, 2, 6f, 6j, 7a-2, 12a; 15 U.S.C. 78g(c)(2).

8. Section 41.23 is amended by adding new paragraph (a)(7) to read as follows:

**§ 41.23 Listing of security futures products for trading.**

- (a) \* \* \*

(7) Includes a request for confidential treatment as permitted under the procedures of § 40.8.

\* \* \* \* \*

9. Section 41.24 is amended by adding new paragraph (a)(6) to read as follows:

**§ 41.24 Rule amendments to security futures products.**

- (a) \* \* \*

(6) Includes a request for confidential treatment as permitted under the procedures of § 40.8.

\* \* \* \* \*

Issued in Washington, DC, on July 17, 2007 by the Commission.

**Eileen A. Donovan,**  
*Acting Secretary of the Commission.*

[FR Doc. E7-14103 Filed 7-19-07; 8:45 am]

**BILLING CODE 6351-01-P**

**AGENCY FOR INTERNATIONAL DEVELOPMENT**

**22 CFR Part 215**

**RIN 0412-AA61**

**Privacy Act of 1974, Implementation of Exemptions**

**AGENCY:** United States Agency for International Development.

**ACTION:** Proposed rule.

**SUMMARY:** The United States Agency for International Development (USAID) is concurrently establishing a new system of records pursuant to the provisions of the Privacy Act of 1974 (5 U.S.C. 552a), entitled the "Partner Vetting System" (PVS). In this proposed rulemaking, USAID proposes to exempt portions of this system of records from one or more provisions of the Privacy Act because of criminal, civil, and administrative enforcement requirements.

**DATES:** Submit comments on or before September 18, 2007.

**ADDRESSES:** You may submit comments, identified by RIN 0412-AA61, by any of the following methods:

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

*Mail:* U.S. Agency for International Development, Chief Privacy Officer, 1300 Pennsylvania Avenue NW., Room 2.12-003, Washington, DC 20523-2120.

*Instructions:* All submissions must include the title of the proposed action, and Regulatory Information Number (RIN) for this rulemaking. Please include your name, title, organization, postal address, telephone number, and e-mail address in the text of the message.

**FOR FURTHER INFORMATION CONTACT:** Jeff Denale, Coordinator for Counterterrorism, Office of Security, United States Agency for International Development, Ronald Reagan Building, 1300 Pennsylvania Avenue, NW., Washington, DC 20523 by phone (202) 712-1264.

#### **SUPPLEMENTARY INFORMATION:**

##### **A. Background**

In accordance with the Privacy Act of 1974, 5 U.S.C. 552a, USAID is publishing a new system of records notice for the Office of Security named Partner Vetting System (PVS). The PVS will support the vetting of directors, officers, or other employees of non-governmental organizations who apply for USAID contracts, grants, cooperative agreements or other funding and those who apply for registration with USAID as Private Voluntary Organizations. The information collected from these individuals will be used to conduct screening to ensure USAID funds and USAID-funded activities are not purposefully or inadvertently used to provide support to entities or individuals deemed to be a risk to national security. As these individuals and organizations are not employees or job applicants, nor would they be eligible for or require security clearances, traditional employment or security clearance investigative mechanisms are not authorized or appropriate for the stated purposes.

USAID proposes to exempt this system, in part, from certain provisions of the Privacy Act and to add the PVS system to 22 CFR 215.14, Specific Exemptions. USAID needs this exemption in order to protect information related to investigations from disclosure to subjects of investigations and to protect classified information related to the government's national security programs. Specifically, the exemptions are required to preclude

subjects of investigations from frustrating the investigative process; to avoid disclosure of investigative techniques; protect the identities and physical safety of confidential informants and of law enforcement personnel; ensure the Office of Security's ability to obtain information from third parties and other sources; protect the privacy of third parties; and safeguard classified information.

Aside from the specific protections afforded classified information that may underpin the screening mechanisms involved, USAID must also protect the names of organizations and individuals within this system. Because the results of screening on any particular organization or individual may be derived from classified and sensitive law enforcement and intelligence information, USAID cannot confirm or deny whether an individual "passed" or "failed" screening. The nondisclosure of the information protects the government's operational counterterrorism and counterintelligence missions, as well as the personal safety of those involved in counterterrorism investigations.

##### **B. Regulatory Planning and Review**

This is not a significant regulatory action and, therefore, is not subject to review under Section 6(b) of Executive Order 12866, Regulatory Planning and Review, dated September 30, 1993. This rule is not a major rule under 5 U.S.C. 804.

##### **C. Regulatory Flexibility Act**

Pursuant to requirements set forth in the Regulatory Flexibility Act (RFA) (5 U.S.C. 601 *et seq.*), USAID has considered the economic impact of the rule and has determined that its provisions would not have a significant economic impact on a substantial number of small entities.

##### **D. Paperwork Reduction Act**

The Paperwork Reduction Act does apply because the proposed changes impose information collection requirements that require the approval of the Office of Management and Budget under 44 U.S.C. 3501 *et seq.*

##### **List of Subjects in 22 CFR Part 215**

Freedom of Information, Investigations, Privacy.

For the reasons stated in the preamble, the USAID proposes to amend 22 CFR part 215 as follows:

#### **PART 215—REGULATIONS FOR IMPLEMENTATION OF PRIVACY ACT OF 1974**

1. The authority citation for 22 CFR part 215 is revised to read as follows:

**Authority:** Pub. L. 93-579, 88 Stat. 1896 (5 U.S.C. 553, (b), (c) and (e).

2. Amend § 215.13 by adding paragraph (c)(2) to read as follows:

##### **§ 215.13 General exemptions.**

\* \* \* \* \*

(c) \* \* \*  
(2) *Partner Vetting System.* This system is exempt from sections (c)(3) and (4); (d); (e) (1), (2), and (3); (e) (4) (G), (H), and (I); (e) (5) and (8); (f), (g), and (h) of 5 U.S.C. 552a. These exemptions are necessary to insure the proper functioning of the law enforcement activity, to protect confidential sources of information, to fulfill promises of confidentiality, to maintain the integrity of the law enforcement procedures, to avoid premature disclosure of the knowledge of criminal activity and the evidentiary bases of possible enforcement actions, to prevent interferences with law enforcement proceeding, to avoid the disclosure of investigative techniques, to avoid endangering the law enforcement personnel, to maintain the ability to obtain candid and necessary information, to fulfill commitments made to sources to protect the confidentiality of information, to avoid endangering these sources, and to facilitate proper selection or continuance of the best applicants or persons for a given position or contract. Although the primary functions of USAID are not of a law enforcement nature, the mandate to ensure USAID funding is not purposefully or inadvertently used to provide support to entities or individuals deemed to be a risk to national security necessarily requires coordination with law enforcement and intelligence agencies as well as use of their information. Use of these agencies' information necessitates the conveyance of these other systems exemptions to protect the information as stated.

3. Amend 22 CFR 215.14 by adding the heading "Note to paragraph (c)(5)" to the undesignated text at the end of the section and paragraph (c)(6) to read as follows:

##### **§ 215.14 Specific exemptions.**

\* \* \* \* \*

(c) \* \* \*  
(6) *Partner Vetting System.* This system is exempt under 5 U.S.C. 552a (k)(1), (k)(2), and (k)(5) from the provision of 5 U.S.C. 552a (c)(3); (d);

(e)(1); (e)(4) (G), (H), (I); and (f). These exemptions are claimed to protect the materials required by executive order to be kept secret in the interest of national defense of foreign policy, to prevent subjects of investigation from frustrating the investigatory process, to insure the proper functioning and integrity of law enforcement activities, to prevent disclosure of investigative techniques, to maintain the ability to obtain candid and necessary information, to fulfill commitments made to sources to protect the confidentiality of information, to avoid endangering these sources, and to facilitate proper selection or continuance of the best applicants or persons for a given position or contract.

**Philip M. Heneghan,**  
*Chief Privacy Officer.*

[FR Doc. 07-3331 Filed 7-19-07; 8:45 am]

BILLING CODE 6116-01-P

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

#### 26 CFR Part 1

[REG-143601-06]

RIN 1545-BG30

#### Mortality Tables for Determining Present Value; Correction

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

**ACTION:** Correction to notice of proposed rulemaking.

**SUMMARY:** This document contains corrections to notice of proposed rulemaking that was published in the **Federal Register** on Tuesday, May 29, 2007 (72 FR 29456) providing mortality tables to be used in determining present value or making any computation for purposes of applying certain pension funding requirements.

**FOR FURTHER INFORMATION CONTACT:** Bruce Perlin, Lauson C. Green, or Linda S.F. Marshall at (202) 622-6090.

#### SUPPLEMENTARY INFORMATION:

##### Background

The notice of proposed rulemaking (REG-143601-06) that is the subject of these corrections is under sections 412, 430, and 431 of the Internal Revenue Code.

##### Need for Correction

As published, the notice of proposed rulemaking (REG-143601-06) contains errors that may prove to be misleading and are in need of clarification.

#### Correction of Publication

Accordingly, the notice of proposed rulemaking (REG-143601-06) that was the subject of FR Doc. 07-2631 is corrected as follows:

1. On page 29457, column 3, in the preamble, line 4 of footnote number 2, the language “XLVII (1995), p. 819. The RP-2000 Mortality Table” is corrected to read “XLVII (1995), p. 819. The RP-2000 Mortality Tables”.

2. On page 29460, column 3, in the preamble, second full paragraph of the column, line 7 from the bottom of the paragraph, the language “improvement factor is equal to (1—” is corrected to read “improvement factor is equal to (1—”.

#### § 1.430(h)(3)-2 [Corrected]

3. On page 29471, § 1.430(h)(3)-2(d)(4)(i)(E), column 3, last line of the paragraph, the language “§ 1.430(h)-1(a)(3).” is corrected to read “§ 1.430(h)(3)-1(a)(3).”

**LaNita Van Dyke,**

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

[FR Doc. E7-13494 Filed 7-19-07; 8:45 am]

BILLING CODE 4830-01-P

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

#### 26 CFR Part 1

[REG-144859-04]

RIN 1545-BD72

#### Section 1367 Regarding Open Account Debt; Correction

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

**ACTION:** Cancellation of notice of public hearing on proposed rulemaking.

**SUMMARY:** This document cancels a public hearing on proposed regulations under section 1367 of the Internal Revenue Code relating to the treatment of open account debt between S corporations and their shareholders.

**DATES:** The public hearing, originally scheduled for July 31, 2007, at 10 a.m., is cancelled.

**FOR FURTHER INFORMATION CONTACT:** Richard A. Hurst of the Publications and Regulations Branch, Legal Processing Division, Associate Chief Counsel (Procedure and Administration), at [Richard.A.Hurst@irs.counsel.treas.gov](mailto:Richard.A.Hurst@irs.counsel.treas.gov).

**SUPPLEMENTARY INFORMATION:** A notice of public hearing that appeared in the

**Federal Register** on Thursday, April 12, 2007 (72 FR 18417), announced that a public hearing was scheduled for July 31, 2007, at 10 a.m., in the IRS Auditorium, Internal Revenue Building, 1111 Constitution Avenue, NW., Washington, DC. The subject of the public hearing is under section 1367 of the Internal Revenue Code.

The public comment period for these regulations expired on July 11, 2007. The notice of proposed rulemaking and notice of public hearing instructed those interested in testifying at the public hearing to submit a request to speak and an outline of the topics to be addressed. As of Tuesday, July 17, 2007, no one has requested to speak. Therefore, the public hearing scheduled for July 31, 2007, is cancelled.

**LaNita Van Dyke**

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

[FR Doc. E7-14082 Filed 7-19-07; 8:45 am]

BILLING CODE 4830-01-P

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

#### 26 CFR Part 1

[REG-103842-07]

RIN 1545-BG33

#### Qualified Films Under Section 199; Correction

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

**ACTION:** Correction to notice of proposed rulemaking.

**SUMMARY:** This document contains corrections to a notice of proposed rulemaking that was published in the **Federal Register** on Thursday, June 7, 2007 (72 FR 31478). These regulations involve the deduction for income attributable to domestic production activities under section 199 and affect taxpayers who produce qualified films under section 199(c)(4)(A)(i)(II) and (c)(6) and taxpayers who are members of an expanded affiliated group under section 199(d)(4).

**FOR FURTHER INFORMATION CONTACT:** Concerning § 1.199-3(k) of the proposed regulations, David McDonnell at (202) 622-3040; Concerning § 1.199-7 of the proposed regulations, Ken Cohen (202) 622-7790 (not toll-free numbers).

#### SUPPLEMENTARY INFORMATION:

##### Background

The notice of proposed rulemaking (REG-103842-07) that is the subject of