

Dated: July 16, 2009.

Lillian Deitzer,

Departmental Reports Management Officer,
Office of the Chief Information Officer.

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DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-5276-N-02]

Mortgage and Loan Insurance Programs Under the National Housing Act—Debenture Interest Rates

AGENCY: Office of the Assistant Secretary for Housing—Federal Housing Commissioner, HUD.

ACTION: Notice.

SUMMARY: This notice announces changes in the interest rates to be paid on debentures issued with respect to a loan or mortgage insured by the Federal Housing Administration under the provisions of the National Housing Act (the Act). The interest rate for debentures issued under section 221(g)(4) of the Act during the 6-month period beginning July 1, 2009, is 3³/₈ percent. The interest rate for debentures issued under any other provision of the Act is the rate in effect on the date that the commitment to insure the loan or mortgage was issued, or the date that the loan or mortgage was endorsed (or initially endorsed if there are two or more endorsements) for insurance, whichever rate is higher. The interest rate for debentures issued under these other provisions with respect to a loan or mortgage committed or endorsed during the 6-month period beginning July 1, 2009, is 4¹/₈ percent. However, as a result of an amendment to section 224 of the Act, if an insurance claim relating to a mortgage insured under sections 203 or 234 of the Act and endorsed for insurance after January 23, 2004, is paid in cash, the debenture interest rate for purposes of calculating a claim shall be the monthly average yield, for the month in which the default on the mortgage occurred, on United States Treasury Securities adjusted to a constant maturity of 10 years.

FOR FURTHER INFORMATION CONTACT:

Yong Sun, Department of Housing and Urban Development, 451 Seventh Street, SW., Room 5148, Washington, DC 20410-8000; telephone (202) 402-4778 (this is not a toll-free number). Individuals with speech or hearing impairments may access this number through TTY by calling the toll-free Federal Information Relay Service at (800) 877-8339.

SUPPLEMENTARY INFORMATION: Section 224 of the National Housing Act (12 U.S.C. 1715o) provides that debentures issued under the Act with respect to an insured loan or mortgage (except for debentures issued pursuant to section 221(g)(4) of the Act) will bear interest at the rate in effect on the date the commitment to insure the loan or mortgage was issued, or the date the loan or mortgage was endorsed (or initially endorsed if there are two or more endorsements) for insurance, whichever rate is higher. This provision is implemented in HUD's regulations at 24 CFR 203.405, 203.479, 207.259(e)(6), and 220.830. These regulatory provisions state that the applicable rates of interest will be published twice each year as a notice in the **Federal Register**.

Section 224 further provides that the interest rate on these debentures will be set from time to time by the Secretary of HUD, with the approval of the Secretary of the Treasury, in an amount not in excess of the annual interest rate determined by the Secretary of the Treasury pursuant to a statutory formula based on the average yield of all outstanding marketable Treasury obligations of maturities of 15 or more years.

The Secretary of the Treasury (1) has determined, in accordance with the provisions of section 224, that the statutory maximum interest rate for the period beginning July 1, 2009, is 4¹/₈ percent; and (2) has approved the establishment of the debenture interest rate by the Secretary of HUD at 4¹/₈ percent for the 6-month period beginning July 1, 2009. This interest rate will be the rate borne by debentures issued with respect to any insured loan or mortgage (except for debentures issued pursuant to section 221(g)(4)) with insurance commitment or endorsement date (as applicable) within the latter 6 months of 2009.

For convenience of reference, HUD is publishing the following chart of debenture interest rates applicable to mortgages committed or endorsed since January 1, 1980:

Effective interest rate	On or after	Prior to
9 ¹ / ₂	Jan. 1, 1980	July 1, 1980
9 ⁷ / ₈	July 1, 1980	Jan. 1, 1981
11 ³ / ₄	Jan. 1, 1981	July 1, 1981
12 ⁷ / ₈	July 1, 1981	Jan. 1, 1982
12 ³ / ₄	Jan. 1, 1982	Jan. 1, 1983
10 ¹ / ₄	Jan. 1, 1983	July 1, 1983
10 ³ / ₈	July 1, 1983	Jan. 1, 1984
11 ¹ / ₂	Jan. 1, 1984	July 1, 1984
13 ³ / ₈	July 1, 1984	Jan. 1, 1985
11 ⁵ / ₈	Jan. 1, 1985	July 1, 1985
11 ¹ / ₈	July 1, 1985	Jan. 1, 1986
10 ¹ / ₄	Jan. 1, 1986	July 1, 1986

Effective interest rate	On or after	Prior to
8 ¹ / ₄	July 1, 1986	Jan. 1, 1987
8	Jan. 1, 1987	July 1, 1987
9	July 1, 1987	Jan. 1, 1988
9 ¹ / ₈	Jan. 1, 1988	July 1, 1988
9 ³ / ₈	July 1, 1988	Jan. 1, 1989
9 ¹ / ₄	Jan. 1, 1989	July 1, 1989
9	July 1, 1989	Jan. 1, 1990
8 ¹ / ₈	Jan. 1, 1990	July 1, 1990
9	July 1, 1990	Jan. 1, 1991
8 ³ / ₄	Jan. 1, 1991	July 1, 1991
8 ¹ / ₂	July 1, 1991	Jan. 1, 1992
8	Jan. 1, 1992	July 1, 1992
8	July 1, 1992	Jan. 1, 1993
7 ³ / ₄	Jan. 1, 1993	July 1, 1993
7	July 1, 1993	Jan. 1, 1994
6 ⁵ / ₈	Jan. 1, 1994	July 1, 1994
7 ³ / ₄	July 1, 1994	Jan. 1, 1995
8 ³ / ₈	Jan. 1, 1995	July 1, 1995
7 ¹ / ₄	July 1, 1995	Jan. 1, 1996
6 ¹ / ₂	Jan. 1, 1996	July 1, 1996
7 ¹ / ₄	July 1, 1996	Jan. 1, 1997
6 ³ / ₄	Jan. 1, 1997	July 1, 1997
7 ¹ / ₈	July 1, 1997	Jan. 1, 1998
6 ³ / ₈	Jan. 1, 1998	July 1, 1998
6 ¹ / ₈	July 1, 1998	Jan. 1, 1999
5 ¹ / ₂	Jan. 1, 1999	July 1, 1999
6 ¹ / ₈	July 1, 1999	Jan. 1, 2000
6 ¹ / ₂	Jan. 1, 2000	July 1, 2000
6 ¹ / ₂	July 1, 2000	Jan. 1, 2001
6	Jan. 1, 2001	July 1, 2001
5 ⁷ / ₈	July 1, 2001	Jan. 1, 2002
5 ¹ / ₄	Jan. 1, 2002	July 1, 2002
5 ³ / ₄	July 1, 2002	Jan. 1, 2003
5	Jan. 1, 2003	July 1, 2003
4 ¹ / ₂	July 1, 2003	Jan. 1, 2004
5 ¹ / ₈	Jan. 1, 2004	July 1, 2004
5 ¹ / ₂	July 1, 2004	Jan. 1, 2005
4 ⁷ / ₈	Jan. 1, 2005	July 1, 2005
4 ¹ / ₂	July 1, 2005	Jan. 1, 2006
4 ⁷ / ₈	Jan. 1, 2006	July 1, 2006
5 ³ / ₈	July 1, 2006	Jan. 1, 2007
4 ³ / ₄	Jan. 1, 2007	July 1, 2007
5	July 1, 2007	Jan. 1, 2008
4 ¹ / ₂	Jan. 1, 2008	July 1, 2008
4 ⁵ / ₈	July 1, 2008	Jan. 1, 2009
4 ¹ / ₈	Jan. 1, 2009	July 1, 2009
4 ¹ / ₈	July 1, 2009	Jan. 1, 2010

Section 215 of Division G, Title II of Public Law 108-199, enacted January 23, 2004 (HUD's 2004 Appropriations Act) amended section 224 of the Act, to change the debenture interest rate for purposes of calculating certain insurance claim payments made in cash. Therefore, for all claims paid in cash on mortgages insured under section 203 or 234 of the National Housing Act and endorsed for insurance after January 23, 2004, the debenture interest rate will be the monthly average yield, for the month in which the default on the mortgage occurred, on United States Treasury Securities adjusted to a constant maturity of 10 years, as found in Federal Reserve Statistical Release H-15. The Federal Housing Administration has codified this provision in HUD regulations at 24 CFR 203.405(b) and 24 CFR 203.479(b).

Section 221(g)(4) of the Act provides that debentures issued pursuant to that paragraph (with respect to the assignment of an insured mortgage to the Secretary) will bear interest at the "going Federal rate" in effect at the time the debentures are issued. The term "going Federal rate" is defined to mean the interest rate that the Secretary of the Treasury determines, pursuant to a statutory formula based on the average yield on all outstanding marketable Treasury obligations of 8- to 12-year maturities, for the 6-month periods of January through June and July through December of each year. Section 221(g)(4) is implemented in the HUD regulations at 24 CFR 221.255 and 24 CFR 221.790.

The Secretary of the Treasury has determined that the interest rate to be borne by debentures issued pursuant to section 221(g)(4) during the 6-month period beginning July 1, 2009, is 3³/₈ percent.

The subject matter of this notice falls within the categorical exemption from HUD's environmental clearance procedures set forth in 24 CFR 50.19(c)(6). For that reason, no environmental finding has been prepared for this notice.

(Authority: Sections 211, 221, 224, National Housing Act, 12 U.S.C. 1715b, 1715l, 1715o; Section 7(d), Department of HUD Act, 42 U.S.C. 3535(d).)

Dated: July 10, 2009.

Ronald Y. Spraker,

Acting General Deputy Assistant Secretary for Housing—Federal Housing Commissioner.
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DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[FWS-R3-MB-2009-N149] [30120-1113-0000-D3]

Information Collection Sent to the Office of Management and Budget (OMB) for Approval; Bald Eagle Post-delisting Monitoring

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice; request for comments.

SUMMARY: We (Fish and Wildlife Service, Service) have sent an Information Collection Request (ICR) to OMB for review and approval. The ICR, which is summarized below, describes the nature of the collection and the estimated burden and cost. We may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number.

DATES: You must send comments on or before August 21, 2009.

ADDRESSES: Send your comments and suggestions on this information collection to the Desk Officer for the Department of the Interior at OMB-OIRA at (202) 395-5806 (fax) or OIRA_DOCKET@OMB.eop.gov (e-mail). Please provide a copy of your comments to Hope Grey, Information Collection Clearance Officer, Fish and Wildlife Service, MS 222-ARLSQ, 4401 North Fairfax Drive, Arlington, VA 22203 (mail) or hope_grey@fws.gov (e-mail).

FOR FURTHER INFORMATION CONTACT: To request additional information about this ICR, contact Hope Grey by mail or e-mail (see **ADDRESSES**) or by telephone at (703) 358-2482.

SUPPLEMENTARY INFORMATION:

OMB Control Number: None. This is a new collection.

Title: Bald Eagle Post-delisting Monitoring.

Type of Request: New.

Affected Public: States, tribes, and local governments, Federal land managers, and nongovernmental partners.

Respondent's Obligation: Voluntary.

Frequency of Collection: Once every 5 years.

Note: For each 5-year survey, we estimate a total of 48 respondents will provide 48 responses totaling 1,478 burden hours. The burden estimates below are annualized over the 3-year period of OMB approval.

Estimated Annual Number of Respondents: 16.

Estimated Total Annual Responses: 16.

Estimated Time per Response: 30.8 hours.

Estimated Total Annual Burden Hours: 493.

Abstract: This information collection implements the requirements of the Endangered Species Act (16 U.S.C. 1531 et seq.) (ESA). The bald eagle in the lower 48 States was removed from the List of Endangered and Threatened Wildlife on August 8, 2007 (July 9, 2007, 72 FR 37346). Section 4(g) of the ESA requires that all species that are recovered and removed from the List of Endangered and Threatened Wildlife (delisted) be monitored in cooperation with the States for a period of not less than 5 years. The purpose of this requirement is to detect any failure of a recovered species to sustain itself without the protections of the ESA.

The bald eagle has a large geographic distribution that includes a substantial amount of non-Federal land. Although the ESA requires that monitoring of recovered species be conducted for not

less than 5 years, the life history of bald eagles is such that it is appropriate to monitor this species for a longer period of time in order to meaningfully evaluate whether or not the recovered species continues to maintain its recovered status.

We plan to monitor the status of the bald eagle by collecting data on occupied nests over a 20-year period with sampling events held once every 5 years. The Post-delisting Monitoring Plan for the Bald Eagle (Plan) describes monitoring procedures and methods.

When OMB takes action on this ICR, we will publish a notice in the Federal Register announcing the availability of the final Plan. If you would like a copy of the Plan before the notice of availability is published, contact Hope Grey (see **ADDRESSES**) or you can obtain a copy online at <http://www.reginfo.gov>.

Comments: On July 9, 2007, we published a notice of availability for the draft Plan in the Federal Register (72 FR 37373). We solicited comments for a period of 90 days, ending on October 9, 2007. In addition, in the fall of 2007, we gave two web presentations for State biologists. These presentations focused on the survey and data collection methods. We considered all comments from the Federal Register notice and the web presentations and addressed them in the Plan.

Comment: Adequate funding for monitoring has not been identified.

Response: The Service will fund the area frame surveys for the initial baseline survey, including the use of aircraft and pilots to complete the surveys. We will continue to work with the States, tribes, and our other partners to secure funding for future surveys.

Comment: Five-year intervals between monitoring are insufficient.

Response: In order to assess several generations of bald eagles after delisting, this Plan recommends monitoring bald eagle nesting populations at 5-year intervals (which would follow the development cycle to maturity for one generation) for four generations or a total of 20 years. This exceeds the requirements of the ESA. Many States monitor bald eagle nests on an annual basis because the surveys provide valuable resource data. Some States have indicated that their future bald eagle monitoring will be greatly reduced due to its recovery and the need to allocate funding to other areas. Thus, 5-year survey intervals will provide more data for States where surveys are not otherwise planned. It may also provide a cost savings for other States if they can use these data at 5-year intervals to satisfy their needs.