

	Number of respondents	×	Frequency of response	×	Hours per response	=	Burden hours
HUD-5460 .....	60		1		1		60
Recordkeeping .....	60		1		.25		17

*Total Estimated Burden Hours:* 77.  
*Status:* Reinstatement, without changes.

*Contact:* Arthur Methvin, HUD, (202) 708-1872 x4037 and, Joseph F. Lackey, Jr., OMB, (202) 395-7316.

Dated: July 8, 1997.

[FR Doc. 97-18641 Filed 7-15-96; 8:45 am]

BILLING CODE 4210-01-M

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-4200-N-87]

### Submission for OMB Review; Comment Request

**AGENCY:** Office of Administration, HUD.

**ACTION:** Notice.

**SUMMARY:** The proposed information collection requirement described below has been submitted to the Office of Management and Budget (OMB) for review, as required by the Paperwork Reduction Act. The Department is soliciting public comments on the subject proposal.

**DATES:** Comments due date: August 15, 1997.

**ADDRESSES:** Interested persons are invited to submit comments regarding this proposal. Comments must be received within thirty (30) days from the date of this Notice. Comments should refer to the proposal by name and/or OMB approval number and should be sent to: Joseph F. Lackey, Jr., OMB Desk Officer, Office of Management and

Budget, Room 10235, New Executive Office Building, Washington, DC 20503.

**FOR FURTHER INFORMATION CONTACT:** Kay F. Weaver, Reports Management Officer, Department of Housing and Urban Development, 451 7th Street, Southwest, Washington, DC 20410, telephone (202) 708-0050. This is not a toll-free number. Copies of the proposed forms and other available documents submitted to OMB may be obtained from Ms. Weaver.

**SUPPLEMENTARY INFORMATION:** The Department has submitted the proposal for the collection of information, as described below, to OMB for review, as required by the Paperwork Reduction Act (44 U.S.C. Chapter 35).

The Notice lists the following information: (1) The title of the information collection proposal; (2) the office of the agency to collect the information; (3) the OMB approval number, if applicable; (4) the description of the need for the information and its proposed use; (5) the agency form number, if applicable; (6) what members of the public will be affected by the proposal; (7) how frequently information submissions will be required; (8) an estimate of the total number of hours needed to prepare the information submission including number of respondents, frequency of response, and hours of response; (9) whether the proposal is new, an extension, reinstatement, or revision of an information collection requirement; and (10) the names and telephone numbers of an agency official familiar with the proposal and of the OMB Desk Officer for the Department.

**Authority:** Section 3507 of the Paperwork Reduction Act of 1995, 44 U.S.C. 35, as amended.

Dated: July 8, 1997.

**David S. Cristy,**

*Acting Director, Information Resources Management Policy and Management Division.*

### Notice of Submission of Proposed Information Collection to OMB

*Title of Proposal:* Canvass of Moving to Opportunity Families.

*Office:* Policy Development and Research.

*OMB Approval Number:* None.

*Description of the Need for the Information and Its Proposed Use:* The Moving to Opportunity for the Fair Housing (MTO) program is a unique experimental research demonstration. Authorized by Congress in the Housing and Community Development Act of 1992, MTO makes use of Section 8 Rental Assistance, in combination with intensive housing search and counseling services, to learn whether moving from a high-poverty neighborhood to a low-priority community significantly improves the social and economic prospects of poor families. The canvass will also seek information on current employment, education, and benefits provided in evaluating the demonstration impact.

*Form Number:* None.

*Respondents:* Individuals or households.

*Frequency of Submission:* On Occasion.

*Reporting Burden:*

	Number of respondents	×	Frequency of response	×	Hours per response	=	Burden hours
First Canvass .....	2,900		1		0.16		347
Second Canvass .....	4,178		1		0.15		637

*Total Estimated Burden Hours:* 1,109.  
*Status:* New.

*Contact:* Joan F. Kraft, HUD, (202) 708-4504 x109 and Joseph F. Lackey, Jr., OMB, (202) 395-7316.

Dated: July 8, 1997.

[FR Doc. 97-18642 Filed 7-15-97; 8:45 am]

BILLING CODE 4210-01-M

## DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. FR-4248-N-01]

### Fiscal Year 1997 Portfolio Reengineering Demonstration Program Request for Qualifications

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

**ACTION:** Notice of request for qualifications.

**SUMMARY:** The Department is carrying out a statutory Demonstration Program that is intended to test approaches that reduce the cost of the ongoing Federal subsidy for FHA-insured, Section 8-assisted housing, while preserving this critical affordable housing resource in good physical and financial condition. The Guidelines for the Demonstration

Program were published on January 23, 1997, at 62 FR 3567.

One method HUD may use to carry out the Demonstration is to form limited partnerships with nonprofit Designees that are authorized to assume some of the functions, obligations, and responsibilities and to receive some benefits of HUD. The Designee process is detailed in section VII. of the Guidelines (62 FR 3578-3580). In accordance with the Guidelines, the Department is publishing this Notice as a formal Request for Qualifications (RFQ). This RFQ is directed to nonprofit organizations that are interested in participating in the Designee process under section VII. of the Guidelines.

In FY 1997, The Department expects to enter into one such participation arrangement with a qualified nonprofit Designee to restructure a portfolio of about 20 to 50 FHA-insured mortgages on Section 8 assisted projects.

**FOR FURTHER INFORMATION CONTACT:** George C. Dipman, Demonstration Program Coordinator, Office of Multifamily Housing, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, DC 20410-4000; Room 6106; Telephone (202) 708-3321. (This is not a toll-free number.) Hearing or speech-impaired individuals may call 1-800-877-8399 (Federal Information Relay Service TTY). Internet address: PRE@hud.gov.

#### **SUPPLEMENTARY INFORMATION:**

##### *Paperwork Reduction Act Statement*

The information collection requirements contained in this Request for Qualifications have been approved by the Office of Management and Budget (OMB) in accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3501-3520), and assigned OMB control number 2502-0519. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection displays a valid control number.

#### **Nonprofit Partnership—Request for Qualifications**

##### **I. Background: Fiscal Year 1997 Portfolio Reengineering Demonstration Program**

HUD seeks to form a limited partnership with a nonprofit organization to restructure a portfolio of about 20 to 50 FHA insured multifamily mortgages on projects scattered throughout the United States. The project-based Section 8 contracts associated with these projects are expiring. This Request for Qualifications is being issued in order to select

nonprofit organizations with sufficient experience, capacity and financial strength, either on their own or in conjunction with other experienced organizations, to become HUD's partner in this effort.

#### **II. Purpose and Structure of Partnership**

The objective of the partnership will be to restructure project debt in a manner that achieves financial stability for the project at the least cost to the Federal Government, while addressing the other goals of the Demonstration Program. The partnership will also provide the Designee the opportunity to earn a financial return.

HUD is seeking responses from nonprofit organizations with a history of national or large regional operations because the size of the portfolio of FHA-insured mortgages on projects with Section 8 contracts that expire in FY 1997 is limited and is distributed widely throughout the country.

The partnership is expected to terminate when mortgage restructuring work is complete. This should occur before the end of FY 1998, unless mortgages with post-FY-1997 Section 8 contract expirations are added to the pool.

The partnership will be structured as a limited partnership with the Designee as managing general partner and HUD as limited partner. The Designee will invest cash or other financial instruments acceptable to HUD in anticipation of a return from the restructuring. The return will be generated by HUD's sharing with its Designee partner a portion of the project restructuring results effected by the partnership, which exceed the threshold established by HUD for the pool.

If the Designee is, itself, a partnership, the general partner must be a nonprofit and have tax-exempt status under section 501(a) of the Internal Revenue Code based on section 501(c)(3) of the Internal Revenue Code.

#### **III. Request for Qualifications**

##### *A. Selection Process*

HUD intends to conclude its selection process on or before August 27, 1997. HUD intends to qualify two or more nonprofit organizations that will bid to become HUD's partner. The qualifications will be based on the selection criteria established by section VII.A. of the Guidelines, which are as follows:

1. Demonstrated experience with multifamily loan restructurings;
2. Demonstrated experience in multifamily financing, and asset/

property management experience relating to affordable multifamily housing;

3. Demonstrated staff experience and capacity for managing a restructuring process for a portfolio of multifamily projects; and

4. A history of stable, financially sound, and responsible administrative performance.

These selection criteria may be satisfied solely by the nonprofit organization or in conjunction with other entities with proven experience and capacity in the areas outlined.

The final selection of the designated partner, from among the nonprofit organizations who are qualified, will be made by a bid process based on the level of cash or financial instrument acceptable to HUD that the organizations are willing to commit.

HUD anticipates that only one partnership will be created during FY 1997. HUD, however, reserves the right not to select any partners from this RFQ, or to select more than one. Additional partnerships may be created in FY 1998 and beyond. In the future, HUD may use the list of qualified nonprofits developed under this RFQ to select Designees, if HUD decides to enter into additional partnerships either under current statutory authority or any similar statutory authority that may be enacted.

HUD may seek additional information from respondents during the selection process, in written or oral form.

##### *B. Submission Requirements*

Three copies of the response to the Request for Qualifications should be submitted.

##### *C. Pre-Submission Conference*

HUD will hold a pre-submission conference approximately two weeks after publication of this RFQ. The precise time and place will be posted on the FHA/Housing Multifamily Business Homepage at <http://www.hud.gov/fha/fhamf.html>.

##### *D. Proposal Deadline*

The required copies of the response to the Request For Qualifications must be delivered on or before 4:00 P.M. EDT on August 3, 1997 to: Mr. George Dipman, PRe Demonstration Program, Office of the Deputy Assistant Secretary for Multifamily Housing, Room 6106, Department of Housing and Urban Development, 451 Seventh Street, SW, Washington, D.C. 20410.

#### IV. Response Contents

The response should address each of the items described in paragraphs A. through C. of this section IV.

##### A. Organizational Structure

For the entity proposed to be HUD's partner, provide:

1. A list of all principals and, if applicable, Board members, with their individual corporate affiliations; certification that the organization has a voluntary Board of Directors;
2. Evidence of nonprofit status and of tax-exempt status under section 501(a) of the Internal Revenue Code based on section 501(c)(3) of the Internal Revenue Code; and
3. A summary of current organization structure and staffing.

##### B. Financial Strength and History

For the nonprofit organization and any other entity that will be in the partnership with the nonprofit organization provide:

1. Documentation of a history of stable, financially sound, and responsible administrative performance, including prior relevant financial management experience;
2. Audited financial statements for the most recent two years including balance sheet and income statements. These materials should include unrestricted cash availability, net worth as a percent of assets, and current and long term liabilities, and a summary of key balance sheet, income statement, and cash flow trends over the last three years;
3. A summary of a certified independent auditor's key findings in its most recent annual letter to management and of management's subsequent actions. A copy of the most recent auditor's letter to management and of management's response is desirable but not required. If none of the above is available, provide a certification of adequacy of the applicant's internal management controls from an independent certified public accountant who has examined the current internal management controls, or is establishing those systems for a new entity; and
4. A description of any significant unresolved financial problems, or outstanding audit findings, and an explanation of how these problems are being resolved.

##### C. Capacity

Describe the capacity of the nonprofit organization and, if applicable, of its current or future team members or partners to undertake the restructuring of a portfolio of mortgages on subsidized

multifamily projects. If a team approach is chosen, the primary nonprofit must provide evidence of its ability to manage the team. The response must address the following:

##### 1. Experience With Multifamily Properties

Experience with multifamily properties, for the past five years, in each of the following activities, stating the annual volume for each activity:

- a. Loan modifications, workouts, or other aspects of asset management;
- b. Underwriting of debt or investment of equity, particularly for affordable housing, including delinquency/default rates on debt and return received and losses recognized on equity;
- c. Property acquisition, ownership and/or management, indicating whether each property has operated at, above, or below "breakeven" and showing any increases or decreases in value during the period during which the property was managed or owned; and
- d. Management of loan portfolios, describing systems developed to ensure quality management, including how the organization assesses risk and how it provides for reserves against potential loss.

For each of the four areas in paragraphs a. through d., above, that apply:

- i. Describe the number and type of projects. Highlight experience with Section 8 or other publicly subsidized projects, Low Income Housing Tax Credit projects, etc.
- ii. For each individual with responsibility for carrying out partnership activities, explain the extent of their participation in each of the four areas. What expertise did they contribute? Were they responsible for analysis, management, or decision making? Describe the contributions of non-staff team members. State whether the same experienced individual on the proposed team will be responsible for each of these four areas.

##### 2. Geographic Area of Operation

a. Proven experience in operating nationally and/or regionally: Address the largest geographic area in which the organization has operated. Describe the number of units owned, managed, financed, and sold in various locations. State whether and, if so, how the results described in section C.1.a. through C.1.d. vary by geographic area.

b. If the organization does not now operate nationally, describe how the organization would undertake and manage restructurings on a national level.

##### 3. Ability To Provide Capital to Demonstration Projects

- a. Describe experience in obtaining debt and/or equity for projects, and state which projects involved HUD lending programs.
- b. Describe experience in leveraging state and local financial support and other resources for projects.

##### 4. Ability To Provide Equity Contribution to Partnership

Submit evidence of the availability of funds needed to participate in the partnership.

If funds are not currently available, indicate whether the equity investment will be provided by a partner. If so, show evidence of that partner's commitment to provide equity.

Describe any other method that will be used to provide equity.

#### V. Project Team

A. Identify key members of the team; the team leader; key decision makers; and the time commitment planned for each member. Include an organization chart. Explain the role of each member and expertise to be contributed. Provide detailed resumes for each team member.

B. Describe ability to commit experienced staff, including partners or consultants, to the Demonstration program, both immediately and for the duration of the partnership.

C. Describe ability to perform functions listed below, as outlined in resumes of key personnel and key contractors/partners, which detail prior related experience. The following are among the areas of expertise expected to be required:

1. Loan modifications or workouts for multifamily properties;
2. Underwriting of debt or equity for multifamily properties;
3. Portfolio management;
4. Valuation of multifamily properties;
5. Physical Needs Assessment; and
6. Resident and Community Involvement.

D. Describe the method by which the organization will provide Demonstration Program management and oversight.

E. Describe demonstrated staff experience and capacity for managing a team responsible for the restructuring of multiple multifamily financings.

#### VI. Draft Workplan

A. Provide a description of anticipated tasks required by the restructuring effort and a schedule for completing them.

B. Describe the organization's plan to bring new financing to projects being

restructured, either directly or through the private sector partner.

C. Describe your approach for involving tenants and communities in the restructuring effort.

D.i. For nonprofits operating nationally with a network of local affiliations, explain how the participation of this local network would complement the organization's role as HUD's partner.

ii. Explain how the organization will identify and resolve potential conflicts between the organization's other activities and its role as managing general partner of the partnership with HUD; for example, in its relationships with property owners, lenders, and contractors.

Dated: July 10, 1997.

**Nicolas P. Retsinas,**

*Assistant Secretary for Housing-Federal Housing Commissioner.*

[FR Doc. 97-18780 Filed 7-11-97; 5:04 pm]

BILLING CODE 4210-27-U

## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

#### **Availability of an Environmental Assessment, Finding of No Significant Impact, and Receipt of an Application for an Incidental Take Permit for a Project Called Satellite Motel Time-Share, a Residential Project, in Brevard County, Florida**

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice.

**SUMMARY:** Towne Realty Company of Milwaukee, Wisconsin (Applicant), is seeking an incidental take permit (ITP) from the Fish and Wildlife Service (Service), pursuant to Section 10(a)(1)(B) of the Endangered Species Act of 1973 (Act), as amended. The ITP would authorize the take of one family of the threatened Florida scrub jay, *Aphelocoma coerulescens coerulescens* and the threatened Eastern indigo snake, *Drymarchon corais couperi*, in Brevard County, Florida, for a period of ten (10) years. The proposed taking is incidental to construction and redevelopment of approximately 6.7 acres of beachfront property, including the replacement of the older Satellite Motel which is currently present on the site (Project). The Project contains about 2.3 acres of occupied Florida scrub jay habitat, and the potential exists for the entire Project to provide habitat to the Eastern indigo snake. A description of the mitigation and minimization measures outlined the Applicant's Habitat Conservation Plan

(HCP) to address the effects of the Project to the protected species is as described further in the **SUPPLEMENTARY INFORMATION** section below.

The Service also announces the availability of an environmental assessment (EA) and HCP for the incidental take application. Copies of the EA and/or HCP may be obtained by making a request to the Regional Office (see **ADDRESSES**). Requests must be in writing to be processed. This notice also advises the public that the Service has made a preliminary determination that issuing the ITP is not a major Federal action significantly affecting the quality of the human environment within the meaning of Section 102(2)(C) of the National Environmental Policy Act of 1969 (NEPA), as amended. The Finding of No Significant Impact (FONSI) is based on information contained in the EA and HCP. The final determination will be made no sooner than 30 days from the date of this notice. This notice is provided pursuant to Section 10 of the Act and NEPA regulations (40 CFR 1506.6). The Service specifically requests comment on the appropriateness of the "No Surprises" assurances should the Service determine that an ITP will be granted and based upon the submitted HCP. Although not explicitly stated in the HCP, the Service has, since August 1994, announced its intention to honor a "No Surprises" Policy for applicants seeking ITPs. Copies of the Service's "No Surprises" Policy may be obtained by making a written request to the Regional Office (see **ADDRESSES**). The Service is soliciting public comments and review of the applicability of the "No Surprises" Policy to this application and HCP.

**DATES:** Written comments on the permit application, EA, and HCP should be sent to the Service's Regional Office (see **ADDRESSES**) and should be received on or before August 15, 1997.

**ADDRESSES:** Persons wishing to review the application, HCP, and EA may obtain a copy by writing the Service's Southeast Regional Office, Atlanta, Georgia. Documents will also be available for public inspection by appointment during normal business hours at the Regional Office, 1875 Century Boulevard, Suite 200, Atlanta, Georgia 30345 (Attn: Endangered Species Permits), or Field Supervisor, U.S. Fish and Wildlife Service, 6620 Southpoint Drive, South, Suite 310, Jacksonville, Florida 32216-0912. Written data or comments concerning the application, EA, or HCP should be submitted to the Regional Office. Requests for the documentation must be

in writing to be processed. Comments must be submitted in writing to be processed. Please reference permit number PRT-831754 in such comments, or in requests of the documents discussed herein.

**FOR FURTHER INFORMATION CONTACT:** Mr. Rick G. Gooch, Regional Permit Coordinator, (see **ADDRESSES** above), telephone: 404/679-7110; or Ms. Dawn Zattau, Fish and Wildlife Biologist, Jacksonville Field Office, (see **ADDRESSES** above), telephone: 904/232-2580, extension 120.

#### **SUPPLEMENTARY INFORMATION:**

*Aphelocoma coerulescens coerulescens* is geographically isolated from other subspecies of scrub jays found in Mexico and the Western United States. The Florida scrub jay is found almost exclusively in peninsular Florida and is restricted to scrub habitat. The total estimated population is between 7,000 and 11,000 individuals. Due to habitat loss and degradation throughout the State of Florida, it has been estimated that the Florida scrub jay population has been reduced by at least half in the last 100 years. Surveys have indicated that one family of Florida scrub jays inhabit the Project site. Construction of the Project's infrastructure and subsequent construction of the individual homesites will likely result in death of, or injury to, *Aphelocoma coerulescens coerulescens* incidental to the carrying out of these otherwise lawful activities. Habitat alteration associated with property development will reduce the availability of feeding, shelter, and nesting habitat.

The EA considers the environmental consequences of three alternatives. The no action alternative may result in loss of habitat for *Aphelocoma coerulescens coerulescens* and exposure of the Applicant under Section 9 of the Act. A third alternative is the proposed Project that is designed with a different mitigation strategy, focusing on mitigation of the project's impacts on the barrier island of Brevard County. The proposed action alternative is issuance of the ITP. The affirmative conservation measures outlined in the HCP to be employed to offset the anticipated level of incidental take to the protected species are the following:

1. Approximately 4.9 acres of scrub habitat would be purchased and preserved within Section 27, Township 29 South, Range 37 East. This area has been inspected by the Service and approved as an acceptable mitigation site and is located within a "core" as identified by the draft Brevard County Scrub Conservation and Development Plan. The 4.9-acre mitigation area would