

of the foreign manufacturer, and would consider the circumstances of the manufacturer, and not the importer, in deciding whether to grant the petition. Moreover, since an exemption under Part 555 would only apply to vehicles originally manufactured after the date the exemption is granted, used vehicles could not benefit from such an exemption.

One commenter also suggested that the agency grant owners of vehicles that cannot be modified to conform to the air bag requirements of FMVSS No. 208 an exemption similar to the one described in 49 CFR 595.5. This provision enables motor vehicle dealers or repair businesses to install retrofit air bag on-off switches without violating the prohibition in 49 U.S.C. 30122 against making inoperative safety equipment installed in a vehicle in compliance with an applicable standard. This regulation applies to a limited and narrowly tailored set of circumstances. The regulation seeks to preserve the benefits of air bags, while providing a means for reducing the risk of serious or fatal injury that air bags pose to identifiable groups of people, such as people who cannot avoid sitting extremely close to air bags by reason of their short stature, people with certain medical conditions, and young children. To obtain permission for the installation of an on-off switch, the vehicle owner must certify that the owner or another user of the vehicle is a member of one of the at-risk groups. This regulation, which pertains to the prohibition on making safety equipment inoperative in 49 U.S.C. 30122, has no bearing on import eligibility decisions under 49 U.S.C. 30141(a)(1)(B).

Several commenters offered to limit their vehicles' on-road use, to restrict the resale of their vehicles, or to release the agency from liability resulting from the vehicles' noncompliance in exchange for a waiver from compliance with one or more applicable standards. Addressing the offer to release the agency from liability, the agency notes that it is not subject to suit for exercising governmental functions of this kind. The remaining conditions are similar to ones imposed on the owners of vehicles imported for purposes of show or display under 49 CFR 591.5(j)(1). A vehicle cannot be imported for purposes of show or display unless it is found by the agency to have such historical or technological significance that it is worthy of being imported for those purposes. As a general rule, a vehicle is ineligible for importation for purposes of show or display if more than 500 of the vehicles were produced, or if the vehicle has

been found eligible for importation under 49 CFR Part 593, based on its capability of being modified to conform to all applicable standards. For these reasons, the agency has previously denied an application for the importation of a 1995 Nissan Skyline GTS-T under the show or display provisions. To be consistent with its past administration of these provisions, the agency remains unwilling to extend show or display status to Nissan Skyline vehicles. Moreover, the agency lacks the authority to impose mileage or resale restrictions on vehicles imported for any other purpose.

#### *Final Decision*

Accordingly, on the basis of the foregoing, NHTSA hereby rescinds its decision, granted on November 15, 1999, that 1990–1999 Nissan GTS and GTR Passenger cars are eligible for importation into the United States. NHTSA hereby decides that Nissan R33 model GTS and GTR passenger cars manufactured between January 1996 and June 1998 are eligible for importation into the United States because they have safety features that comply with, or are capable of being altered to comply with, all applicable Federal motor vehicle safety standards.

#### *Vehicle Eligibility Number*

The importer of a vehicle admissible under any import eligibility decision must enter on the HS-7 Declaration form covering the entry the appropriate vehicle eligibility number indicating that the vehicle is eligible for importation. Vehicle eligibility number VCP-17 was assigned to 1990–1999 Nissan GTS and GTR passenger cars. NHTSA is rescinding that eligibility number and assigning eligibility number VCP-32 to Nissan R33 model GTS and GTR passenger cars manufactured between January 1996 and June 1998 that remain eligible for importation.

**Authority:** 49 U.S.C. 30141(a)(1)(B) and (b)(1); 49 CFR 593.8; delegations of authority at 49 CFR 1.50 and 501.8.

**Claude H. Harris,**

*Director, Office of Vehicle Safety Compliance.*  
[FR Doc. 06-1896 Filed 2-28-06; 8:45 am]

**BILLING CODE 4910-59-P**

## DEPARTMENT OF THE TREASURY

### Community Development Financial Institutions Fund

#### Proposed Collection; Comment Request

**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 Community Development Financial Institutions Fund (the Fund), a government corporation within the Department of the Treasury, is soliciting comments concerning the "New Markets Tax Credit (NMTC) Program—Community Development Entity (CDE) Certification Application" (hereafter, the Application).

**DATES:** Written comments should be received on or before May 1, 2006 to be assured of consideration.

**ADDRESSES:** Direct all comments to Pamela Williams, Program Operations Advisor, Community Development Financial Institutions Fund, U.S. Department of the Treasury, 601 13th Street, NW, Suite 200 South, Washington, DC 20005, Facsimile Number (202) 622-7754.

**FOR FURTHER INFORMATION CONTACT:** The Application may be obtained from the Fund's Web site at <http://www.cdfifund.gov>. Requests for additional information should be directed to Pamela Williams, Program Operations Advisor, Community Development Financial Institutions Fund, U.S. Department of the Treasury, 601 13th Street, NW, Suite 200 South, Washington, DC 20005, or by phone to (202) 622-6355.

#### **SUPPLEMENTARY INFORMATION:**

*Title:* New Markets Tax Credit (NMTC) Program—Community Development Entity (CDE) Certification Application.

*OMB Number:* 1559-0014.

*Abstract:* Title I, subtitle C, section 121 of the Community Renewal Tax Relief Act of 2000 (the Act), as enacted by section 1(a)(7) of the Consolidated Appropriations Act, 2001 (Pub. L. 106-554, December 21, 2000), amended the Internal Revenue Code (IRC) by adding IRC § 45D and created the NMTC Program. The Department of the

Treasury, through the Fund, administers the NMTC Program, which provides an incentive to investors in the form of tax credits over seven years, which is expected to stimulate the provision of private investment capital that, in turn, will facilitate economic and community development in low-income communities. In order to qualify for an allocation of tax credits through the NMTC Program, an entity must be certified as a qualified community development entity (CDE) and submit an allocation application to the Fund. Nonprofit entities and for-profit entities may be certified as CDEs by the Fund. Both for-profit and nonprofit entities may apply to the Fund for an allocation of NMTCs, but only CDEs that are for-profit entities are eligible to issue qualified equity investments with respect to which investors will be entitled to claim NMTCs. In order to be certified as a CDE, an entity must be a domestic corporation or partnership, that: (1) has a primary mission of serving or providing investment capital for low-income communities or low-income persons; and (2) maintains accountability to residents of low-income communities through their representation or any governing or advisory board of the entity.

*Current Actions:* Currently receiving and processing CDE certification applications.

*Type of review:* Extension.

*Affected Public:* CDEs, including business or other for-profit institutions, nonprofit entities, and State, local and Tribal entities.

*Estimated Number of Respondents:* 500.

*Estimated Annual Time Per Respondent:* 5 hours.

*Estimated Total Annual Burden Hours:* 2,500 hours.

*Requests for Comments:* Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval. All comments will become a matter of public record. Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden of the collection of information on respondents, including through the use of technology; and (e) estimates of capital or start-up costs and costs of operation, maintenance, and

purchase of services required to provide information.

**Authority:** 26 U.S.C. 45D; 31 U.S.C. 321; 26 CFR 1.45D-1T.

Dated: February 23, 2006.

**Arthur A. Garcia,**

*Director, Community Development Financial Institutions Fund.*

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## DEPARTMENT OF THE TREASURY

### Community Development Financial Institutions Fund

#### Proposed Collection; Comment Request

**ACTION:** Notice and request for comments.

**SUMMARY:** The Department of 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 Community Development Financial Institutions Fund (the Fund), a government corporation within the Department of the Treasury, is soliciting comments concerning the draft "Survey of CDFIs to Gather Feedback on the Effectiveness of the Programs of the CDFI Fund of the U.S. Department of the Treasury" (hereafter, the Survey).

**DATES:** Written comments should be received on or before May 1, 2006 to be assured of consideration.

**ADDRESSES:** Direct all comments to Pamela Williams, Program Operations Advisor, Community Development Financial Institutions Fund, U.S. Department of the Treasury, 601 13th Street, NW, Suite 200 South, Washington, DC 20005, Facsimile Number (202) 622-7754.

**FOR FURTHER INFORMATION CONTACT:** The Survey may be obtained from the Fund's Web site at <http://www.cdfifund.gov>. Requests for additional information should be directed to Pamela Williams, Program Operations Advisor, Community Development Financial Institutions Fund, U.S. Department of the Treasury, 601 13th Street, NW, Suite 200 South, Washington, DC 20005, or by phone to (202) 622-6355.

**SUPPLEMENTARY INFORMATION:**

*Title:* Survey of CDFIs to Gather Feedback on the Effectiveness of the

Programs of the CDFI Fund of the U.S. Department of the Treasury.

*OMB Number:* Pending OMB approval.

*Abstract:* The Community Development Banking and Financial Institutions Act of 1994 (12 U.S.C. 4701 *et seq.*) authorizes the Community Development Financial Institutions Fund (the Fund) of the U.S. Department of the Treasury to select and provide financial assistance (FA) awards and technical assistance (TA) awards to eligible applicants through the Community Development Financial Institutions (CDFI) Program. In addition, the legislation authorizes the CDFI Fund to certify eligible entities as CDFIs and to provide training to CDFIs and members of the financial services industry. The Department is conducting, through a contract with Abt Associates Inc., a study of the effectiveness of the CDFI Program (including the FA and TA award components), the Training Program and the CDFI certification designation. The assessment will rely on information from CDFIs on their opinions of the value of these program components in their ability to meet the community development finance needs of their communities. These data will be used along with quantitative information (to be obtained from existing administrative sources) to help identify the impacts of the components. Data on CDFI opinion regarding the effectiveness of the components is not available from other sources, and needs to be collected directly from the CDFIs through the proposed survey. In addition, the survey will gather recommendations from CDFIs on ways that going forward, the Fund through these program components, can better meet the needs of their communities.

*Current Actions:* Pending OMB approval.

*Type of review:* Initial.

*Affected Public:* CDFIs, including business or other for-profit institutions, not-for-profit institutions and State, local and Tribal entities; community development trade associations and industry experts.

*Estimated Number of Respondents:* 1,100.

*Estimated Annual Time Per Respondent:* The researchers will administer a one-time mail web-based survey with e-mail and telephone follow-up to staff from each of the 1,100 CDFIs. Each CDFI will be asked to respond only to specific portions of the survey, depending on the types of assistance they applied for and received. The survey is estimated to take anywhere from 30 minutes (for respondents who have not participated