

the requirements of paragraph S6.5(f) of Federal Motor Vehicle Safety Standard (FMVSS) No. 119, *New Pneumatic Tires for Motor Vehicles with a GVWR of more than 4,536 Kilograms (10,000 Pounds) and Motorcycles*. Goodyear has filed an appropriate report pursuant to 49 CFR part 573, *Defect and Noncompliance Responsibility and Reports*, dated August 12, 2010.

Pursuant to 49 U.S.C. 30118(d) and 30120(h) (see implementing rule at 49 CFR part 556), Goodyear has petitioned for an exemption from the notification and remedy requirements of 49 U.S.C. Chapter 301 on the basis that this noncompliance is inconsequential to motor vehicle safety.

This notice of receipt of Goodyear's petition is published under 49 U.S.C. 30118 and 30120 and does not represent any agency decision or other exercise of judgment concerning the merits of the petition.

Affected are approximately 43,887 Goodyear G622 LR-F commercial truck tires manufactured from April 2007 to July 2010. A total of approximately 38,991 of these tires have been delivered to Goodyear's customers in the United States and Canada.

NHTSA notes that the statutory provisions (49 U.S.C. 30118(d) and 30120(h)) that permit manufacturers to file petitions for a determination of inconsequentiality allow NHTSA to exempt manufacturers only from the duties found in sections 30118 and 30120, respectively, to notify owners, purchasers, and dealers of a defect or noncompliance and to remedy the defect or noncompliance.<sup>2</sup>

Paragraph S6.5 of FMVSS No. 119 requires in pertinent part:

S6.5 Tire markings. Except as specified in this paragraph, each tire shall be marked on each sidewall with the information specified in paragraphs (a) through (j) of this section. The markings shall be placed between the maximum section width (exclusive of sidewall decorations or curb ribs) and the bead on at least one sidewall, unless the maximum section width of the tire is located in an area which is not more than one-fourth of the distance from the bead to the shoulder

of the tire. If the maximum section width falls within that area, the markings shall appear between the bead and a point one-half the distance from the bead to the shoulder of the tire, on at least one sidewall. The markings shall be in letters and numerals not less than 2 mm (0.078 inch) high and raised above or sunk below the tire surface not less than 0.4 mm (0.015 inch), except that the marking depth shall be not less than 0.25mm (0.010 inch) in the case of motorcycle tires. The tire identification and the DOT symbol labeling shall comply with part 574 of this chapter. Markings may appear on only one sidewall and the entire sidewall area may be used in the case of motorcycle tires and recreational, boat, baggage, and special trailer tires. . . .

(f) The actual number of plies and the composition of the ply cord material in the sidewall and, if different, in the tread area;

Goodyear explains that the noncompliance is that, due to a mold labeling error, the sidewall marking on the reference side of the tires incorrectly identifies the number of plies as "Tread 5 Plies Steel" when in fact it should be identified as "Tread 4 Plies Steel" on the sidewall of the tires as required by paragraph S6.5(f) of FMVSS No. 119.

Goodyear also explains that while the non-compliant tires are mislabeled, all of the tires included in this petition meet or exceed the performance requirements of FMVSS No. 119.

Goodyear argues that this noncompliance is inconsequential to motor vehicle safety because the noncompliant sidewall marking does not create an unsafe condition and all other labeling requirements have been met.

Goodyear also points out that NHTSA has previously granted similar petitions for non-compliances in sidewall marking.

Goodyear additionally states that it has corrected the affected tire molds and all future production will have the correct material shown on the sidewall.

In summation, Goodyear believes that the described noncompliance of its tires to meet the requirements of FMVSS No. 119 is inconsequential to motor vehicle safety, and that its petition, to exempt from providing recall notification of noncompliance as required by 49 U.S.C. 30118 and remedying the recall noncompliance as required by 49 U.S.C. 30120, and should be granted.

NHTSA notes that the statutory provisions (49 U.S.C. 30118(d) and 30120(h)) that permit manufacturers to file petitions for a determination of inconsequentiality allow NHTSA to exempt manufacturers only from the duties found in sections 30118 and 30120, respectively, to notify owners, purchasers, and dealers of a defect or noncompliance and to remedy the defect or noncompliance.

Interested persons are invited to submit written data, views, and arguments on this petition. Comments must refer to the docket and notice number cited at the beginning of this notice and be submitted by any of the following methods:

a. By mail addressed to: U.S. Department of Transportation, Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590.

b. By hand delivery to U.S. Department of Transportation, Docket Operations, M-30, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590. The Docket Section is open on weekdays from 10 am to 5 pm except Federal Holidays.

c. *Electronically*: By logging onto the Federal Docket Management System (FDMS) Web site at <http://www.regulations.gov/>. Follow the online instructions for submitting comments. Comments may also be faxed to 1-202-493-2251.

Comments must be written in the English language, and be no greater than 15 pages in length, although there is no limit to the length of necessary attachments to the comments. If comments are submitted in hard copy form, please ensure that two copies are provided. If you wish to receive confirmation that your comments were received, please enclose a stamped, self-addressed postcard with the comments. Note that all comments received will be posted without change to [http://www.regulations.gov](http://www.regulations.gov/), including any personal information provided.

Documents submitted to a docket may be viewed by anyone at the address and times given above. The documents may also be viewed on the Internet at [http://www.regulations.gov](http://www.regulations.gov/) by following the online instructions for accessing the dockets. DOT's complete Privacy Act Statement is available for review in the **Federal Register** published on April 11, 2000 (65 FR 19477-78).

The petition, supporting materials, and all comments received before the close of business on the closing date indicated below will be filed and will be considered. All comments and supporting materials received after the closing date will also be filed and will be considered to the extent possible. When the petition is granted or denied, notice of the decision will be published in the **Federal Register** pursuant to the authority indicated below.

*Comment closing date*: January 27, 2011.

<sup>2</sup> Goodyear's petition, which was filed under 49 CFR part 556, requests an agency decision to exempt Goodyear as a replacement equipment manufacturer from the notification and recall responsibilities of 49 CFR part 573 for the 38,991 tires that were delivered to its customers in the United States. However, the agency cannot relieve Goodyear distributors of the prohibitions on the sale, offer for sale, or introduction or delivery for introduction into interstate commerce of the noncompliant tires under their control after Goodyear recognized that the subject noncompliance existed. Those tires must be brought into conformance, exported, or destroyed. In addition, any of the affected tires that Goodyear has not delivered to its customers must be brought into compliance, exported or destroyed.

**Authority:** 49 U.S.C. 30118, 30120; delegations of authority at CFR 1.50 and 501.8.

Issued on: December 20, 2010.

**Claude H. Harris,**

*Acting Associate Administrator for Enforcement.*

[FR Doc. 2010-32558 Filed 12-27-10; 8:45 am]

**BILLING CODE 4910-59-P**

## DEPARTMENT OF THE TREASURY

### Submission for OMB Review; Comment Request

December 21, 2010.

The Department of the Treasury will submit the following public information collection requirement to OMB for review and clearance under the Paperwork Reduction Act of 1995, Public Law 104-13 on or after the date of publication of this notice. A copy of the submission may be obtained by calling the Treasury Bureau Clearance Officer listed. Comments regarding these information collections should be addressed to the OMB reviewer listed and to the Treasury PRA Clearance Officer, Department of the Treasury, 1750 Pennsylvania Avenue, NW., Suite 11010, Washington, DC 20220.

**DATES:** Written comments should be received on or before January 27, 2011 to be assured of consideration.

#### Internal Revenue Service (IRS)

*OMB Number:* 1545-1148.

*Type of Review:* Extension without change to a currently approved collection.

*Title:* EE-113-90 (TD 8324) Final and Temporary regulations Employee Business Expenses-Reporting and Withholding on Employee Business Expense Reimbursements and Allowances.

*Abstract:* These temporary and final regulations provide rules concerning the taxation of, and reporting and withholding on, employee business expense reimbursements and other expense allowance arrangements.

*Respondents:* Private sector: Businesses or other for-profits.

*Estimated Total Burden Hours:* 709,728 hours.

*OMB Number:* 1545-1746.

*Type of Review:* Extension without change to a currently approved collection.

*Title:* Form 13094—Recommendation for Juvenile Employment with the Internal Revenue Service.

*Form:* 13094.

*Abstract:* The data collected on the form provides the Internal Revenue

Service with a consistent method for making suitability determination on juveniles for employment within the Service.

*Respondents:* Individuals or Households.

*Estimated Total Burden Hours:* 208 hours.

*OMB Number:* 1545-1352.

*Type of Review:* Extension without change to a currently approved collection.

*Title:* PS-276-76 (Final) Treatment of Gain From Disposition of Certain Natural Resource Recapture Property.

*Abstract:* This regulation prescribes rules for determining the tax treatment of gain from the disposition of natural resource recapture property in accordance with Internal Revenue Code section 1254. Gain is treated as ordinary income in an amount equal to the intangible drilling and development costs and depletion deductions taken with respect to the property. The information that taxpayers are required to retain will be used by the IRS to determine whether a taxpayer has properly characterized gain on the disposition of section 1254 property.

*Respondents:* Private sector: Businesses or other for-profits.

*Estimated Total Burden Hours:* 2,000 hours.

*OMB Number:* 1545-2038.

*Type of Review:* Extension without change to a currently approved collection.

*Title:* TD F-90-22.1, Report of Foreign Bank and Financial Accounts.

*Form:* TD F 90-22.1.

*Abstract:* This information is collected because of its high degree of usefulness in criminal, tax, or regulatory investigations or procedures or in the conduct of intelligence or counter intelligence activities, including analysis, to protect against international terrorism. Respondents include all United States persons who have a financial interest in or signature or other authority over foreign financial accounts with an aggregate value of over \$10,000.

*Respondents:* Individuals or Households.

*Estimated Total Burden Hours:* 93,921 hours.

*OMB Number:* 1545-2181.

*Type of Review:* Extension without change to a currently approved collection.

*Title:* REG-120399-10—Affordable Care Act Notice of Patient Protections.

*Abstract:* This document contains interim final regulations implementing the rules for group health plans and health insurance coverage in the group and individual markets under

provisions of the Affordable Care Act regarding preexisting condition exclusions, lifetime and annual dollar limits on benefits, rescissions, prohibition on discrimination in favor of highly compensated individuals, and patient protections.

*Respondents:* Private sector:

Businesses or other for-profits, Not-for-profit institutions.

*Estimated Total Burden Hours:* 33,000 hours.

*OMB Number:* 1545-2177.

*Type of Review:* Extension without change to a currently approved collection.

*Title:* REG-112841-10—Indoor Tanning Services; Cosmetic Services; Excise Tax.

*Abstract:* This document contains final and temporary regulations that provide guidance on the indoor tanning services excise tax imposed by the Patient Protection and Affordable Care Act of 2010. These final and temporary regulations affect persons that use, provide, or pay for indoor tanning services. The text of the temporary regulations also serves as the text of the proposed regulations (REG-112841-10) set forth in the notice of proposed rulemaking on this subject.

*Respondents:* Private sector: Businesses or other for-profits.

*Estimated Total Burden Hours:* 10,000 hours.

*OMB Number:* 1545-2180.

*Type of Review:* Extension without change to a currently approved collection.

*Title:* REG-120399-10—Affordable Care Act Notice of Rescission.

*Abstract:* This document contains interim final regulations implementing the rules for group health plans and health insurance coverage in the group and individual markets under provisions of the Affordable Care Act regarding preexisting condition exclusions, lifetime and annual dollar limits on benefits, rescissions, prohibition on discrimination in favor of highly compensated individuals, and patient protections.

*Respondents:* Private sector:

Businesses or other for-profits, Not-for-profit institutions.

*Estimated Total Burden Hours:* 25 hours.

*OMB Number:* 1545-1304.

*Type of Review:* Extension without change to a currently approved collection.

*Title:* INTL-941-86; INTL-656-87; and INTL-704-87 (NPRM) Treatment of Shareholders of Certain Passive Foreign Investment Companies.

*Abstract:* The reporting requirements affect U.S. persons that are direct and

indirect shareholders of passive foreign investment companies (PFICs). The IRS uses Form 8621 to identify PFICs, U.S. persons that are shareholders, and transactions subject to PFIC taxation and verify income inclusions, excess distributions and deferred tax amounts.

*Respondents:* Private sector: Businesses or other for-profits.

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

*OMB Number:* 1545-1102.

*Type of Review:* Extension without change to a currently approved collection.

*Title:* PS-19-92 (TD 9420-Final) Carryover Allocations and Other Rules Relating to the Low-Income Housing Credit.

*Abstract:* This document contains final regulations that amend the utility allowances regulations concerning the low-income housing tax credit. The final regulations update the utility allowance regulations to provide new options for estimating tenant utility costs. The final regulations affect owners of low-income housing projects who claim the credit, the tenants in those low-income housing projects, and the State and local housing credit agencies that administer the credit.

*Respondents:* Private sector: Businesses or other for-profits.

*Estimated Total Burden Hours:* 4,008 hours.

*OMB Number:* 1545-1615.

*Type of Review:* Extension without change to a currently approved collection.

*Title:* REG-118926-97 (T.D. 8817 Final) Notice of Certain Transfers to Foreign Partnerships and Foreign Corporations.

*Abstract:* Section 6038B requires U.S. persons to provide certain information when they transfer certain property to a foreign partnership or foreign corporation. This regulation provides reporting rules to identify United States persons who contribute property to foreign partnerships and to ensure the correct reporting of items with respect to those partnerships.

*Respondents:* Private sector: Businesses or other for-profits.

*Estimated Total Burden Hours:* 1 hour.

*OMB Number:* 1545-1345.

*Type of Review:* Extension without change to a currently approved collection.

*Title:* CO-99-91 (Final) Limitations on Corporate Net Operating Loss.

*Abstract:* This regulation modifies the application of segregation rules under section 382 in the case of certain issuances of stock by a loss corporation.

This regulation provides that the segregation rules do not apply to small issuances of stock, as defined, and apply only in part to certain other issuances of stock for cash.

*Respondents:* Private sector: Businesses or other for-profits.

*Estimated Total Burden Hours:* 1 hour.

*OMB Number:* 1545-2179.

*Type of Review:* Extension without change to a currently approved collection.

*Title:* REG-120399-10—Patient Protection and Affordable Care Act Enrollment Opportunity Notice Relating to Lifetime Limits.

*Abstract:* This document contains interim final regulations implementing the rules for group health plans and health insurance coverage in the group and individual markets under provisions of the Affordable Care Act regarding preexisting condition exclusions, lifetime and annual dollar limits on benefits, rescissions, prohibition on discrimination in favor of highly compensated individuals, and patient protections.

*Respondents:* Private sector: Businesses or other for-profits, Not-for-profit institutions.

*Estimated Total Burden Hours:* 1,300 hours.

*OMB Number:* 1545-1905.

*Type of Review:* Extension without change to a currently approved collection.

*Title:* REG-128767-04 (Final), (TD 9289) Treatment of Disregarded Entities Under Section 752.

*Abstract:* Generally, the final regulations recognize that only the assets of a disregarded entity that limits its member's liability are available to satisfy creditors' claims under local law. The proposed regulations provide rules under section 752 for taking into account the net value of a disregarded entity owned by a partner or related person for purposes of allocating, partnership liabilities.

*Respondents:* Private sector: Businesses or other for-profits.

*Estimated Total Burden Hours:* 3,000 hours.

*OMB Number:* 1545-2178.

*Type of Review:* Extension without change to a currently approved collection.

*Title:* REG-118412-10—Interim Final Rules for Group Health Plans and Health Insurance Coverage Relating to Status as a Grandfathered Health Plan under the Patient Protection and Affordable Care Act (TD XXXX).

*Abstract:* This document contains interim final regulations implementing

the rules for group health plans and health insurance coverage in the group and individual markets under provisions of the Patient Protection and Affordable Care Act regarding status as a grandfathered health plan.

*Respondents:* Private sector:

Businesses or other for-profits, Not-for-profit institutions.

*Estimated Total Burden Hours:* 323,000 hours.

*Bureau Clearance Officer:* Allan Hopkins, Internal Revenue Service, 1111 Constitution Avenue, NW., Washington, DC 20224; (202) 622-6665.

*OMB Reviewer:* Shagufta Ahmed, Office of Management and Budget, New Executive Office Building, Room 10235, Washington, DC 20503; (202) 395-7873.

**Celina Elphage,**

*Treasury PRA Clearance Officer.*

[FR Doc. 2010-32618 Filed 12-27-10; 8:45 am]

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## DEPARTMENT OF THE TREASURY

### Office of Foreign Assets Control

#### Additional Designation of Entities Pursuant to Executive Order 13382

**AGENCY:** Office of Foreign Assets Control, Treasury.

**ACTION:** Notice.

**SUMMARY:** The Treasury Department's Office of Foreign Assets Control ("OFAC") is publishing the names of 10 newly-designated entities and 5 newly-designated individuals whose property and interests in property are blocked pursuant to Executive Order 13382 of June 28, 2005, "Blocking Property of Weapons of Mass Destruction Proliferators and Their Supporters."

**DATES:** The designation by the Director of OFAC of the 10 entities and 5 individuals identified in this notice pursuant to Executive Order 13382 is effective on November 30, 2010.

**FOR FURTHER INFORMATION CONTACT:** Assistant Director, Compliance Outreach & Implementation, Office of Foreign Assets Control, Department of the Treasury, Washington, DC 20220, tel.: 202/622-2490.

#### SUPPLEMENTARY INFORMATION:

##### Electronic and Facsimile Availability

This document and additional information concerning OFAC are available from OFAC's Web site (<http://www.treas.gov/offices/enforcement/ofac>) or via facsimile through a 24-hour fax-on demand service, tel.: (202) 622-0077.