

been resolved. Microfilm or photocopies or similar methods may be substituted in lieu of original records. The Grantor and the Comptroller General of the United States, or any of their duly authorized representatives, shall have access to any books, documents, papers, and records of the Grantee's which are pertinent to the specific grant program for the purpose of making audits, examinations, excerpts, and transcripts.

L. Provide either an audit report, annual financial statements, or other documentation prepared in accordance with Grantor regulations to allow the Grantor to determine that funds have been used in compliance with the proposal, any applicable laws and regulations, and this Agreement.

M. Agree to account for and to return to Grantor interest earned on grant funds pending their disbursement for program purposes when the Grantee is a unit of local government. States and agencies or an instrumentality of a State shall not be held accountable for interest earned on Grant Funds pending their disbursement.

N. Not encumber, transfer or dispose of the property or any part thereof, furnished by the Grantor or acquired wholly or in part with Grantor funds without the written consent of the Grantor except as provided in Paragraphs H and I.

O. Not duplicate other Project purposes for which monies have been received, are committed, or are applied to from other sources (public or private).

P. From construction completion throughout the term of the grant, the grantee shall submit on an annual basis, or as needed, the following:

1. Project Operating Budget to be completed on Form RD 1930-7 "Multiple Family Housing Project Budget." All sections of the budget are to be completed including, but not limited to, proposed and actual income and expense estimates, operating and maintenance expenses, special account statements (reserve, tax and insurance, and security deposit accounts) and capital improvement budgets.

2. Annual Tenant Certification to be completed on Form RD 1944-8, "Tenant Certification." This document shall be the official means by which tenant eligibility is established. This document must be completed by each tenant and the Grantee at the time of initial move-in, following a fluctuation in tenant income or change in employment sector (processing to non-processing), and on each annual lease anniversary. The Grantee shall verify tenant income and employment sector with pay stubs, employer letters, or other documents which can verify the tenant's employment in agriculture, aquaculture, and seafood processing and/or fishery work and the tenants household income.

3. Other forms and reports as required by Federal, State, or local statute.

Q. Use of Real Property. The facility shall remain in use for its initially designated purpose of providing housing for agriculture, aquaculture, and seafood processing and/or fishery workers. Grantee will not require any occupant of the housing or related facilities, as a condition of occupancy, to work or be employed by any particular processor,

fishery, or other place, or work for or be employed by any particular person, firm, or interest. When no longer needed, RHS may approve the use of the property for other uses in accordance with 7 CFR parts 3015, 3016 and 3019, whichever is applicable.

Grantor Agrees That It:

A. Will make available to Grantee for the purpose of this Agreement not to exceed \$\_\_\_\_\_ which it will advance to Grantee to meet but not to exceed \_\_\_\_ percent of the Project development costs in accordance with the actual needs of Grantee as determined by Grantor.

B. Will assist Grantee, within available appropriations, with such technical assistance as Grantor deems appropriate in planning the Project and coordinating the plan with local official comprehensive plans for essential community facilities and with any State or area plans for the area in which the project is located.

C. At its sole discretion and at any time, may give any consent, deferment, subordination, release, satisfaction, or termination of any or all of Grantee's grant obligations, with or without valuable consideration, upon such terms and conditions as Grantor may determine to be (1) advisable to further the purpose of the grant or to protect Grantor's financial interest therein and (2) consistent with both the statutory purposes of the grant and the limitations of the statutory authority under which it is made.

Termination of This Agreement

This Agreement may be terminated for cause in the event of default on the part of the Grantee or for convenience of the Grantor and Grantee prior to the date of completion of the grant purpose. Termination for convenience will occur when both the Grantee and Grantor agree that the continuation of the Project will not produce beneficial results commensurate with the further expenditure of funds.

In witness whereof, Grantee has this day authorized and caused this Agreement to be executed by

\_\_\_\_\_ and attested with its corporate seal affixed (if applicable) by

Attest:

By \_\_\_\_\_ (Title) \_\_\_\_\_

United States of America Rural Housing Service

By \_\_\_\_\_ (Name) \_\_\_\_\_ (Title) \_\_\_\_\_

[FR Doc. E7-13763 Filed 7-16-07; 8:45 am]

BILLING CODE 3410-XV-P

DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Docket 39-2006]

**Foreign-Trade Zone 29 - Louisville, Kentucky, Application for Subzone Status, NACCO Materials Handling Group, Inc., Plant, (Forklift Trucks), Amendment of Application: Additional Site**

Notice is hereby given that the application submitted by the Louisville and Jefferson County Riverport Authority, grantee of FTZ 29, requesting special-purpose subzone status for the forklift truck manufacturing facility of NACCO Materials Handling Group, Inc. (NMHG), located in Berea, Kentucky (71 FR 54611, 9-18-2006) has been amended to include an additional site (1 warehouse/195,000 sq.ft./22 acres) comprised of Building 105 located at 145 Hi Lane Drive in Richmond (Madison County), Kentucky.

Public comment is invited from interested parties. The comment period is hereby reopened until [30 days from date of publication]. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address below.

A copy of the application and the amendment is available for public inspection at each of the following locations: U.S. Department of Commerce Export Assistance Center, 1600 World Trade Center, 333 W. Vine Street, Lexington, Kentucky 40507; and, Office of the Executive Secretary, Foreign-Trade Zones Board, Room 2111, U.S. Department of Commerce, 1401 Constitution Avenue, NW, Washington, District of Columbia 20230-0002. For further information, contact Pierre Duy, examiner, at pierre\_duy@ita.doc.gov, or (202) 482-1378.

Dated: July 10, 2007.

**Andrew McGilvray,**  
*Executive Secretary.*

[FR Doc. E7-13823 Filed 7-16-07; 8:45 am]

BILLING CODE 3510-DS-S

DEPARTMENT OF COMMERCE

Foreign-Trade Zones Board

[Docket 22-2007]

**Foreign-Trade Zone 86 - Tacoma, Washington, Expansion of Manufacturing Authority - Subzone 86D; Tesoro Refining and Marketing Company, Anacortes, Washington**

An application has been submitted to the Foreign-Trade Zones (FTZ) Board

(the Board) by the Port of Tacoma, grantee of FTZ 86, requesting authority on behalf of Tesoro Refining and Marketing Company (Tesoro), to expand the scope of manufacturing activity conducted under zone procedures within Subzone 86D at the Tesoro oil refinery complex in Anacortes, Washington. The application was submitted pursuant to the Foreign-Trade Zones Act, as amended (19 U.S.C. 81a-81u), and the regulations of the Board (15 CFR part 400). It was formally filed on July 10, 2007.

Subzone 86D (108,200 BPD capacity, 350 employees) was approved by the Board in 2001 for the manufacture of fuel products and certain petrochemical feedstocks and refinery by-products (Board Order 1140, 66 FR 6583-6585, 1-22-2001).

The subzone is located on West March Point Road in Anacortes, Washington (Skagit County). The request anticipates expansion of Tesoro's crude unit and modifications and upgrades to existing units within the refinery complex that may increase the overall crude distillation capacity of the refinery up to 150,000 BPD. No additional feedstocks or products have been requested.

Zone procedures would exempt the increased production from customs duty payments on the foreign products used in its exports. On domestic sales of the increased production, the company would be able to choose the finished product duty rate on certain petrochemical feedstocks and refinery by-products (duty-free) by admitting foreign crude oil in non-privileged foreign status. The duty rates on crude oil range from 5.25 cents/barrel to 10.5 cents/barrel. The application indicates that the savings from zone procedures help improve the refinery's international competitiveness.

In accordance with the Board's regulations, a member of the FTZ staff has been designated examiner to investigate the application and report to the Board.

Public comment is invited from interested parties. Submissions (original and 3 copies) shall be addressed to the Board's Executive Secretary at the address below. The closing period for their receipt is September 17, 2007. Rebuttal comments in response to material submitted during the foregoing period may be submitted during the subsequent 15-day period (to October 1, 2007).

A copy of the application and accompanying exhibits will be available for public inspection at each of the following locations:

U.S. Department of Commerce Export

Assistance Center, 2601 Fourth Avenue, Suite 310, Seattle, WA 98121.

Office of the Executive Secretary, Foreign-Trade Zones Board, U.S. Department of Commerce, Room 2111, 1401 Constitution Ave., NW, Washington, DC 20230.

For further information, contact Diane Finver at [Diane\\_Finver@ita.doc.gov](mailto:Diane_Finver@ita.doc.gov) or (202) 482-1367.

Dated: July 10, 2007.

**Andrew McGilvray,**  
*Executive Secretary.*

[FR Doc. E7-13824 Filed 7-16-07; 8:45 am]

**BILLING CODE 3510-DS-S**

## DEPARTMENT OF COMMERCE

### Bureau of Industry and Security

[Docket No. 070619210-7211-01]

#### Request for Public Comments on a Systematic Review of the Commerce Control List

**AGENCY:** Bureau of Industry and Security, Commerce.

**ACTION:** Notice of inquiry.

**SUMMARY:** The Bureau of Industry and Security (BIS) is soliciting comments from the public regarding the Commerce Control List (CCL) in the Export Administration Regulations (EAR). BIS has already requested that its Technical Advisory Committees (TACs) review the CCL and recommend potential changes to BIS. BIS believes that it would also be beneficial to allow interested members of the public to submit comments regarding the CCL.

**DATES:** Comments must be received by September 17, 2007.

**ADDRESSES:** Written comments on this notice of inquiry may be sent by e-mail to [publiccomments@bis.doc.gov](mailto:publiccomments@bis.doc.gov). Include "Notice of Inquiry-CCL" in the subject line of the message. Comments may also be submitted by mail or hand delivery to Timothy Mooney, Office of Exporter Services, Regulatory Policy Division, Bureau of Industry and Security, Department of Commerce, 14th St. & Pennsylvania Avenue, NW., Room 2705, Washington, DC 20230, ATTN: Notice of Inquiry-CCL; or by fax to (202) 482-3355.

**FOR FURTHER INFORMATION CONTACT:** Timothy Mooney, Regulatory Policy Division, Bureau of Industry and Security, telephone: (202) 482-2440, e-mail: [tmooney@bis.doc.gov](mailto:tmooney@bis.doc.gov).

**SUPPLEMENTARY INFORMATION:**

## Background

The Commerce Control List (CCL) is found in Supplement No. 1 to part 774 of the EAR. The CCL is a list of items subject to the Export Administration Regulations (EAR). Items subject to the EAR are under the export control jurisdiction of the Bureau of Industry and Security (BIS), U.S. Department of Commerce. The CCL covers items (i.e., commodities, software, and technology) enumerated in Export Control Classification Numbers (ECCNs). There are 10 general categories (0-9) of ECCNs and each category has five parts (Systems, Equipment and Components; Test, Inspection and Production Equipment; Materials; Software; and Technology). The CCL covers a broad range of commodities, software and technologies and plays an important role in the U.S. system for controlling the export of dual-use items. Items not listed on the CCL, but subject to the EAR, are designated as EAR99.

Changes are made regularly to the CCL to reflect revisions in the control lists of the multilateral export control regimes (Wassenaar Arrangement; Missile Technology Control Regime; Australia Group; Nuclear Suppliers' Group). To conduct a more systematic review of the CCL, BIS has requested that its TACs review the CCL and recommend potential changes to BIS.

In addition to seeking recommendations from its TACs, BIS is also inviting the interested public to submit comments regarding:

(1) The overall structure of the CCL, including suggestions for how the structure of the CCL may be changed to better advance U.S. national security, foreign policy, and economic interests;

(2) Types of items that should be listed on the CCL and the appropriate levels of controls to be placed on those items, taking into account technology levels, markets, and foreign availability;

(3) Any updates to the CCL item descriptions that would enable the descriptions to better reflect the intent of the multinational controls and to eliminate any overly broad descriptions that inadvertently capture non-critical items that are not controlled by other countries; and

(4) Coordination and harmonization of controls on items covered by the multilateral regimes, such as the Wassenaar Arrangement.

Comments should be submitted to BIS as described in the **ADDRESSES** section of this notice by September 17, 2007.