

options exchanges that charge similar fees.

While this proposed rule change will become effective upon filing with the Commission, NYSE Arca plans to implement the fee change on January 1, 2007.

## 2. Statutory Basis

The Exchange believes that the proposed rule change is consistent with Section 6(b) of the Act,<sup>7</sup> in general, and Section 6(b)(4) of the Act,<sup>8</sup> in particular, in that it provides for the equitable allocation of reasonable dues, fees, and other charges among its members.

### B. Self-Regulatory Organization's Statement on Burden on Competition

The Exchange does not believe that the proposed rule change will impose any burden on competition that is not necessary or appropriate in furtherance of the purposes of the Act.

### C. Self-Regulatory Organization's Statement on Comments on the Proposed Rule Change Received From Members, Participants, or Others

Written comments on the proposed rule change were neither solicited nor received.

## III. Date of Effectiveness of the Proposed Rule Change and Timing for Commission Action

The foregoing proposed rule change has been designated as a fee change pursuant to Section 19(b)(3)(A)(ii) of the Act<sup>9</sup> and Rule 19b-4(f)(2)<sup>10</sup> thereunder, because it establishes or changes a due, fee, or other charge imposed by the Exchange. Accordingly, the proposal will take effect upon filing with the Commission. At any time within 60 days of the filing of such proposed rule change the Commission may summarily abrogate such rule change if it appears to the Commission that such action is necessary or appropriate in the public interest, for the protection of investors, or otherwise in furtherance of the purposes of the Act.

## IV. Solicitation of Comments

Interested persons are invited to submit written data, views, and arguments concerning the foregoing, including whether the proposed rule change is consistent with the Act. Comments may be submitted by any of the following methods:

### Electronic Comments

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an e-mail to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File Number SR-NYSEArca-2006-91 on the subject line.

### Paper Comments

- Send paper comments in triplicate to Nancy M. Morris, Secretary, Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549-1090.

All submissions should refer to File Number SR-NYSEArca-2006-91. This file number should be included on the subject line if e-mail is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission, all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Room. Copies of such filing also will be available for inspection and copying at the principal office of NYSE Arca. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File Number SR-NYSEArca-2006-91 and should be submitted on or before February 12, 2007.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.<sup>11</sup>

**Florence E. Harmon,**

*Deputy Secretary.*

[FR Doc. E7-799 Filed 1-19-07; 8:45 am]

**BILLING CODE 8011-01-P**

## DEPARTMENT OF STATE

### [Public Notice 5675]

### Determination and Waiver of Section 620(q) of the Foreign Assistance Act of 1961, as Amended, Relating to Assistance to the Democratic Republic of Congo

Pursuant to the authority vested in me by section 620(q) of the Foreign Assistance Act of 1961, as amended (FAA), and by Executive Order 12163, as amended, I hereby determine that assistance to the Democratic Republic of Congo is in the national interest of the United States and thereby waive, with respect to that country, the application of section 620(q) of the FAA.

This determination shall be reported to Congress and published in the **Federal Register**.

Dated: December 11, 2006.

**Condoleezza Rice,**

*Secretary of State, Department of State.*

[FR Doc. E7-833 Filed 1-19-07; 8:45 am]

**BILLING CODE 4710-26-P**

## TENNESSEE VALLEY AUTHORITY

### Proposed Standards on Smart Metering Interconnection, Net Metering, Fuels Sources, and Fossil Fuel Generation Efficiency

**AGENCY:** Tennessee Valley Authority (TVA).

**ACTION:** Notice.

**SUMMARY:** On August 17, 2006, Tennessee Valley Authority ("TVA") published a notice (71 FR 47557) of the commencement of its consideration process for the Time-based Metering & Communications (hereinafter called "Smart Metering"), Interconnection, and Net Metering standards promulgated by section 111(d) of the Public Utility Regulatory Policies Act of 1978 (Pub. L. 95-617) as amended by the Energy Policy Act of 2005 (Pub. L. 109-58) (hereinafter called "PURPA"). This notice amends and supplements the August 17 notice to (1) set new deadlines related to the consideration of the three standards which were the subject of that notice and (2) inform the public of the commencement of TVA's consideration process for the two remaining standards listed in section 111(d) of PURPA, which are the Fuel Sources and Fossil Fuel Generation Efficiency standards.

TVA will consider adopting all five of these standards for itself as well as for the distributors of TVA power and will consider these standards on the basis of

<sup>7</sup> 15 U.S.C. 78f(b).

<sup>8</sup> 15 U.S.C. 78f(b)(4).

<sup>9</sup> 15 U.S.C. 78s(b)(3)(A)(ii).

<sup>10</sup> 17 CFR 240.19b-4(f)(2).

<sup>11</sup> 17 CFR 200.30-3(a)(12).

their effect on conservation of energy, efficient use of facilities and resources, equity among electric consumers, and the objectives of the Tennessee Valley Authority Act. In addition, the Smart Metering standard will be considered in light of whether the benefits to the electric utility and its consumers are likely to exceed the costs of new metering and communications. Comments are requested from the public on whether TVA should adopt these standards or any variations on them.

**DATES:** The record for the Smart Metering standard was due to close on December 1, 2006. However, the comment period for this standard will be extended, and the record will close on June 1, 2007. The record for the Interconnection and Net Metering standards is due to close on March 1, 2007. The comment period for these two standards will also be extended to close on June 1, 2007. Accordingly, public comments will continue to be accepted for submission to the official record on the Smart Metering, Interconnection, and Net Metering standards until June 1, 2007.

At this time, TVA initiates its consideration of the Fuel Sources and Fossil Fuel Generation Efficiency standards. Data, views, and comments on these standards are requested in order to glean the public's views on the need and desirability of such standards. Comments on variations in any of the standards, as well as comments for or against their adoption are welcome. The record for the Fuel Sources and Fossil Fuel Generation Efficiency standards will close on June 1, 2007. Public comments on these standards must be received by this date. As to each of the five standards, written comments of TVA staff concerning the standard will be made a part of the official record at least 30 days before the date the record closes.

**ADDRESSES:** Written comments should be sent to: PURPA Standards Hearings, Attn: Carl Seigenthaler, Tennessee Valley Authority, One Century Place, 26 Century Boulevard, Nashville, TN 37214. Comments may also be submitted via the Web, at <http://www.tva.com/purpa>.

**FOR FURTHER INFORMATION CONTACT:** Carl Seigenthaler, Tennessee Valley Authority, One Century Place, 26 Century Boulevard, Nashville, TN 37214, (615) 232-6070.

**SUPPLEMENTARY INFORMATION:**

*Standards.* The standards about which a determination will be made are:

(1) *Smart Metering.*

A. Not later than 18 months after the date of enactment of this paragraph, each electric

utility shall offer each of its customer classes, and provide individual customers upon customer request, a time-based rate schedule under which the rate charged by the electric utility varies during different time periods and reflects the variance, if any, in the utility's costs of generating and purchasing electricity at the wholesale level. The time-based rate schedule shall enable the electric consumer to manage energy use and cost through advanced metering and communications technology.

B. The types of time-based rate schedules that may be offered under the schedule referred to in subparagraph (A) include, among others—

i. Time-of-use pricing whereby electricity prices are set for a specific time period on an advance of forward basis, typically not changing more often than twice a year, based on the utility's cost of generating and/or purchasing such electricity at the wholesale level for the benefit of the consumer. Prices paid for energy consumed during these periods shall be pre-established and known to consumers in advance of such consumption, allowing them to vary their demand and usage in response to such prices and manage their energy costs by shifting usage to a lower cost period or reducing their consumption overall;

ii. Critical peak pricing whereby time-of-use prices are in effect except for certain peak days, when prices may reflect the costs of generating and/or purchasing electricity at the wholesale level and when consumers may receive additional discounts for reducing peak period energy consumption;

iii. Real-time pricing whereby electricity prices are set for a specific time period on an advanced or forward basis, reflecting the utility's cost of generating and/or purchasing electricity at the wholesale level, and may change as often as hourly; and

iv. Credits for consumers with large loads who enter into pre-established peak load reduction agreements that reduce a utility's planned capacity obligations.

C. Each electric utility subject to subparagraph (A) shall provide each customer requesting a time-based rate with a time-based meter capable of enabling the utility and customer to offer and receive such rate, respectively.

D. For purposes of implementing this paragraph, any reference contained in this section to the date of enactment of the Public Utility Regulatory Policies Act of 1978 shall be deemed to be a reference to the date of enactment of this paragraph.

E. In a State that permits third-party marketers to sell electric energy to retail electric consumers, such consumers shall be entitled to receive the same time-based metering and communications device and service as a retail electric consumer of the electric utility.

F. Notwithstanding subsections (b) and (c) of section 2622 of this title, each State regulatory authority shall, not later than 18 months after the date of enactment of this paragraph conduct an investigation in accordance with section 2625(i) of this title and issue a decision whether it is appropriate to implement the standards set out in subparagraphs (A) and (C).

(2) *Interconnection.* Each electric utility shall make available, upon request, interconnection service to any electric consumer that the electric utility serves. For purposes of this paragraph, the term "interconnection service" means service to an electric consumer under which an on-site generating facility on the consumer's premises shall be connected to the local distribution facilities. Interconnection services shall be offered based upon the standards developed by the Institute of Electrical and Electronics Engineers: IEEE Standard 1547 for Interconnecting Distributed Resources with Electric Power Systems, as they may be amended from time to time. In addition, agreements and procedures shall be established whereby the services are offered shall promote current best practices of interconnection for distributed generation, including but not limited to practices stipulated in model codes adopted by associations of state regulatory agencies. All such agreements and procedures shall be just and reasonable, and not unduly discriminatory or preferential.

(3) *Net metering.* Each electric utility shall make available upon request net metering service to any electric consumer that the electric utility serves. For purposes of this paragraph, the term "net metering service" means service to an electric consumer under which electric energy generated by that electric consumer from an eligible on-site generating facility and delivered to the local distribution facilities may be used to offset electric energy provided by the electric utility to the electric consumer during the applicable billing period.

(4) *Fuel sources.* Each electric utility shall develop a plan to minimize dependence on 1 fuel source and to ensure that the electric energy it sells to consumers is generated using a diverse range of fuels and technologies, including renewable technologies.

(5) *Fossil fuel generation efficiency.* Each electric utility shall develop and implement a 10-year plan to increase the efficiency of its fossil fuel generation.

*Procedures.* Written data, views, and comments on the standards are requested from the public and must be received by 5 p.m. EST on June 1, 2007. Written statements of the TVA staff concerning each standard will be made part of the official record at least 30 days before the date the record closes, at which time the staff comments will be made available to the public on request.

The official record will consist of all data, views, and comments, including written statements of the TVA staff, submitted within the time set forth above. A summary of the record will be prepared by TVA staff and will be transmitted to the TVA Board of Directors along with the complete record. The record will be used by the Board in making the determinations required by section 111(d) of PURPA.

Individual copies of the record will be available to the public at cost of

reproduction. Copies will also be kept on file for public inspection at the following locations: Tennessee Valley Authority, One century Place, 26 Century Boulevard, Nashville, TN, (615) 232-6070; Tennessee Valley Authority, 1101 Market Street, Chattanooga, Tennessee, (423) 751-0011; and on the Web at <http://tva.com/purpa>.

Dated: January 10, 2007.

**John P. Kernodle,**

*Assistant General Counsel.*

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BILLING CODE 8120-08-M

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Noise Exposure Map Notice; Receipt of Noise Compatibility Program and Request for Review, Shreveport Regional Airport, Shreveport, LA

**AGENCY:** Federal Aviation Administration, DOT.

**ACTION:** Notice.

**SUMMARY:** The Federal Aviation Administration (FAA) announces its determination that the noise exposure maps submitted by Shreveport Airport Authority for the Shreveport Regional Airport under the provisions of 49 U.S.C. 47501 *et seq.* (Aviation Safety and Noise Abatement Act) and 14 CFR part 150 are in compliance with applicable requirements. The FAA also announces that it is reviewing a proposed noise compatibility program that was submitted for the Shreveport Regional Airport under part 150 in conjunction with the noise exposure map, and that this program will be approved or disapproved on or before July 11, 2007.

**DATES:** *Effective Date:* The effective date of the FAA's determination on the noise exposure maps and of the start of its review of the associated noise compatibility program is January 12, 2007. The public comment periods ends March 13, 2007.

**FOR FURTHER INFORMATION CONTACT:** Mr. Tim Tandy, Federal Aviation Administration, ASW-630, Fort Worth, TX 76193-0630 at (817) 222-5635. Comments on the proposed noise compatibility program should also be submitted to the above office.

**SUPPLEMENTARY INFORMATION:** This notice announces that the FAA finds that the noise exposure maps submitted for Shreveport Regional Airport are in compliance with applicable requirements of Part 150, effective January 12, 2007. Further, FAA is

reviewing a proposed noise compatibility program for that airport which will be approved or disapproved on or before July 11, 2007. This notice also announces the availability of this program for public review and comment.

Under 49 U.S.C. 47503 (the Aviation Safety and Noise Abatement Act, hereinafter referred to as "The Act"), an airport operator may submit to the FAA noise exposure maps which meet applicable regulations and which depict non-compatible land uses as of the date of submission of such maps, a description of projected aircraft operations, and the ways in which such operations will affect such maps. The Act requires such maps to be developed in consultation with interested and affected parties in the local community, government agencies, and persons using the airport.

An airport operator who has submitted noise exposure maps that are found by FAA to be in compliance with the requirements of Federal Aviation Regulations (FAR) part 150, promulgated pursuant to the Act, may submit a noise compatibility program for FAA approval which sets forth the measures the operator has taken or proposes to take to reduce existing non-compatible uses and prevent the introduction of additional non-compatible uses.

The Shreveport Airport Authority submitted to the FAA on May 21, 2004, noise exposure maps, descriptions and other documentation that were produced during 2004 FAR part 150 Noise Exposure Maps Update, Shreveport Regional Airport. It was requested that the FAA review this material as the noise exposure maps, as described in section 47503 of the Act, and that the noise mitigation measures, to be implemented jointly by the airport and surrounding communities, be approved as a noise compatibility program under section 47504 of the Act.

The FAA has completed its review of the noise exposure maps and related descriptions submitted by Shreveport Airport Authority. The specific documentation determined to constitute the noise exposure maps includes the following from the 2004 FAR part 150 Noise Exposure Maps Update, Shreveport Regional Airport:

2004 Noise Exposure Map; 2009 Unabated Noise Exposure Map; Exhibit 1D, 2004 NEM Update Study Area; Exhibit 1E, Current Land Use; Table 2.2, Air Traffic Summary—Shreveport Regional Airport; Table 2.3, Summarized Activity at Shreveport Regional Airport; Figure 2.1, Shreveport Regional Airport total Operations

(1975–2003); Figure 2.2, Shreveport Regional Airport Passenger Enplanements (1972–2003); Figure 2.3, Shreveport Regional Airport Air Mail (lbs); Figure 2.4, Shreveport Regional Airport Freight (lbs); Table 2.4, Commercial Air Carrier Operations Summary; Table 2.5, Commercial Arrivals at Shreveport Regional Airport; Table 2.6, Commercial Departures at Shreveport Regional Airport; Table 2.7, Commercial Carrier Aircraft Types; Table 2.8, Air Cargo Arrivals; Table 2.9, Air Cargo Departures; Figure 2–5, Commercial Jet Aircraft Approach Profiles; Figure 2–6, Commercial Prop-Jet Approach Profiles; Figure 2–7, Freight Jet Aircraft Approach Profiles; Figure 2–8, Commercial Jet Aircraft Departure Profiles; Figure 2–9, Commercial Prop-Jet Aircraft Departure Profiles; Figure 2–10, Freight Jet Aircraft Departure Profiles; Figure 2–11, Commercial Jet Noise Levels—Approach; Figure 2–12, Commercial Jet Noise Levels—Departure; Figure 2–13, Commercial Prop-Jet Noise Levels—Approach and Departure; Table 4.1, INM Aircraft Identifiers; Table 4.2, Runway 14 Vectored Departure Flight Tracks; Table 4.3, Runway 32 Vectored Departure Flight Tracks; Table 4.4, Runway 05 Vectored Departure Flight Tracks; Table 4.5, Runway 23 Vectored Departure Flight Tracks; Table 4.6, Vectored Arrival Tracks; Table 4.7, Vectored Touch-and-Go Track—Runway 14; Table 4.8, Commercial Air Carrier and Freight Arrivals; Table 4.9, Commercial Air Carrier and Freight Departures; Table 4.10, Commercial Carrier Departure and Freight Track Usage; Table 4.11, Commercial Carrier Departure and Freight Track Usage; Exhibit 4A, Flight Tracks; Table 5.5, INM 6.1 Modeled Daily Flight Operations; Exhibit 5A, 2004 Noise Contours and Airport/Political Boundaries; Exhibit 5B, 2004 Noise Contours and 1992 NCP; Exhibit 5C, Land Use Inside 2004 Noise Contours; Exhibit 5D, Land Use Inside 2004 Noise Contours (North End Detail); Exhibit 5E, Land Use Inside 2004 Noise Contours (Runway 05/23 Detail); Exhibit 5F, Land Use Inside 2004 Noise Contours (South End Detail); Exhibit 5G, 2009 Unabated Noise Contours and Airport/Political Boundaries; Exhibit 5H, 2009 Unabated Noise Contours and 1992 NCP; Exhibit 5I, Land Use Inside 2009 Unabated Noise Contours; Exhibit 5J, Land Use Inside 2009 Unabated Noise Contours (North End Detail); Exhibit 5K, Land Use Inside 2009 Unabated Noise Contours (South End Detail); Exhibit 5L, Land Use Inside 2009 Unabated Noise Contours (Runway 05/23 Detail); Exhibit