APPENDIX A—Continued

<table>
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<td>Total Awarded for Core Curricula</td>
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<tr>
<td>Total Awarded for Technical Assistance and Capacity Building</td>
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I. Background

On August 4, 2010 (75 FR 46958), HUD published for public comment its proposed FY 2011 Fair Market Rents (FMRs) in accordance with Section 8(c)(1) of the United States Housing Act of 1937 (USHA) (42 U.S.C. 1437f(c)(1)). In the HCV program, the FMR is the basis for determining the “payment standard amount” used to calculate the maximum monthly subsidy for an assisted family (see 24 CFR 982.503). In general, the FMR for an area is the amount that would be needed to pay the gross rent (shelter rent plus utilities) of privately owned, decent, and safe rental housing of a modest (nonluxury) nature with suitable amenities. In addition, all rents subsidized under the HCV program must meet reasonable rent standards.

The August 4, 2010, notice also proposed SAFMRs for the Dallas, TX MHFA. HUD described the methodology for determining SAFMRs in a May 18, 2010, (75 FR 27808) Federal Register notice. Specifically, HUD noted that the methodology for calculating FMRs based on current Office of Management and Budget (OMB) metropolitan area definitions allows HUD Section 8 Voucher Tenants access to different parts of a metropolitan area. However, because FMRs are generally set at the 40th percentile of the metropolitan rent distribution, certain neighborhoods may not have many units available in the FMR range. To provide voucher holders with the opportunity to move to areas of greater opportunity, HUD’s May 18, 2010, notice proposed the use of a methodology to set FMRs at a more granular level, using areas defined by U.S. Postal Service ZIP Codes in metropolitan areas. For nonmetropolitan areas, HUD would continue to use counties as the basis for publishing FMRs. HUD published its final notice establishing its SAFMR Demonstration on April 20, 2011 (76 FR 22122).

HUD’s October 4, 2010 notice (75 FR 61253) established FY 2011 SAFMRs for the HCV program in the Dallas, TX, HMFA. Specifically, the October 4, 2010, notice provided that all PHAs operating in the 8-county, Dallas TX, HMFA are required to use the SAFMRs. Specific SAFMRs for the 8-county Dallas TX, HMFA were provided in Schedule B Addendum to the October 4, 2010, notice. All other programs that use FMRs were instructed to use area-wide FMRs as provided by Schedule B of the notice for Dallas, TX, HMFA.

II. Use of SAFMRs for Project-Based Vouchers in the Dallas Metropolitan Area

HUD’s notice requiring the use of SAFMRs has created a concern for the financial viability of some properties with PBVs in the Dallas TX, HMFA. In the PBV program, the amount of rent to the owner may not exceed the lowest of an amount determined by the PHA not to exceed 110% of the FMR, the reasonable rent, or the rent requested by the owner. Some of the Zip Codes in the 8-county, Dallas TX HMFA, SAFMR have FMRs that decreased in value by as much as 35 percent. These decreases may put the some PBV properties at risk for financial failure because the original financing was based on the higher area-wide FMR.

As a result, this notice clarifies that PBV units for which a notice of owner selection was issued in accordance with 24 CFR 983.51(d) prior to June 8, 2011, will not be subject to the SAFMRs. This includes PBVs that are currently under a Housing Assistance Payment (HAP) contract. The area-wide FMRs will continue to apply to these PBV units, thus ensuring the viability of PBV projects that were in the development pipeline and had obtained financing based on area-wide FMRs. However, any PBVs for which a notice-of-owner selection is issued after June 8, 2011 will be subject to the SAFMRs.
DEPARTMENT OF THE INTERIOR

Fish and Wildlife Service

[FR Doc. 2011–14221 Filed 6–7–11; 8:45 am]
BILLING CODE 4210–67–P

SUPPLEMENTARY INFORMATION:

Public Availability of Comments

Before including your address, phone number, e-mail address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Document Availability

Documents and other information submitted with these applications are available for review, subject to the requirements of the Privacy Act (5 U.S.C. 552a) and Freedom of Information Act (5 U.S.C. 552), by any party who submits a request for a copy of such documents within 30 days of the date of publication of this notice to Kris Olsen, by mail (see ADDRESSES) or by telephone at 303–236–4256. All comments we receive from individuals become part of the official public record.

Applications

The following applicants have requested issuance of enhancement of survival permits to conduct certain activities with endangered species pursuant to Section 10(a)(1)(A) of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 et seq.).

Applicant: Leigh Espy, Bureau of Land Management, Lakewood, Colorado, TE–43044A.

The applicant requests a permit to remove and reduce to possession Penstemon penlandii (Penland beardtongue), Astragalus osterhoutii (Osterhout milk-vetch), Phacelia formosula (North Park phacelia), and Eriogonum pelinophilum (Clay-loving wild-buckwheat) in conjunction with recovery activities throughout the species’ ranges for the purpose of enhancing their survival and recovery.

Applicant: Kirk Mammoliti, Roeland Park, Kansas, TE–30446A. The applicant requests a permit to take Topeka shiner (Notropis topeka) in conjunction with recovery activities throughout the species’ range for the purpose of enhancing its survival and recovery.

Dated: May 31, 2011.

Deborah Hernandez,
General Deputy Assistant Secretary for Public and Indian Housing.

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APPENDIX: I. Why do we conduct 5-year reviews?

Under the Act (16 U.S.C. 1531 et seq.), we maintain Lists of Endangered and Threatened Wildlife and Plants (which we collectively refer to as the List) in the Code of Federal Regulations (CFR) at 50 CFR 17.11 (for animals) and 17.12 (for plants). Section 4(c)(2)(A) of the Act requires us to review each listed species’ status at least once every 5 years. Then, under section 4(c)(2)(B), we determine whether to remove any species from the List (delist), to reclassify it from endangered to threatened, or to reclassify it from threatened to endangered. Any change in Federal classification requires a separate rulemaking process.

In classifying, we use the following definitions, from 50 CFR 424.02:

(A) Species includes any species or subspecies of fish, wildlife, or plant, and any distinct population segment of any species of vertebrate, that interbreeds when mature;

(B) Endangered species means any species that is in danger of extinction throughout all or a significant portion of its range; and

(C) Threatened species means any species that is likely to become an endangered species within the foreseeable future throughout all or a significant portion of its range.

We must support delisting by the best scientific and commercial data available, and only consider delisting if data substantiates that the species is neither endangered nor threatened for one or more of the following reasons (50 CFR 424.11(d)):

(A) The species is considered extinct;

(B) The species is considered to be recovered; or