

## **Notices of Proposed Rulemaking, Withdrawal of Notice of Proposed Rulemaking LR-8-73,, Internal Revenue Service, (Jan. 1, 1984)**

Withdrawal of Notice of Proposed Rulemaking LR-8-73, 1984-1 CB 592, January 1, 1984.

**SUMMARY:** This document withdraws the notice of proposed rulemaking relating to obligations issued on behalf of governmental units which was published in the FEDERAL REGISTER for February 2, 1976 (41 FR 4829). It was determined that this notice be withdrawn in light of the public comments received thereon and in light of the additional guidance provided in the recently-published Revenue Procedure 82-26 [1982-1 C.B. 476].

**ADDRESS:** John A. Tolleris of the Legislation and Regulations Division, Office of the Chief Counsel, Internal Revenue Service, 1111 Constitution Avenue, N.W., Washington, D.C. 20224 (Attention: CC:LR:T) (202-566-3294).

**SUPPLEMENTARY INFORMATION:**

### **BACKGROUND**

This document withdraws a notice of propose rulemaking that would amend §1.103-1 to provide rules under which authorities which are not governmental units may (issue governmental obligations on behalf of such units. The notice was published in the FEDERAL REGISTER for February 2, 1976 (41 FR 4829). A large number of comments were received, and a public hearing was held on April 26, 1976. After consideration of the comments it has been determined that this notice be withdrawn. Accordingly, prior revenue rulings relating to entities issuing obligations on behalf of a State or local governmental unit, such as Rev. Rul. 57-187, 1957-1 C.B. 65, Rev. Rul. 60-248, 1960-2 C.B. 35 (as modified by Rev. Rul. 82-56, 1982-1 C.B. 17), and Rev. Rul. 63-20, 1963-1 C.B. 24, are not superseded and continue to form the primary source of guidance on this question. See also Rev. Proc. 82-26, 1982-1 C.B. 476.

The effective date of the proposed regulations provided issuers the option of applying the proposed rules to issues on or after February 2, 1976. Accordingly, the Internal Revenue Service will continue to permit the application of the proposed regulations, hereby withdrawn, to issues issued on or after February 2, 1976, and before February 14, 1984, at the option of the issuer. In general, it is expected that issuers meeting the standards described in the notice of the proposed rulemaking will also meet the standards of the revenue rulings. To ensure this result in all cases, however, the option provided in the notice of proposed rulemaking is preserved. Issuers that may have relied on the notice standards are thereby provided a 60-day period to consider whether they qualify as "on behalf of" entities under the standards in effect without regard to the option provided by the notice.

### **DRAFTING INFORMATION**

The principal author of this document is John P. MacMaster of the Legislation and Regulations Division, Office of Chief Counsel, Internal Revenue Service. However, personnel from other officers of the Internal Revenue Service and Treasury Department participated in preparing this document.

The proposed amendments to 26 CFR Part 1, relating to obligations of a State, Territory, etc., published in the FEDERAL REGISTER for February 2, 1976 (41 FR 4829), are hereby withdrawn.

ROSCOE L. EGGER, JR.,

*Commissioner of Internal Revenue.*

Federal Register Cite: 48 F.R. 55878

Federal Register Publication Date: December 16, 1983

Federal Register Filing Date: December 15, 1983