



Federal Register

**Monday,
April 24, 2006**

Part L

Federal Deposit Insurance Corporation

Semiannual Regulatory Agenda

FEDERAL DEPOSIT INSURANCE CORPORATION (FDIC)

FEDERAL DEPOSIT INSURANCE CORPORATION

12 CFR Ch. III

Semiannual Agenda of Regulations

AGENCY: Federal Deposit Insurance Corporation.

ACTION: Semiannual regulatory agenda.

SUMMARY: The Federal Deposit Insurance Corporation (FDIC) is hereby publishing items for the spring 2006 Unified Agenda of Federal Regulatory and Deregulatory Actions. The agenda contains information about FDIC's current and projected rulemakings, existing regulations under review, and completed rulemakings.

FOR FURTHER INFORMATION CONTACT: Persons identified under regulations listed in the agenda. Unless otherwise noted, the address for all FDIC staff identified in the agenda is Federal Deposit Insurance Corporation, 550 17th Street NW., Washington, DC 20429.

SUPPLEMENTARY INFORMATION: Twice each year, the FDIC publishes an agenda of regulations to inform the public of its

regulatory actions and to enhance public participation in the rulemaking process. Publication of the agenda is in accordance with the Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*). The FDIC amends its regulations under the general rulemaking authority prescribed in section 9 of the Federal Deposit Insurance Act (12 U.S.C. 1819) and under specific authority granted by the Act and other statutes.

In this edition of the spring 2006 agenda, the FDIC published one advanced notice of proposed rulemaking entitled "Large-Bank Deposit Insurance Determination Modernization Proposal" on December 13, 2005; two proposed rules entitled (1) "Interstate Banking; Federal Interest Rate Authority" on October 14, 2005 and (2) "Risk-Based Capital Guidelines; Capital Adequacy Guidelines; Capital Maintenance: Domestic Capital Modifications" on October 20, 2005; and six final rules entitled (1) "Extension of Corporate Powers" on October 18, 2004, (2) "Deposit Insurance Coverage; Accounts of Qualified Tuition Savings Programs Under Section 529 of the Internal Revenue Code" on October

28, 2005, (3) "One-Year Post-Employment Restrictions for Senior Examiners" on November 17, 2005, (4) "Fair Credit Reporting Medical Information Regulations" on November 22, 2005, (5) "Notification of Changes of Insured Status" on February 21, 2006, and (6) "Risk-Based Capital Guidelines: Market Risk Measure; Securities Borrowing Transactions" on February 22, 2006. In addition the FDIC published one notice entitled "Community Reinvestment Act; Interagency Questions and Answers Regarding Community Reinvestment" on November 10, 2005.

Interested persons may petition the FDIC for the issuance, amendment, or repeal of any regulation by submitting a written petition to the Executive Secretary, Federal Deposit Insurance Corporation, Washington, DC 20429. Petitioners should include complete and concise statements of their interest in the subject matter and reasons why the petitions should be granted.

Carol L. Middlebrook,
Special Assistant to the Executive Secretary,
Federal Deposit Insurance Corporation.

Federal Deposit Insurance Corporation—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
3837	Risk-Based Capital Guidelines; Capital Adequacy Guidelines; Capital Maintenance: Domestic Capital Modifications	3064-AC96
3838	Community Reinvestment Act; Interagency Questions and Answers Regarding Community Reinvestment; Notice ..	3064-AC97
3839	Large-Bank Deposit Insurance Determination Modernization Proposal	3064-AC98

Federal Deposit Insurance Corporation—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
3840	12 CFR 303 Filing Procedures; Transactions With Affiliates	3064-AC78
3841	Deposit Insurance Coverage; Stored Value Cards and Other Nontraditional Access Mechanisms	3064-AC80
3842	Fair Credit Reporting Affiliate Marketing Regulations	3064-AC83
3843	Annual Independent Audits and Reporting Requirements	3064-AC91

Federal Deposit Insurance Corporation—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
3844	12 CFR 327 Assessments—Assessment Base	3064-AB46
3845	12 CFR 342 Qualification Requirements for the Recommendation or Sale of Certain Securities	3064-AB85
3846	12 CFR 334 Fair Credit Reporting Act Regulations	3064-AC35
3847	Risk-Based Capital Standards: Implementation of New Basel Capital Accord	3064-AC73

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Federal Deposit Insurance Corporation—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
3848	Interstate Banking; Federal Interest Rate Authority	3064-AC95

Federal Deposit Insurance Corporation—Completed Actions

Sequence Number	Title	Regulation Identifier Number
3849	12 CFR 325 Risk-Based Capital Guidelines: Market Risk Measure; Securities Borrowing Transactions	3064-AC46
3850	Regulatory Publication and Review	3064-AC59
3851	Fair Credit Reporting Medical Information Regulations	3064-AC81
3852	Deposit Insurance Coverage; Accounts of Qualified Tuition Savings Programs Under Section 529 of the Internal Revenue Code	3064-AC90
3853	12 CFR 308 One-Year Post-Employment Restrictions for Senior Examiners	3064-AC92
3854	Notification of Changes of Insured Status	3064-AC93
3855	Extension of Corporate Powers	3064-AC94

Federal Deposit Insurance Corporation (FDIC)

Proposed Rule Stage

3837. • RISK-BASED CAPITAL GUIDELINES; CAPITAL ADEQUACY GUIDELINES; CAPITAL MAINTENANCE; DOMESTIC CAPITAL MODIFICATIONS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: Not Yet Determined

CFR Citation: 12 CFR 325

Legal Deadline: None

Abstract: The OCC, Board, FDIC, and OTS are considering various revisions to the existing risk-based capital framework that would enhance its risk sensitivity. These changes would apply to banks, bank holding companies, and savings associations. The Agencies are soliciting comments on possible modifications to their risk-based capital standards that would facilitate the development of fuller and more comprehensive proposals applicable to a range of activities and exposures.

Timetable:

Action	Date	FR Cite
ANPRM	10/20/05	70 FR 61068
NPRM	09/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michael Phillips, Counsel, Legal Division, Federal Deposit Insurance Corporation, Washington, DC 20429
Phone: 202 898-3581

RIN: 3064-AC96

3838. • COMMUNITY REINVESTMENT ACT; INTERAGENCY QUESTIONS AND ANSWERS REGARDING COMMUNITY REINVESTMENT; NOTICE

Priority: Substantive, Nonsignificant

Legal Authority: Not Yet Determined

CFR Citation: None

Legal Deadline: None

Abstract: This proposal would revise guidance of the staffs of the OCC, Board, and FDIC relating to the community Reinvestment Act to address topics related to the revisions the agencies made to their regulations that implement CRA.

Timetable:

Action	Date	FR Cite
Notice	11/10/05	70 FR 68450
Notice Comment Period End	01/09/06	
Second Notice	05/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For More Information:

<http://www.fdic.gov/regulations/laws/federal/propose.html>

URL For Public Comments:

<http://www.fdic.gov/regulations/laws/federal/propose.html>

Agency Contact: Richard M. Schwartz, Counsel, Federal Deposit Insurance Corporation, Washington, DC 20429
Phone: 202 898-7424

RIN: 3064-AC97

3839. • LARGE-BANK DEPOSIT INSURANCE DETERMINATION MODERNIZATION PROPOSAL

Priority: Other Significant

Legal Authority: Not Yet Determined

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: In view of the significant industry consolidation in recent years, the FDIC is exploring new methods to modernize its deposit insurance determination process, whereby the insurance status of each depositor is determined in the event of failure.

Timetable:

Action	Date	FR Cite
ANPRM	12/13/05	70 FR 73652

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Proposed Rule Stage

Action	Date	FR Cite
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ANPRM Comment	03/13/06	
Period End		
NPRM	12/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For More Information:
<http://www.fdic.gov/regulations/laws/federal/propose.html>

URL For Public Comments:
<http://www.fdic.gov/regulations/laws/federal/propose.html>

Agency Contact: Christopher L. Hencke, Counsel, Legal Division, Federal Deposit Insurance Corporation, Washington, DC 20429
 Phone: 202 898-8839

RIN: 3064-AC98

Federal Deposit Insurance Corporation (FDIC)

Final Rule Stage

3840. FILING PROCEDURES; TRANSACTIONS WITH AFFILIATES

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 12 USC 1819 (Tenth); 12 USC 1828 (j)(1); 12 USC 378; 12 USC 1813; 12 USC 1815; 12 USC 1817; 12 USC 1818; 12 USC 1819 (Seventh); 12 USC 1820; 12 USC 1823; 12 USC 1828; 12 USC 1831a; 12 USC 1831e; 12 USC 1831o; 12 USC 1831p-1; 12 USC 1831w; 12 USC 1835a; 12 USC 1843(l); 12 USC 3104; 12 USC 3105; 12 USC 3108; 12 USC 3207; 15 USC 1601 to 1607

CFR Citation: 12 CFR 303; 12 CFR 324

Legal Deadline: None

Abstract: FDIC is proposing to adopt its own regulation that would cross reference Regulation W to make it clear that insured State nonmember banks are subject to the restrictions and limitations, and may take advantage of the exemptions, contained in Regulation W.

Timetable:

Action	Date	FR Cite
NPRM	03/17/04	69 FR 12571
NPRM Comment	05/03/04	
Period End		
Final Action	07/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For More Information:

<http://www.fdic.gov/regulations/laws/federal/propose.html>

URL For Public Comments:

<http://www.fdic.gov/regulations/laws/federal/04comfiling.html>

Agency Contact: Thomas Bolt, Federal Deposit Insurance Corporation, Washington, DC 20429

Phone: 202 898-6750

RIN: 3064-AC78

3841. DEPOSIT INSURANCE COVERAGE; STORED VALUE CARDS AND OTHER NONTRADITIONAL ACCESS MECHANISMS

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 12 USC 1813(l); 12 USC 1813(m); 12 USC 1817(i); 12 USC 1818(q); 12 USC 1819 (Tenth)

CFR Citation: 12 CFR 330

Legal Deadline: None

Abstract: FDIC published a proposed regulation that would clarify the insurance coverage of funds subject to transfer or withdrawal through the use of stored value cards and other nontraditional access mechanisms. This proposed rule is a revision of a proposed rule published by the FDIC in April of 2004 (the "First Proposed Rule"). See 69 FR 20558 (April 16, 2004). The purpose of the revised proposed rule (the "Second Proposed Rule") is to address certain issues raised by commenters in response to the original proposal.

Timetable:

Action	Date	FR Cite
NPRM	04/16/04	69 FR 20588
NPRM Comment	07/15/04	
Period End		
Second NPRM	08/08/05	70 FR 45571
Second NPRM	11/07/05	
Comment Period		
End		
Final Action	10/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For More Information:

<http://www.fdic.gov/regulations/laws/federal/propose.html>

Agency Contact: Christopher L. Hencke, Counsel, Legal Division, Federal Deposit Insurance Corporation, Washington, DC 20429
 Phone: 202 898-8839

RIN: 3064-AC80

3842. FAIR CREDIT REPORTING AFFILIATE MARKETING REGULATIONS

Priority: Other Significant

Legal Authority: 12 USC 1818; 12 USC 1819 (Tenth); 15 USC 1681b; 15 USC 1681s

CFR Citation: 12 CFR 334

Legal Deadline: None

Abstract: OCC, FRB, FDIC, OTS, and NCUA are publishing for comment proposed regulations to implement the affiliate marketing provisions in section 214 of the Fair and Accurate Credit Transactions Act of 2003, which amends the Fair Credit Reporting Act. The proposed regulations generally prohibit a person from using information received from an affiliate to make a solicitation for marketing purposes to a consumer, unless the consumer is given notice, an opportunity, and a simple method to opt out of the making of such solicitations.

Timetable:

Action	Date	FR Cite
NPRM	07/15/04	69 FR 42502
NPRM Comment	08/16/04	
Period End		
Final Action	05/00/06	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For More Information:

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<http://www.fdic.gov/regulations/laws/federal/propose.html>

Agency Contact: Richard M. Schwartz, Counsel, Federal Deposit Insurance Corporation, Washington, DC 20429
Phone: 202 898-7424

RIN: 3064-AC83

3843. ANNUAL INDEPENDENT AUDITS AND REPORTING REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1831m

CFR Citation: 12 CFR 363

Legal Deadline: None

Abstract: The FDIC is proposing to amend its regulations concerning annual independent audits and reporting requirements, which implement Section 36 of the Federal

Deposit Insurance Act (FDI Act). Section 36 and the FDIC's implementing regulations are generally intended to facilitate early identification of problems in financial management at insured depository institutions with total assets above a certain threshold (currently \$500 million) through annual independent audits, assessments of effectiveness of internal control over financial reporting and compliance with designated laws and regulations, and related reporting requirements.

Timetable:

Action	Date	FR Cite
NPRM	08/02/05	70 FR 44293
NPRM Comment Period End	09/16/05	
Final Action	05/00/06	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For More Information:

<http://www.fdic.gov/regulations/laws/federal/propose.html>

URL For Public Comments:

<http://www.fdic.gov/regulations/laws/federal/2005/05comaudits.html>

Agency Contact: Michelle Borzillo, Counsel, Legal Division, Federal Deposit Insurance Corporation, Washington, DC 20429
Phone: 202 898-7400

RIN: 3064-AC91

Federal Deposit Insurance Corporation (FDIC)

Long-Term Actions

3844. ASSESSMENTS—ASSESSMENT BASE

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

CFR Citation: 12 CFR 327

Timetable:

Action	Date	FR Cite
ANPRM	10/05/94	59 FR 50710
ANPRM Comment Period End	02/02/95	
To Be Determined	To Be Determined	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Agency Contact: Munsell St. Clair
Phone: 202 898-8967

RIN: 3064-AB46

3845. QUALIFICATION REQUIREMENTS FOR THE RECOMMENDATION OR SALE OF CERTAIN SECURITIES

Priority: Substantive, Nonsignificant

CFR Citation: 12 CFR 342

Timetable:

Action	Date	FR Cite
NPRM	12/30/96	61 FR 68824
NPRM Comment Period End	02/28/97	
Second NPRM	To Be Determined	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michael Phillips
Phone: 202 898-3581

Related RIN: Related to 3064-AC42

RIN: 3064-AB85

3846. FAIR CREDIT REPORTING ACT REGULATIONS

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

CFR Citation: 12 CFR 334

Timetable:

Action	Date	FR Cite
NPRM	10/20/00	65 FR 63120
NPRM Comment Period End	12/04/00	
Second NPRM	To Be Determined	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Richard M. Schwartz
Phone: 202 898-7424

RIN: 3064-AC35

3847. RISK-BASED CAPITAL STANDARDS: IMPLEMENTATION OF NEW BASEL CAPITAL ACCORD

Priority: Other Significant. Major under 5 USC 801.

CFR Citation: 12 CFR 325

Timetable:

Action	Date	FR Cite
ANPRM	08/04/03	68 FR 45900
To Be Determined	To Be Determined	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Michael Phillips
Phone: 202 898-3581

RIN: 3064-AC73

3848. • INTERSTATE BANKING; FEDERAL INTEREST RATE AUTHORITY

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 12 U.S.C. 1819(A) (Tenth); 1820(g); 1831d note

CFR Citation: 12 CFR 331 and 332

Legal Deadline: None

Abstract: The FDIC received a petition for rulemaking to preempt certain laws with the stated purpose of establishing

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Long-Term Actions

parity between national banks and state-chartered banks in interstate activities and operations. The petition also requested rulemaking to implement the interest rate authority contained in the Federal Deposit Insurance Act.

Timetable:

Action	Date	FR Cite
NPRM	10/14/05	70 FR 60019
Final Action	To Be	Determined

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**URL For More Information:**

<http://www.fdic.gov/regulations/laws/federal/propose.html>

URL For Public Comments:

<http://www.fdic.gov/regulations/laws/federal/propose.html>

Agency Contact: Robert C Fick, Federal Deposit Insurance Corporation, Washington, DC 20249

Phone: 202 898-8962

RIN: 3064-AC95

Federal Deposit Insurance Corporation (FDIC)

Completed Actions

3849. RISK-BASED CAPITAL GUIDELINES: MARKET RISK MEASURE; SECURITIES BORROWING TRANSACTIONS

Priority: Other Significant

Legal Authority: 12 USC 1815(a); 12 USC 1815(b); 12 USC 1816; 12 USC 1818(a) to 1818(c); 12 USC 1818(t); 12 USC 1819 (Tenth); 12 USC 1828(c); 12 USC 1828(d); 12 USC 1828(i); 12 USC 1828(n); 12 USC 1828(o); 12 USC 1831o; PL 102-233; 105 Stat 1761; 105 Stat 1789; 105 Stat 1790; PL 102-242; 105 Stat 2236; 105 Stat 2355; 105 Stat 2386

CFR Citation: 12 CFR 325**Legal Deadline:** None

Abstract: This rulemaking sponsored jointly by OCC, FRB and FDIC, amends their market risk rules to revise the capital treatment for cash collateral that is posted in connection with certain securities borrowing transactions. The effect of the rule is to more appropriately align the capital requirements for these transactions with the risk involved and to provide a capital treatment for U.S. banking organizations that is more in line with the capital treatment applied to their domestic and foreign competitors.

Timetable:

Action	Date	FR Cite
Interim Final Rule	12/05/00	65 FR 75856
Interim Final Rule Effective	01/04/01	
Interim Final Rule Comment Period End	01/19/01	
Final Action	02/22/06	71 FR 8932

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Richard M. Schwartz, Counsel, Federal Deposit Insurance Corporation, Washington, DC 20429
Phone: 202 898-7424

RIN: 3064-AC46

3850. REGULATORY PUBLICATION AND REVIEW

Priority: Other Significant**Legal Authority:** 12 USC 3311**CFR Citation:** None**Legal Deadline:** None

Abstract: OCC, FRB, FDIC, and OTS are reviewing their regulations to reduce burden imposed on insured depository institutions as required by section 2222 of the Economic Growth and Regulatory Act of 1996.

Timetable:

Action	Date	FR Cite
Notice	06/16/03	68 FR 35589
Second Notice	01/21/04	69 FR 2852
Second Notice Comment Period End	04/20/04	
Third Notice	07/20/04	69 FR 43347
Third Notice Comment Period End	10/18/04	
Fourth Notice	02/03/05	70 FR 5571
Fourth Notice Comment Period End	05/04/05	
Fifth Notice	08/11/05	70 FR 46779
Fifth Notice Comment Period End	11/09/05	
Sixth Notice	01/04/06	71 FR 287

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**URL For More Information:**

www.egrpra.gov

URL For Public Comments:

www.egrpra.gov

Agency Contact: Claude A. Rollin, Senior Counsel, Legal Division, Federal Deposit Insurance Corporation, Washington, DC 20429

Phone: 202 898-8741

RIN: 3064-AC59

3851. FAIR CREDIT REPORTING MEDICAL INFORMATION REGULATIONS

Priority: Other Significant

Legal Authority: 12 USC 1818; 12 USC 1819 (Tenth); 15 USC 1681b; 15 USC 1681s

CFR Citation: 12 CFR 334**Legal Deadline:** None

Abstract: OCC, FRB, FDIC, OTS, and NCUA are publishing for comment proposed regulations implementing section 411 of the Fair and Accurate Credit Transactions Act of 2003 (FACT Act). Public Law 108-159, 117 Stat. 1952. The FACT Act substantially amends the Fair Credit Reporting Act (FCRA or Act), 15 U.S.C. 1681 et seq. Section 411(a) of the FACT Act adds a new section to the FCRA to restrict the circumstances under which consumer reporting agencies may furnish consumer reports that contain medical information about consumers.

Timetable:

Action	Date	FR Cite
NPRM	04/28/04	69 FR 23380
NPRM Comment Period End	05/28/04	
Interim Final Rule	06/10/05	70 FR 33957
Final Action	11/22/05	70 FR 70664

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No

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Completed Actions

Government Levels Affected: None

URL For More Information:

<http://www.fdic.gov/regulations/laws/federal/final.html>

URL For Public Comments:

<http://www.fdic.gov/regulations/laws/federal/04comfaircredit.html>

Agency Contact: Richard M. Schwartz, Counsel, Federal Deposit Insurance Corporation, Washington, DC 20429
Phone: 202 898-7424

RIN: 3064-AC81

3852. DEPOSIT INSURANCE COVERAGE; ACCOUNTS OF QUALIFIED TUITION SAVINGS PROGRAMS UNDER SECTION 529 OF THE INTERNAL REVENUE CODE

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1813(1); 1813(m); 1817(i); 1818(q); 1819 (Tenth); 1820 (f); 1821(a); 1822(c)

CFR Citation: 12 CFR Part 330

Legal Deadline: None

Abstract: The FDIC revised its insurance regulations for accounts of qualified tuition savings programs under section 529 of the Internal Revenue Code. Qualified tuition savings programs or prepaid tuition plans may be established by states or state instrumentalities under section 529 of the Internal Revenue Code.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/09/05	70 FR 33692
Interim Final Rule Comment Period End	08/08/05	
Final Action	10/28/05	70 FR 62057

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For More Information:

<http://www.fdic.gov/regulations/laws/federal/index.html>

URL For Public Comments:

<http://www.fdic.gov/regulations/laws/federal/index.html>

Agency Contact: Christopher L. Hencke, Counsel, Legal Division, Federal Deposit Insurance Corporation, Washington, DC 20429
Phone: 202 898-8839

RIN: 3064-AC90

3853. ONE-YEAR POST-EMPLOYMENT RESTRICTIONS FOR SENIOR EXAMINERS

Priority: Substantive, Nonsignificant

Legal Authority: 5 USC 504 ; 5 USC 554 to 557; 12 USC 93(b); 12 USC 164; 12 USC 505; 12 USC 1815(e); 12 USC 1817 to 1818; 12 USC 1820; 12 USC 1828 to 1829; 12 USC 1829(b); 12 USC 1831i; 12 USC 1831m(g)(4); 12 USC 1831o; 12 USC 1831p-1; 12 USC 1832(c); 12 USC 1884(b); 12 USC 1972; 12 USC 12 USC 3102; 12 USC 3108(a); 12 USC 3349; 12 USC 3909; 12 USC 4717; 15 USC 78(h) to 78(i); 15 USC 78o-4(c); 15 USC 78o-5; 15 USC 78q-1; 15 USC 78s; 15 USC 78u; 15 USC 78u-2 to 78u-3; 15 USC 78w; 15 USC 6801(b); 15 USC 6805(b)(1); 28 USC 2461 note; 31 USC 330; 31 USC 5321; 42 USC 4012a; sec 3100s, PL 104-134, 110 Stat 1321-358; 12 USC 1819; 12 USC 1820(k)

CFR Citation: 12 CFR 308 ; 12 CFR 336

Legal Deadline: None

Abstract: The OCC, Board, FDIC and OTS (The Agencies) propose to adopt rules to implement section 6303(b) of the Intelligence Reform and Terrorism Prevention Act of 2004 which added a new section 10(k) to the Federal Deposit Insurance Act. Section 10(k) imposes post-employment restrictions on senior examiners of depository institutions and depository institution holding companies.

Timetable:

Action	Date	FR Cite
NPRM	08/05/05	70 FR 45332
NPRM Comment Period End	10/04/05	
Final Action	11/17/05	70 FR 69633

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For More Information:

<http://www.fdic.gov/regulations/laws/federal/final.html>

Agency Contact: Kimberly K. Copa, Federal Deposit Insurance Corporation, Washington, DC 20429
Phone: 202 898-8832

RIN: 3064-AC92

3854. • NOTIFICATION OF CHANGES OF INSURED STATUS

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1818(a)(6); 12 USC 1818(q); 12 USC 1819(a) [Tenth]

CFR Citation: 12 CFR 307

Legal Deadline: None

Abstract: This proposed rule would clarify that a certification concerning the assumption of deposits is required only when all of an insured institution's deposit liabilities have been assumed, and that no certification is required for partial deposit assumptions.

Timetable:

Action	Date	FR Cite
Final Action	02/21/06	71 FR 8789

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

URL For More Information:

<http://www.fdic.gov/regulations/laws/federal/final.html>

Agency Contact: Thomas Nixon, Federal Deposit Insurance Corporation, Washington, DC 20429
Phone: 202 898-8766

RIN: 3064-AC93

3855. • EXTENSION OF CORPORATE POWERS

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 1816; 12 USC 1818; 12 USC 1819 (Seventh, Eighth, and Tenth); 12 USC 1828

CFR Citation: 12 CFR 333

Legal Deadline: None

Abstract: The Federal Deposit Insurance Corporation (FDIC) is amending its interpretive rule (12 CFR 333.101(b)) which states that insured state nonmembers banks not exercising trust powers may offer self-directed traditional Individual Retirement and Keogh Plan accounts without prior written consent of the FDIC.

Timetable:

Action	Date	FR Cite
Final Action	10/18/05	70 FR 60420

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

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Completed Actions

Government Levels Affected: None

Agency Contact: McDonough W
Benjamin, Honors Attorney, Federal

Deposit Insurance Corporation,
Washington, DC 20429

Phone: 202 898-7411

RIN: 3064-AC94

[FR Doc. 06-2060 Filed 04-21-06; 8:45 am]

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