

Comptroller of the Currency, Treasury

§ 8.2

§ 7.5009 Location under 12 U.S.C. 85 of national banks operating exclusively through the Internet.

For purposes of 12 U.S.C. 85, the main office of a national bank that operates exclusively through the Internet is the office identified by the bank under 12 U.S.C. 22(Second) or as relocated under 12 U.S.C. 30 or other appropriate authority.

§ 7.5010 Shared electronic space.

National banks that share electronic space, including a co-branded web site, with a bank subsidiary, affiliate, or another third-party must take reasonable steps to clearly, conspicuously, and understandably distinguish between products and services offered by the bank and those offered by the bank's subsidiary, affiliate, or the third-party.

PART 8—ASSESSMENT OF FEES

Sec.

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AUTHORITY: 12 U.S.C. 93a, 481, 482, 1867, 3102, and 3108; and 15 U.S.C. 78c and 78l.

§ 8.1 Scope and application.

The assessments contained in this part are made pursuant to the authority contained in 12 U.S.C. 93a, 481, 482, 1867, 3102, and 3108; and 15 U.S.C. 78c and 78l.

[70 FR 69643, Nov. 17, 2005]

§ 8.2 Semiannual assessment.

(a) Each national bank shall pay to the Comptroller of the Currency a semiannual assessment fee, due by March 31 and September 30 of each year, for the six month period beginning on January 1 and July 1 before each payment date. The Comptroller of the Currency will calculate the amount due under this section and provide a notice of assessments to each national bank no later than 7 business days prior to March 31 and September 30 of each year. The semiannual assessment will be calculated as follows:

| If the bank's total assets (consolidated domestic and foreign subsidiaries) are: | | The semiannual assessment is: | | |
|--|------------------|-------------------------------|---------------------|------------------|
| Over— | But not over— | This amount—base amount | Plus marginal rates | Of excess over— |
| Column A Million | Column B Million | Column C | Column D | Column E Million |
| \$0 | \$2 | \$X1 | 0 | |
| 2 | 20 | X2 | Y1 | \$2 |
| 20 | 100 | X3 | Y2 | 20 |
| 100 | 200 | X4 | Y3 | 100 |
| 200 | 1,000 | X5 | Y4 | 200 |
| 1,000 | 2,000 | X6 | Y5 | 1,000 |
| 2,000 | 6,000 | X7 | Y6 | 2,000 |
| 6,000 | 20,000 | X8 | Y7 | 6,000 |
| 20,000 | 40,000 | X9 | Y8 | 20,000 |
| 40,000 | 250,000 | X10 | Y9 | 40,000 |
| 250,000 | | X11 | Y10 | 250,000 |

(1) Every national bank falls into one of the asset-size brackets denoted by Columns A and B. A bank's semiannual assessment is composed of two parts. The first part is the calculation of a base amount of the assessment, which is computed on the assets of the bank up to the lower endpoint (Column A) of the bracket in which it falls. This base

amount of the assessment is calculated by the OCC in Column C.

(2) The second part is the calculation of assessments due on the remaining assets of the bank in excess of Column E. The excess is assessed at the marginal rate shown in Column D.

(3) The total semiannual assessment is the amount in Column C, plus the amount of the bank's assets in excess