

banking facilities located in Texas. This notice and request for comment is provided pursuant to section 114 of the Riegle-Neal Interstate Banking and Branching Efficiency Act of 1994. It is intended to provide interested persons with an opportunity to provide comments prior to the OCC's issuance of a final opinion letter responding to the request.

DATES: Comments should be submitted on or before April 10, 1995.

ADDRESSES: Comments should be sent to the Communications Division, 250 E Street SW., Third Floor, Washington, DC 20219. Attention: Docket No. 95-05. Comments will be available for inspection and photocopying at the same location. Appointments for inspection of comments can be made by calling (202) 874-4700.

FOR FURTHER INFORMATION CONTACT: Sue E. Auerbach, Senior Attorney, Bank Activities and Structure Division, (202) 874-5300.

SUPPLEMENTARY INFORMATION:

Background

Section 114 of the Riegle-Neal Interstate Banking and Branching Efficiency Act of 1994 (section 114), Pub. L. 103-328 (12 U.S.C. 43), generally requires the OCC to publish in the **Federal Register** a descriptive notice of certain requests that the OCC receives for preemption determinations. The OCC must publish this notice before it issues any opinion letter or interpretive rule concluding that Federal law preempts the application to a national bank of any State law regarding community reinvestment, consumer protection, fair lending, or the establishment of intrastate branches (four designated areas). The OCC must give interested persons at least 30 days to submit written comments, and must consider the comments in developing the final opinion letter or interpretive rule. The OCC must publish in the **Federal Register** any final opinion letter or interpretive rule that concludes that Federal law preempts State law in the four designated areas. Section 114 also provides certain exceptions, not applicable to the present request, to the **Federal Register** publication requirements.

Specific Request for OCC Preemption Determination

The OCC has been asked to determine whether Federal law preempts the application of Texas Rule 3.92, 7 Tex. Admin. Code Section 3.92 (Rule), "Naming and Advertising of Branch Facilities," in its entirety, to national banks. The Rule was adopted by the

Texas State Finance Commission on August 19, 1994, pursuant to Texas Civil Statutes Section 342-917, "Identification of Facilities," which generally provides that a bank may not use any form of advertising that implies or tends to imply that a branch facility is a separate bank.

The Rule prohibits advertising of a branch facility in a manner which implies or fosters the perception that a branch facility is a separate bank. While the Rule applies to all banks located in Texas, its provisions and prohibitions would most directly affect those banks that have what might be termed a "generic name" followed by a "geographic modifier" (e.g., First National Bank of Dallas, Second State Bank of Austin), rather than what the Rule terms a "unique legal name" such as "Jones National Bank" or "Smith Bank." The principal provisions of the Rule include the following:

1. Upon acquisition of one bank to serve as a branch of another bank, use of the prior name of the extinguished bank to identify the acquired bank facility is prohibited on all signs, advertising and bank documents.

2. A sign directing the public to a branch facility must contain either the legal name of the bank or a unique logo, trademark, or service mark of the bank. If a separate identifying name is used for the branch facility that either contains the word "bank" or does not contain the word "branch" and further does not identify the facility as a branch, then an additional sign at the branch facility must identify the legal name of the bank and identify the facility as a branch. This additional sign, for example, could consist of lettering on the entrance door or any other lettering visible to the public.

3. The legal name of a bank is the full bank name as reflected in its charter, except that in signs and advertising a bank may omit terms which are either indicators of corporate status (N.A., Inc., Corp., L.B.A.) or geographic modifiers. However, where a bank without a unique legal name proposes to establish a branch facility (other than one within the city of domicile) within the same city as or within a 30-mile radius of a pre-existing facility of a bank with the same or substantially similar legal name, the bank must either include the geographic modifier on its signs, disclose the city of its domicile on all signs directing the public to the branch, or else put up a separate sign notifying the public that the facility is a branch.

4. If a bank without a unique legal name chooses not to place the signs as described in the foregoing paragraph, then the Rule requires the bank to

provide notice to all existing bank facilities of other banks within the same banking market as the proposed branch location that have the same or substantially similar legal name, disregarding geographic modifiers, specifically advising the recipient of the name to be used in connection with the proposed branch facility. Banks so notified then have the opportunity to file a protest regarding the name of the proposed branch with the Texas State Banking Commission (for state banks) or with the OCC (for national banks).

5. While banks in Texas, like other businesses, may operate under an assumed or professional name, they may not use an assumed name to evade the Rule.

6. The Rule does not prescribe specifics such as number, size, or location of signs, size of lettering, and so on. Further, it does not require that branch names, signs, or advertising be approved by any regulatory authority.

Request for Comments

The OCC requests comments on all aspects of the request for a determination of whether the application of the Rule to national banks is preempted by Federal law.

Dated: March 6, 1995.

Eugene A. Ludwig,

Comptroller of the Currency.

[FR Doc. 95-5879 Filed 3-9-95; 8:45 am]

BILLING CODE 4810-33-P

Fiscal Service

[Dept. Circ. 570, 1994 Rev., Supp. No. 13; 4-00236]

Harco National Insurance Company; Surety Companies Acceptable on Federal Bonds; Redomestication

Harco National Insurance Company has redomesticated from the state of New York to the State of Illinois effective December 31, 1994. The company was last listed as an acceptable surety on Federal bonds at 59 FR 34158, July 1, 1994.

Federal bond-approving officers should annotate their reference copies of the Treasury Circular 570, 1994 revision, on page 34158 to reflect this change.

Questions concerning this notice may be directed to the Surety Bond Branch, Funds Management Division, Financial Management Service, Department of the Treasury, 3700 East West Highway, Rm. 6F04, Hyattsville, MD 20782, telephone (FTS/202) 874-6507.

Dated: March 3, 1995.

Charles F. Schwan III,

*Director, Funds Management Division,
Financial Management Service.*

[FR Doc. 95-5859 Filed 3-9-95; 8:45 am]

BILLING CODE 4810-35-M

[Dept. Circ. 570, 1994—Rev., Supp. No. 11;
4-00236]

Municipal Bond Investors Assurance Corporation; Surety Companies Acceptable on Federal Bonds; Termination of Authority

Notice is hereby given that the Certificate of Authority issued by the Treasury to Municipal Bond Investors Assurance Corporation of Armonk, New York, under the United States Code, Title 31, Sections 9304-9308 to qualify as an acceptable surety on Federal bonds is terminated effective today.

The Company was last listed as an acceptable surety on Federal bonds at 59 FR 34166, July 1, 1994, and subsequently suspended effective December 20, 1994, at 60 FR 531, January 4, 1995.

With respect to any surety bonds currently in force with Municipal Bond Investors Assurance Corporation, bond-approving officers may let such bonds run to expiration and need not secure new bonds. However, no new bonds should be accepted from the Company. In addition, bonds that are continuous in nature should not be renewed.

Questions concerning this notice may be directed to the Department of the Treasury, Financial Management Service, Funds Management Division, Surety Bond Branch, Hyattsville, MD 20782, telephone (202/FTS) 874-6779.

Dated: February 28, 1995.

Charles F. Schwan III,

*Director, Funds Management Division,
Financial Management Service.*

[FR Doc. 95-5860 Filed 3-9-95; 8:45 am]

BILLING CODE 4810-35-M

[Dept. Circ. 570, 1994 Rev., Supp. No. 12;
4-00236]

Reliance Surety Company; Surety Companies Acceptable on Federal Bonds

A Certificate of Authority as an acceptable surety on Federal Bonds is hereby issued to the following company under Sections 9304 to 9308, Title 31, of the United States Code. Federal bond-approving officers should annotate their reference copies of the Treasury Circular 570, 1994 Revision, on page 34174 to reflect this addition:

Reliance Surety Company. Business Address: 4 Penn Center Plaza, Philadelphia, Pennsylvania 19103. Phone: (215) 864-4000. Underwriting Limitation *b/*: \$1,262,000. Surety Licenses *c/*: AL, AK, AZ, AR, CO, DE, DC, GA, HI, ID, IL, IN, IA, KS, KY, LA, MD, MA, MN, MS, MO, MT, NE, NV, NJ, NM, NC, ND, OH, OK, OR, PA, RI, SC, SD, TN, TX, UT, VA, WV, WI, WY. Incorporated in: Delaware.

Certificates of Authority expire on June 30 each year, unless revoked prior to that date. The Certificates are subject to subsequent annual renewal as long as the companies remain qualified (31 CFR Part 223). A list of qualified companies is published annually as of July 1 in Treasury Department Circular 570, with details as to underwriting limitations, areas in which licensed to transact surety business and other information.

Copies of the Circular may be obtained from the Surety Bond Branch, Funds Management Division, Financial Management Service, Department of the Treasury, Hyattsville, MD, telephone (202) 874-6905.

Dated: March 3, 1995.

Charles F. Schwan III,

*Director, Funds Management Division,
Financial Management Service.*

[FR Doc. 95-5861 Filed 3-9-95; 8:45 am]

BILLING CODE 4810-35-M

Public Information Collection Requirements Submitted to OMB for Review

March 2, 1995.

The Department of Treasury has submitted the following public information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1980, Public Law 96-511. Copies of the submission(s) may be obtained by calling the Treasury Bureau Clearance Officer listed. Comments regarding this information collection should be addressed to the OMB reviewer listed and to the Treasury Department Clearance Officer, Department of the Treasury, Room 2110, 1425 New York Avenue, NW., Washington, DC 20220.

Comptroller of the Currency (OCC)

OMB Number: 1557-0124.

Form Number: TA-1.

Type of Review: Revision.

Title: Uniform Form for Registration and Amendment to Registration as a Transfer Agent.

Description: This form is used by national banks and national bank subsidiaries for registration and amendment to registration as a transfer agent.

Respondents: Businesses or other for-profit.

Estimated Number of Recordkeepers: 105.

Estimated Burden Hours Per Recordkeeper: 1 hour, 15 minutes.

Frequency of Response: On occasion.

Estimated Total Recordkeeping

Burden: 46 hours.

Clearance Officer: John Ference (202) 874-4697, Comptroller of the Currency, 250 E Street, S.W., Washington, DC 20219.

OMB Reviewer: Milo Sunderhauf (202) 395-7340, Office of Management and Budget, Room 10226, New Executive Office Building, Washington, DC 20503.

Lois K. Holland,

Departmental Reports Management Officer.

[FR Doc. 95-5874 Filed 3-9-95; 8:45 am]

BILLING CODE 4810-33-P

Public Information Collection Requirements Submitted to OMB for Review

March 3, 1995.

The Department of Treasury has submitted the following public information collection requirement(s) to OMB for review and clearance under the Paperwork Reduction Act of 1980, Public Law 96-511. Copies of the submission(s) may be obtained by calling the Treasury Bureau Clearance Officer listed. Comments regarding this information collection should be addressed to the OMB reviewer listed and to the Treasury Department Clearance Officer, Department of the Treasury, Room 2110, 1425 New York Avenue, NW., Washington, DC 20220.

Internal Revenue Service (IRS)

OMB Number: 1545-0367.

Form Number: IRS Forms 4804 and 4801.

Type of Review: Revision.

Title: Transmittal of Information Returns Reported Magnetically/Electronically (4804); Transmittal of Information Returns Reported Magnetically/Electronically (Continuation of Form 4804) (4802).

Description: 26 U.S.C. 6041 and 6042 require all persons engaged in a trade or business and making payments of taxable income must file reports of this income with the Internal Revenue Service (IRS). In certain cases, this information must be filed on magnetic media. Forms 4804 and 4802 are used to provide a signature and balancing totals for magnetic media filers of information returns.

Respondents: Individuals or households, Business or other for-profit,