

(a) In the case of a national bank having a class of securities registered pursuant to section 12 of the Securities Exchange Act of 1934 (15 U.S.C. 78l), by its annual report to security holders for meetings at which directors are to be elected;

* * * * *

§ 18.9 [Amended]

19. Section 18.9 is amended by revising the term "Office of the Comptroller of the Currency" to read "OCC".

20. Section 18.10 is revised to read as follows:

§ 18.10 Prohibited conduct and penalties.

(a) No national bank or institution-affiliated party shall, directly or indirectly:

(1) Disclose or cause to be disclosed false or misleading information in the annual disclosure statement, or omit or cause the omission of material or required information in the annual disclosure statement; or

(2) Represent that the OCC, or any employee thereof, has passed upon the accuracy or completeness of the annual disclosure statement.

(b) For purposes of this part, *institution-affiliated party* means:

(1) Any director, officer, employee, or controlling stockholder (other than a bank holding company) of, or agent for, a national bank;

(2) Any other person who has filed or is required to file a change-in-control notice with the OCC under 12 U.S.C. 1817(j);

(3) Any shareholder (other than a bank holding company), consultant, joint venture partner, and any other person as determined by the OCC (by regulation or case-by-case) who participates in the conduct of the affairs of a national bank; and

(4) Any independent contractor (including any attorney, appraiser, or accountant) who knowingly or recklessly participates in:

(i) Any violation of any law or regulation;

(ii) Any breach of fiduciary duty; or

(iii) Any unsafe or unsound practice, which caused or is likely to cause more than a minimal financial loss to, or a significant adverse effect on, the national bank.

(c) Conduct that violates paragraph (a) of this section also may constitute an unsafe or unsound banking practice or otherwise serve as a basis for enforcement action by the OCC including, but not limited to, the assessment of civil money penalties against the bank or any institution-affiliated party who violates this part.

Office of the Secretary

31 CFR Subtitle A

PART 1—DISCLOSURE OF RECORDS

21. The authority citation for part 1 continues to read as follows:

Authority: 5 U.S.C. 301 and 31 U.S.C. 321. Subpart A also issued under 5 U.S.C. 552, as amended. Subpart C also issued under 5 U.S.C. 552a.

22. Under the authority of 12 U.S.C. 93a and 31 CFR 1.1(d), appendix J of subpart A of 31 CFR part 1 is amended by revising paragraphs 2. through 5. to read as follows:

Appendix J—Office of the Comptroller of the Currency

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2. *Public reading room.* The Office of the Comptroller of the Currency will make materials available for review on an ad hoc basis when necessary. Contact the Disclosure Officer, Communications Division, Office of the Comptroller of the Currency, 250 E Street, SW, Washington, DC 20219.

3. *Requests for records.* Initial determinations under 31 CFR 1.5(g) whether to grant requests for records of the Office of the Comptroller of the Currency will be made by the Director of Communications or that person's delegate. Requests may be mailed or delivered in person to: Disclosure Officer, Communications Division, Office of the Comptroller of the Currency, 250 E Street, SW, Washington, DC 20219.

4. *Administrative appeal of initial determination to deny records.* Appellate determinations under 31 CFR 1.5(h) with respect to records of the Office of the Comptroller of the Currency will be made by the Comptroller or the Comptroller's delegate. Appeals may be mailed or delivered in person to: Disclosure Officer, Communications Division, Office of the Comptroller of the Currency, 250 E Street, SW, Washington, DC 20219.

5. *Delivery of process.* Service of process shall be delivered to the Chief Counsel or the Chief Counsel's delegate at the following location: Office of the Comptroller of the Currency, 250 E Street, SW, Washington, DC 20219.

23. Under the authority of 12 U.S.C. 93a and 31 CFR 1.20, appendix J of subpart C of 31 CFR part 1 is amended by revising paragraphs 2. through 6. to read as follows:

Appendix J—Office of the Comptroller of the Currency

* * * * *

2. *Requests for notification and access to records and accountings of disclosures.* Initial determinations under 31 CFR 1.26 whether to grant requests for notification and access to records and accountings of disclosures for the Office of the Comptroller of the Currency will be made by the head of the organizational unit having immediate

custody of the records requested or the delegate of that official. This is indicated in the appropriate system notice in "Privacy Act Issuances" published biennially by the Office of the Federal Register. Requests for information and specific guidance on where to send requests for records shall be mailed or delivered personally to: Disclosure Officer, Communications Division, Office of the Comptroller of the Currency, 250 E Street, SW, Washington, DC 20219.

3. *Requests for amendment of records.* Initial determinations under 31 CFR 1.27 (a) through (d) whether to grant requests to amend records will be made by the Comptroller's delegate or the head of the organizational unit having immediate custody of the records or the delegate of that official. Requests for amendment shall be mailed or delivered personally to: Disclosure Officer, Communications Division, Office of the Comptroller of the Currency, 250 E Street, SW., Washington, DC 20219.

4. *Administrative appeal of initial determinations refusing amendment of records.* Appellate determinations refusing amendment of records under 31 CFR 1.27(e) including extensions of time on appeal, with respect to records of the Office of the Comptroller of the Currency will be made by the Comptroller of the Currency or the Comptroller's delegate. Appeals shall be mailed or delivered personally to: Disclosure Officer, Communications Division, Office of the Comptroller of the Currency, 250 E Street, SW., Washington, DC 20219.

5. *Statements of disagreement.* "Statements of Disagreement" under 31 CFR 1.27(e)(4)(i) shall be filed with the OCC's Director of Communications at the address indicated in the letter of notification within 35 days of the date of such notification and should be limited to one page.

6. *Service of process.* Service of process shall be delivered to the Chief Counsel or the Chief Counsel's delegate at the following location: Office of the Comptroller of the Currency, 250 E Street, SW., Washington, DC 20219.

* * * * *

Dated: October 31, 1995.

Eugene A. Ludwig,

Comptroller of the Currency.

[FR Doc. 95-28115 Filed 11-14-95; 8:45 am]

BILLING CODE 4810-33-P

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

14 CFR Part 39

[Docket No. 93-CE-61-AD; Amendment 39-9386; AD 95-20-07]

Airworthiness Directives; The New Piper Aircraft, Inc. (Formerly Piper Aircraft Corporation) PA24, PA28R, PA30, PA32R, PA34, and PA39 Series Airplanes; Correction

AGENCY: Federal Aviation Administration, DOT.

ACTION: Final rule; correction.

SUMMARY: This action makes a correction to Airworthiness Directive (AD) 95-20-07 concerning The New Piper Aircraft, Inc. (Piper) PA24, PA28R, PA30, PA32R, PA34, and PA39 airplanes, which was published in the Federal Register on October 5, 1995 (60 FR 52073). That publication incorrectly references who may accomplish the inspections of the left and right main gear side brace studs. The AD currently requires the inspection “* * * by a facility approved by the FAA. * * *” The Federal Aviation Administration’s intent is to have this inspection accomplished “by a facility or person authorized by the FAA. * * *” This action corrects the AD to reflect this change.

EFFECTIVE DATE: November 17, 1995.

FOR FURTHER INFORMATION CONTACT: Christina Marsh, Aerospace Engineer, FAA, Atlanta Aircraft Certification Office, Campus Building, 1701 Columbia Avenue, suite 2-160, College Park, Georgia 30337-2748; telephone (404) 305-7362; facsimile (404) 305-7348.

SUPPLEMENTARY INFORMATION: On September 28, 1995, the Federal Aviation Administration (FAA) issued AD 95-20-07, Amendment 39-9386 (60 FR 52073, October 5, 1995), which applies to Piper PA24, PA28R, PA30, PA32R, PA34, and PA39 series airplanes. This AD requires repetitively inspecting (using dye penetrant or magnetic particle methods) the main gear side brace studs for cracks, and replacing any cracked main side brace stud.

The AD incorrectly references who may accomplish the inspections of the left and right main gear side brace studs. AD 95-20-07 currently requires the inspection “* * * by a facility approved by the FAA. * * *” The Federal Aviation Administration’s intent is to have this inspection accomplished “by a facility or person authorized by the FAA. * * *” This action corrects the AD to reflect this change.

Need for Correction

As published, the final regulations have incorrectly referenced who can accomplish the main side brace stud inspections. The way the final regulations are currently written will prevent certain qualified mechanics from accomplishing the main side brace stud inspections, which is not the FAA’s intent.

Correction of Publication

Accordingly, the publication of October 5, 1995 (60 FR 52073) of Amendment 39-9386; AD 95-20-07, which was the subject of FR Doc. 95-24713, is corrected as follows:

In the last line of the third column on page 52073, and continuing on the first two lines of the first column on page 52074, replace “* * * accomplished at a facility that is approved by the FAA to perform either dye penetrant or magnetic particle inspections” with “* * * accomplished by a facility or persons authorized by the FAA to perform either dye penetrant or magnetic particle inspections.”

§ 39.13 [Corrected]

On page 52075, in the third column, in § 39.13, in lines 8 through 11 of paragraph (a) of AD 95-20-07, replace “Inspections must be accomplished by a facility approved by the FAA to accomplish the applicable inspection method.” with “Inspections must be accomplished by a facility or persons authorized by the FAA to accomplish the applicable inspection method.”

On page 52077, in the second column, in § 39.13, in lines 4 through 7 of paragraph (c) of AD 95-20-07, replace “Inspections must be accomplished by a facility approved by the FAA to accomplish the applicable inspection method.” with “Inspections must be accomplished by a facility or persons authorized by the FAA to accomplish the applicable inspection method.”

Issued in Kansas City, Missouri, on November 8, 1995.

Henry A. Armstrong,
*Acting Manager, Small Airplane Directorate,
Aircraft Certification Service.*

[FR Doc. 95-28146 Filed 11-14-95; 8:45 am]

BILLING CODE 4910-13-U

14 CFR Parts 61, 63, 65, 108, 121, and 135

[Docket No. 25804; SFAR No. 58-1]

RIN 2120-AF00

Advanced Qualification Program

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule; correction.

SUMMARY: This document contains corrections to a final rule published on October 3, 1995 (60 FR 51850). This action deletes the words “Amendment No. 61-98, 63-30, 65-39, 108-13, 121-250, and 135-57”, inadvertently used in the heading of the document, and adds the words “Special Federal Aviation Regulation No. 58-1, in the subject line.

EFFECTIVE DATE: September 27, 1995.

FOR FURTHER INFORMATION CONTACT: John Allen, Advanced Qualification Program Branch (AFS-230), Air Transportation Division, Office of Flight Standards, Federal Aviation Administration, P.O. Box 20027, Dulles International Airport, Washington, DC 20041-2027; telephone (703) 661-0260.

Correction of Publication

In the final rule on page 51850 in the issue of Tuesday, October 3, 1995, delete the words “Amendment No. 61-98, 63-30, 108-13, 121-250, and 135-57”, from the heading and add to the subject line the words: “Special Federal Aviation Regulation No. 58-1”.

Issued in Washington, DC, on November 6, 1995.

Donald P. Byrne,

Assistant Chief Counsel, Regulation Division.
[FR Doc. 95-28221 Filed 11-14-95; 8:45 am]

BILLING CODE 4910-13-M

14 CFR Part 71

[Airspace Docket No. 95-AAL-2]

Amendment of G-8 and V-328; AK

AGENCY: Federal Aviation Administration (FAA), DOT.

ACTION: Final rule.

SUMMARY: This amendment modifies the designations of Colored Federal Airway G-8 and Alaskan Federal Airway V-328. The FAA is realigning Colored Airway G-8 to avoid certain restricted areas. Alaskan Federal Airway V-328 is realigned from Dillingham, AK, and Kipnuk, AK, resulting in a lower minimum en route altitude (MEA) of 9,000 feet. This amendment will enhance the flow of air traffic.

EFFECTIVE DATE: 0901 UTC, January 4, 1996.

FOR FURTHER INFORMATION CONTACT: Norman W. Thomas, Airspace and Obstruction Evaluation Branch (ATP-240), Airspace-Rules and Aeronautical Information Division, Air Traffic Rules and Procedures Service, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, DC 20591; telephone: (202) 267-9230.

SUPPLEMENTARY INFORMATION:

History

On September 7, 1995, the FAA proposed to amend part 71 of the Federal Aviation Regulations (14 CFR part 71) to modify the designations of Colored Airway G-8 and Federal Airway V-328 in Alaska (60 FR 46547). Interested parties were invited to