

Information and Regulatory Affairs, Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, Room 3208, Washington, DC 20503.

**FOR FURTHER INFORMATION CONTACT:**

Steven F. Hanft, at the address identified above.

**SUPPLEMENTARY INFORMATION:** Proposal to renew the following currently approved collection of information:

*Title:* Public Disclosure of Financial and Other Information by FDIC-Insured State Nonmember Banks (12 CFR Part 350).

*OMB Number:* 3064-0090.

*Frequency of Response:* Annually.

*Affected Public:* FDIC-insured state nonmember banks.

*Estimated Number of Respondents:* 6,374 state nonmember banks.

*Estimated Time per Response:* 1/2 hour.

*Estimated Total Annual Burden:* 3,187 hours.

*General Description of Collection:* A bank subject to the 12 CFR Part 350 regulation is required to post a notice for general public, and in some instances, to notify shareholders by mail, that a disclosure statement is available upon request. A required disclosure statement consists of financial reports for the current year and preceding year and may be copied from the year-end Call Report that the bank must submit to the FDIC.

**Request for Comment**

Comments are invited on: (a) whether the collection of information is necessary for the proper performance of the FDIC's functions, including whether the information has practical utility; (b) the accuracy of the estimates of the burden of the information collection, including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on respondents, including through the use of automated collection techniques or other forms of information technology.

At the end of the comment period, the comments and recommendations received will be analyzed to determine the extent to which the collection should be modified prior to submission to OMB for review and approval. Comments submitted in response to this notice also will be summarized or included in the FDIC's requests to OMB for renewal of this collection. All comments will become a matter of public record.

Dated at Washington, D.C., this 14th day of March, 1997.

Federal Deposit Insurance Corporation.

Jerry L. Langley,

*Executive Secretary.*

[FR Doc. 97-6963 Filed 3-19-97; 8:45 am]

BILLING CODE 6714-01-M

**Agency Information Collection Activities: Proposed Collection; Comment Request**

**AGENCY:** Federal Deposit Insurance Corporation (FDIC).

**ACTION:** Notice and request for comment.

**SUMMARY:** The FDIC, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995 (44 U.S.C. chapter 35). Currently, the FDIC is soliciting comments concerning an information collection titled "Certification of Eligibility Under the Affordable Housing Program."

**DATES:** Comments must be submitted on or before May 20, 1997.

**ADDRESSES:** Interested parties are invited to submit written comments to Steven F. Hanft, FDIC Clearance Officer, (202) 898-3907, Office of the Executive Secretary, Federal Deposit Insurance Corporation, 550 17th Street N.W., Washington, D.C. 20429. All comments should refer to "Certification of Eligibility Under the Affordable Housing Program." Comments may be hand-delivered to Room F-400, 1776 F Street, N.W., Washington, D.C. 20429, on business days between 8:30 a.m. and 5:00 p.m. [FAX number (202) 898-3838; Internet address: comments@fdic.gov].

A copy of the comments may also be submitted to the OMB desk officer for the FDIC: Alexander Hunt, Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, Room 3208, Washington, D.C. 20503.

**FOR FURTHER INFORMATION CONTACT:**

Steven F. Hanft, at the address identified above.

**SUPPLEMENTARY INFORMATION:** Proposal to renew the following currently approved collection of information:

*Title:* Certification of Eligibility Under the Affordable Housing Program.

*OMB Number:* 3064-0116.

*Frequency of Response:* Occasional.

*Affected Public:* Individuals purchasing affordable housing properties.

*Estimated Number of Respondents:* 1,000.

*Estimated Time per Response:* 1 hour.

*Estimated Total Annual Burden:* 1,000 hours.

*General Description of Collection:* The Certification of Eligibility for the Affordable Housing Program requests information needed to determine if a potential purchaser of affordable housing property is eligible under the program, including information about income eligibility and owner occupancy and an authorization for the FDIC to verify eligibility information.

**Request for Comment**

Comments are invited on: (a) whether the collection of information is necessary for the proper performance of the FDIC's functions, including whether the information has practical utility; (b) the accuracy of the estimates of the burden of the information collection, including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on respondents, including through the use of automated collection techniques or other forms of information technology.

At the end of the comment period, the comments and recommendations received will be analyzed to determine the extent to which the collection should be modified prior to submission to OMB for review and approval. Comments submitted in response to this notice also will be summarized or included in the FDIC's requests to OMB for renewal of this collection. All comments will become a matter of public record.

Dated at Washington, D.C., this 14th day of March, 1997.

Federal Deposit Insurance Corporation.

Jerry L. Langley,

*Executive Secretary.*

[FR Doc. 97-6964 Filed 3-19-97; 8:45 am]

BILLING CODE 6714-01-M

**Agency Information Collection Activities: Proposed Collection; Comment Request**

**AGENCY:** Federal Deposit Insurance Corporation (FDIC).

**ACTION:** Notice and request for comment.

**SUMMARY:** The FDIC, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction

Act of 1995 (44 U.S.C. chapter 35). Currently, the FDIC is soliciting comments concerning an information collection titled "Application Pursuant to Section 19 of the Federal Deposit Insurance Act."

**DATES:** Comments must be submitted on or before May 19, 1997.

**ADDRESSES:** Interested parties are invited to submit written comments to Steven F. Hanft, FDIC Clearance Officer, (202) 898-3907, Office of the Executive Secretary, Federal Deposit Insurance Corporation, 550 17th Street N.W., Washington, D.C. 20429. All comments should refer to "Application Pursuant to Section 19 of the Federal Deposit Insurance Act." Comments may be hand-delivered to Room F-400, 1776 F Street, N.W., Washington, D.C. 20429, on business days between 8:30 a.m. and 5:00 p.m. [FAX number (202) 898-3838; Internet address: comments@fdic.gov].

A copy of the comments may also be submitted to the OMB desk officer for the FDIC: Alexander Hunt, Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, Room 3208, Washington, D.C. 20503.

**FOR FURTHER INFORMATION CONTACT:** Steven F. Hanft, at the address identified above.

**SUPPLEMENTARY INFORMATION:** Proposal to renew the following currently approved collection of information:

*Title:* Application Pursuant to Section 19 of the Federal Deposit Insurance Act.  
*OMB Number:* 3064-0018.

*Frequency of Response:* Occasional.

*Affected Public:* Insured depository institutions that desire to have a person who has been convicted of a crime involving dishonesty or breach of trust to participate in the conduct of the affairs of the institution.

*Estimated Number of Respondents:* 80.

*Estimated Time per Response:* 16 hours.

*Estimated Total Annual Burden:* 1,280 hours.

*General Description of Collection:* Section 19 of the Federal Deposit Insurance Act (12 USC 1829) requires the FDIC's consent prior to participation by a person who has been convicted of a crime involving dishonesty or breach of trust in the affairs of an insured depository institution. To obtain the FDIC's consent to hire a convicted person, an insured depository institution must submit an application on FDIC Form 6710/07 which requests biographical information about the person, information about the conviction(s), and information about the prospective position to be held by the person.

#### Request for Comment

Comments are invited on: (a) whether the collection of information is necessary for the proper performance of the FDIC's functions, including whether the information has practical utility; (b) the accuracy of the estimates of the burden of the information collection, including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on respondents, including through the use of automated collection techniques or other forms of information technology.

At the end of the comment period, the comments and recommendations received will be analyzed to determine the extent to which the collection should be modified prior to submission to OMB for review and approval. Comments submitted in response to this notice also will be summarized or included in the FDIC's requests to OMB for renewal of this collection. All comments will become a matter of public record.

Dated at Washington, D.C., this 14th day of March, 1997.

Federal Deposit Insurance Corporation.

Jerry L. Langley,

*Executive Secretary.*

[FR Doc. 97-6994 Filed 3-19-97; 8:45 am]

BILLING CODE 6714-01-M

#### Statement of Policy on Contracting With Firms That Have Unresolved Audit Issues With FDIC

**AGENCY:** Federal Deposit Insurance Corporation.

**ACTION:** Statement of policy.

**SUMMARY:** The Federal Deposit Insurance Corporation (FDIC) has adopted a policy statement concerning contracting with firms that have unresolved audit issues with FDIC. The policy statement sets forth the procedures to be followed to provide proper notification to an affected contractor or outside counsel when an audit report is issued, and a management decision has been made on a respective finding, in order to afford the firm an opportunity to respond. When an FDIC audit identifies questioned costs and issues remain outstanding or unresolved as a result of the firm's failure to cooperate with FDIC management in resolving issues associated with identified disallowed costs, by for example: (1) failing to respond timely to an FDIC request to produce documentation to support

claimed costs; or (2) otherwise failing to adequately document claimed costs; or (3) by failing to remit the disallowed portion of questioned costs identified in such audit reports, application of the policy may result in a determination to refrain from soliciting new business from that firm.

This policy statement applies to firms providing goods and services to FDIC, including attorneys or law firms providing legal services to FDIC.

**EFFECTIVE DATE:** This policy statement is effective March 20, 1997.

**FOR FURTHER INFORMATION CONTACT:** Michael J. Rubino, Associate Director, Acquisition Services Branch, at (202) 942-3076, Peter A. Ziebert, Counsel, Contracting Law Unit, at (202) 736-0742, or William S. Jones, Counsel, Legal Operations Section, at (202) 736-3055.

**SUPPLEMENTARY INFORMATION:** The text of the Policy Statement follows:

#### 1. Background

The FDIC Office of the Inspector General (OIG) routinely audits contracts with firms providing services to FDIC. These audits frequently contain an analysis whereby certain contract costs are questioned, as well as a recommendation that FDIC management disallow and attempt to recover these costs. When the OIG transmits the audit report and findings to the appropriate FDIC program office, FDIC management then reviews such findings and recommendation. This evaluation results in the issuance of a final decision that may sustain all of the audit findings, or a portion thereof. When FDIC management determines that certain questioned costs should not be charged to the Corporation, such questioned costs that are sustained are then deemed to be "disallowed" costs within the meaning of the Inspector General Act.

Once a management decision has been made to disallow such costs, active resolution efforts are undertaken by FDIC management to recover funds paid without adequate documentation or otherwise inappropriately paid to the firm during the course of the engagement. In those circumstances where the FDIC requests that an audited firm remit disallowed amounts and the contractor fails to do so or fails to actively cooperate with FDIC management in its efforts to resolve the issues associated with identified disallowed costs, it is prudent business for FDIC to selectively refrain from soliciting future services from the firm.