

# Proposed Rules

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This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

## DEPARTMENT OF AGRICULTURE

### Food Safety and Inspection Service

#### 9 CFR Part 381

[Docket No. 98-062E]

#### Performance Standards for On-line Antimicrobial Reprocessing of Pre-chill Poultry Carcasses

**AGENCY:** Food Safety and Inspection Service, USDA.

**ACTION:** Extension of comment period.

**SUMMARY:** The Food Safety and Inspection Service (FSIS) is extending the comment period for the proposed rulemaking, Performance Standards for On-line Antimicrobial Reprocessing of Pre-chill Poultry Carcasses, which was scheduled to close on January 30, 2001. At the request of the National Chicken Council and the National Turkey Federation, FSIS is granting a 60-day extension to permit the associations to collect additional data. Because the comment period included the holiday season, the requestors asked for additional time to accommodate loss of time and personnel during the holidays. The proposed rule was published on December 1, 2000 (65 FR 75187) and requested comments on the proposed performance standards for poultry products reprocessed on-line and other information and data.

**DATES:** Comments must be received on or before April 2, 2001.

**ADDRESSES:** Send one original and two copies of written comments to FSIS Docket No. 98-062P, Department of Agriculture, Food Safety and Inspection Service, Room 102, 300 12th Street, SW., Washington, DC 20250-3700.

**FOR FURTHER INFORMATION CONTACT:** Daniel L. Engeljohn, Ph.D., Director, Regulations Development and Analysis Division, Office of Policy, Program Development, and Evaluation by telephone at (202) 720-5627 or by fax (202) 690-0486.

Done in Washington, DC, on January 25, 2001.

**Thomas J. Billy,**  
*Administrator.*

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## DEPARTMENT OF THE TREASURY

### Office of the Comptroller of the Currency

#### 12 CFR Parts 1, 7, and 23

[Docket No. 01-01]

RIN 1557-AB94

#### Investment Securities; Bank Activities and Operations; Leasing

**AGENCY:** Office of the Comptroller of the Currency, Treasury.

**ACTION:** Notice of proposed rulemaking.

**SUMMARY:** The Office of the Comptroller of the Currency (OCC) is proposing to amend its rules governing investment securities, bank activities and operations, and leasing. The proposed revisions to the investment securities regulations incorporate the authority to underwrite, deal in, and purchase certain municipal bonds that is provided to well capitalized national banks by the Gramm-Leach-Bliley Act (GLBA). The proposed revisions to the bank activities and operations regulations: Establish the conditions under which a school where a national bank participates in a financial literacy program is not considered a branch under the McFadden Act; revise the OCC's regulation governing bank holidays to conform it with the wording of the statute that authorizes the Comptroller to proclaim mandatory bank closings; clarify the scope of the term "NSF fees" for purposes of 12 U.S.C. 85, the statute that governs the rate of interest that national banks may charge; simplify the OCC's current regulation governing national banks' non-interest charges and fees; and provide that state law applies to a national bank operating subsidiary to the same extent as it applies to the parent national bank. The proposed revisions to the leasing regulations authorize the OCC to vary the percentage limit on the extent to which a national bank may rely on estimated residual value to recover its costs in

personal property leasing arrangements. The purpose of these changes is to update and revise the OCC's regulations to keep pace with developments in the law and in the national banking system.

**DATES:** Comments must be received by April 2, 2001.

**ADDRESSES:** Direct your comments to: Public Information Room, Office of the Comptroller of the Currency, 250 E Street, SW, Mailstop 1-5, Washington, DC 20219, Attention: Docket No. 01-01. Comments will be available for public inspection and photocopying at the same location. In addition, you may send comments by fax to (202) 874-4448, or by electronic mail to [regs.comments@occ.treas.gov](mailto:regs.comments@occ.treas.gov).

**FOR FURTHER INFORMATION CONTACT:** For questions concerning proposed 12 CFR 1.2, contact Beth Kirby, Senior Attorney, Securities and Corporate Practices Division, (202) 874-5210, or Mark Tenhundfeld, Assistant Director, Legislative and Regulatory Activities Division, (202) 874-5090. For questions concerning proposed 12 CFR 7.3000, contact Stuart Feldstein, Assistant Director, or Andra Shuster, Senior Attorney, Legislative and Regulatory Activities Division, (202) 874-5090. For questions concerning proposed 12 CFR 7.1021, 7.4001, 7.4002 and 7.4006, contact Mark Tenhundfeld, Assistant Director, or Andra Shuster, Senior Attorney, Legislative and Regulatory Activities Division, (202) 874-5090. For questions concerning 12 CFR 23.21, contact Steven Key, Attorney, Bank Activities and Structure Division, (202) 874-5300.

#### SUPPLEMENTARY INFORMATION:

##### Background

The OCC proposes to revise 12 CFR parts 1, 7, and 23 in order to address changing industry practices and recent statutory amendments. This proposal reflects the OCC's continuing commitment to assess the effectiveness of our rules and to make changes where necessary to improve our regulations.

##### Section-by-Section Description of the Proposal

###### A. Part 1—Investment Securities

Pursuant to 12 U.S.C. 24(Seventh), the total amount of investment securities of any one obligor held by a national bank for its own account generally may not exceed 10 per cent of the bank's capital