they conduct or sponsor. “Collection of
information” is defined in 44 U.S.C.
3502(3) and 5 CFR 1320.3(c) to include
agency requests or requirements that
members of the public submit reports,
keep records, or provide information to
a third party. Section 3506(c)(2)(A) of
the PRA (44 U.S.C. 3506(c)(2)(A))
requires Federal agencies to provide a
60-day notice in the Federal Register
corresponding each proposed collection
of information, including each proposed
extension of an existing collection of
information, before submitting the
collection to OMB for approval. To
comply with this requirement, the OCC is
publishing notice of the proposed
collection of information set forth in
this document.

SUPPLEMENTARY INFORMATION:
Title: Lending Limits—12 CFR 32.9.
Type of Review: Extension, without
revision, of a currently approved
collection.
OMB Control Number: 1557–0317.
Description: The OCC received
emergency approval for this collection
on August 21, 2013 and is now seeking
a three-year clearance.

Pursuant to section 610 of the Dodd-
Frank Wall Street Reform and Consumer
Protection Act of 2010, Public Law 111–
203, 124 Stat. 1376 (2010), the OCC
added 12 CFR 32.9 to its lending limits
regulation to cover credit exposures
arising from derivative transactions and
securities financing transactions.
Twelve CFR 32.9 provides national
banks and savings associations with
three alternative methods for calculating
the credit exposure of derivative
transactions other than credit
derivatives, a special rule for measuring
the credit exposure of credit derivatives,
and three alternative methods for
calculating such exposure for securities
financing transactions. The OCC
provided these different methods to
reduce the practical burden of such
calculations, particularly for smaller
and mid-size national banks and savings
associations.

One method available for both
derivative transactions and securities
financing transactions is the Internal
Model Method. Under this method, the
use of a model (other than a model for
which use has been approved for
purposes of the Advanced Measurement
Approach in the capital rules) must be
approved in writing by the OCC (in
the case of national banks and Federal
savings associations) or the Federal
Deposit Insurance Corporation (in the
case of State savings associations)
specifically for lending limits purposes.
If a national bank or savings association
proposes to use an internal model for
which use has been approved for

ACTION: Notice and request for comment.

SUMMARY: The OCC, as part of its
continuing effort to reduce paperwork
and respondent burden, invites the
general public and other Federal
agencies to comment on the renewal of
an information collection, as required
by the Paperwork Reduction Act of
1995. An agency may not conduct or
sponsor, and a respondent is not
required to respond to, an information
collection unless it first displays a
currently valid Office of Management and
Budget (OMB) control number. The OCC is
soliciting comment concerning the
renewal of an information collection
titled, “Affiliate Marketing.”

DATES: Comments must be submitted on
or before November 12, 2013.

ADDRESSES: Because paper mail in the
Washington, DC area and at the OCC is
subject to delay, commenters are
encouraged to submit comments by
email if possible. Comments may be
sent to: Legislative and Regulatory
Activities Division, Office of the
Comptroller of the Currency, Attention:
1557–0230, 400 7th Street SW., Suite
3E–218, Mail Stop 9W–11, Washington,
DC 20219. In addition, comments may
be sent by fax to (571) 465–4326 or by
electronic mail to reg.comments@occ.treas.gov. You may personally
inspect and photocopy comments at the
OCC, 400 7th Street SW., Washington,
DC 20219. For security reasons, the OCC
requires that visitors make an
appointment to inspect comments. You
may do so by calling (202) 649–6700.
Upon arrival, visitors will be required to
present valid government-issued photo
identification and to submit to security
screening in order to inspect and
photocopy comments.

All comments received, including
attachments and other supporting
materials, are part of the public record
and subject to public disclosure. Do not
enclose any information in your
comment or supporting materials that
you consider confidential or
inappropriate for public disclosure.

FOR FURTHER INFORMATION CONTACT: You
may request additional information by
contacting: Johnny Vilela or Mary H.
Gottlieb, OCC Clearance Officers, (202)
649–5490, Legislative and Regulatory
Activities Division, Office of the
Comptroller of the Currency, 400 7th
Street SW., Washington, DC 20219.

SUPPLEMENTARY INFORMATION: The OCC
is seeking renewal of the following
information collection:

Title: Fair Credit Reporting Affiliate
Marketing
OMB Control No.: 1557–0230.
Frequency of Response: On occasion.
AFFECTED PUBLIC: Businesses or other for-profit.

Estimated Number of Respondents:
166,444.

Total Annual Burden: 17,189 hours.

Description: Section 214 of the FACT Act,1 which added section 624 to the Fair Credit Reporting Act (FCRA),2 generally prohibits a person from using certain information received from an affiliate to make a solicitation for marketing purposes to the consumer, unless the consumer is given notice and an opportunity and simple method to opt out of making such solicitations.

Section 214 also requires the Agencies,3 the Securities and Exchange Commission (SEC), and the Federal Trade Commission (FTC), in consultation and coordination with each other, to issue regulations implementing section 214 that, to the extent possible, are consistent and comparable.

Administration of these regulations, which were codified by the OCC at 12 CFR 41.20–41.28 and that have not changed since they were last cleared by OMB under the PRA, has been transferred to the Bureau of Consumer Financial Protection (CFPB) and are now found at 12 CFR 1022.20–1022.27. Title X of the Dodd-Frank Wall Street Reform and Consumer Protection Act,4 (Dodd-Frank Act) transferred the regulations and the CFPB republished them (76 FR 79308 (December 21, 2011)). The burden estimates have been revised to remove the burden attributable to OCC-regulated institutions with over $10 billion in total assets, now carried by CFPB pursuant to section 1025 of the Dodd-Frank Act. The OCC retains enforcement authority and carries burden for those institutions under its supervision with total assets of $10 billion or less.

Financial institutions use the required notices to inform consumers about their rights under section 214 of the FACT Act. Consumers use the notices to decide if they want to receive solicitations for marketing purposes or opt out. Financial institutions use the consumers’ opt out responses to determine the permissibility of making a solicitation for marketing purposes to consumers.

If a person receives certain consumer eligibility information from an affiliate, the person may not use that information to make solicitations to the consumer about its products or services, unless the consumer is given notice and a simple method to opt out of such use of the information, and the consumer does not opt out.Exceptions include, a person using eligibility information:

(1) To make solicitations to a consumer with whom the person has a pre-existing business relationship; (2) to perform services for another affiliate subject to certain conditions; (3) in response to a communication initiated by the consumer; or (4) to make a solicitation that has been authorized or requested by the consumer. A consumer’s affiliate marketing opt-out election must be effective for a period of at least five years. Upon expiration of the opt-out period, the consumer must be given a renewal notice and an opportunity to renew the opt-out before information received from an affiliate may be used to make solicitations to the consumer. Comments: Comments submitted in response to this notice will be summarized and included in the request for OMB approval. All comments will become a matter of public record. Comments are invited on:

(a) Whether the collection of information is necessary for the proper performance of the functions of the OCC, including whether the information has practical utility;

(b) The accuracy of the OCC’s estimate of the information collection burden;

(c) Ways to enhance the quality, utility, and clarity of the information to be collected;

(d) Ways to minimize the burden of the collection on respondents, including through the use of automated collection techniques or other forms of information technology; and

(e) Estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

Dated: September 6, 2013.

Michele Meyer, Assistant Director, Legislative and Regulatory Activities Division.

[FR Doc. 2013–22240 Filed 9–12–13; 8:45 am]

BILLING CODE 4810–33–P

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Proposed Collection; Comment Request for Notice 2013–40

AGENCY: Internal Revenue Service (IRS), Treasury.

ACTION: Notice and request for comments.

SUMMARY: The Department of the Treasury, 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. Currently, the IRS is soliciting comments concerning Notice 2013–40, Low-Income Housing Credit Disaster Relief for Oklahoma Severe Storms and Tornadoes.

DATES: Written comments should be received on or before November 12, 2013 to be assured of consideration.

ADDRESSES: Direct all written comments to Yvette Lawrence, Internal Revenue Service, Room 6129, 1111 Constitution Avenue NW., Washington, DC 20224.

FOR FURTHER INFORMATION CONTACT: Requests for additional information or copies of the form and instructions should be directed to Allan Hopkins, at Internal Revenue Service, Room 6129, 1111 Constitution Avenue NW., Washington, DC 20224, or through the internet at Allan.M.Hopkins@irs.gov.

SUPPLEMENTARY INFORMATION:

Title: Low-Income Housing Credit Disaster Relief for Oklahoma Severe Storms and Tornadoes Disaster Relief. OMB Number: 1545–2244.

Form Number: Notice 2013–40.

Abstract: The Internal Revenue Service is suspending certain requirements under § 42 of the Internal Revenue Code for low-income housing credit projects to provide emergency housing relief needed as a result of the devastation caused by severe storms and tornadoes in the State of Oklahoma beginning May 18, 2013. This relief is being granted pursuant to the Service’s authority under § 42(n) and § 1.42–13(a) of the Income Tax Regulations.

Current Actions: There is no change in the paperwork burden previously approved by OMB.

Type of Review: Extension of a currently approved collection.

Affected Public: Individuals and Households.

Estimated Number of Respondents: 50.

Estimated Time per Respondent: 30 minutes.

Estimated Total Annual Burden Hours: 25.

The following paragraph applies to all of the collections of information covered by this notice:

An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless the collection of information displays a valid OMB control number.


