



# Federal Register

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**Thursday,  
November 30, 2000**

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**Part L**

## **Farm Credit Administration**

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**Semiannual Regulatory Agenda**

**FARM CREDIT ADMINISTRATION (FCA)**

**FARM CREDIT ADMINISTRATION**

**12 CFR Ch. VI**

**Unified Agenda of Federal Regulatory and Deregulatory Actions**

**AGENCY:** Farm Credit Administration.

**ACTION:** Semiannual regulatory agenda.

**SUMMARY:** The Farm Credit Administration (FCA), as an independent regulatory agency, in compliance with Executive Order 12866, sets forth the following agenda of regulations, which it will have under development and review during the

period of October 2000 through April 2001.

**FOR FURTHER INFORMATION CONTACT:** Cindy R. Nicholson, Technical Editor, Regulation and Policy Division, Office of Policy and Analysis, Farm Credit Administration, 1501 Farm Credit Drive, McLean, Virginia 22102, (703) 883-4498, TDD (703) 883-4444.

**SUPPLEMENTARY INFORMATION:** The Regulatory Flexibility Act (5 U.S.C. 601 *et seq.*) contains several provisions intended to reduce unnecessary and disproportionate regulatory requirements on small entities. FCA regulations, which apply to Farm Credit banks and associations, generally do not

and will not have a substantial impact on “small entities” as that term is defined in the Regulatory Flexibility Act.

The FCA, as an independent regulatory agency, is exempt from certain provisions of Executive Order 12866. It participates in this joint publication to further the public interest by including the FCA in a single source of information concerning current and projected rulemaking and reviews of existing regulations, pursuant to section 4 of the Executive Order 12866.

**Dated:** August 31, 2000.  
**Kelly Mikel Williams,**  
*Secretary, Farm Credit Administration Board.*

**Farm Credit Administration—Proposed Rule Stage**

Sequence Number	Title	Regulation Identification Number
4439	Loan Policies and Operations (Comprehensive Borrower Rights) .....	3052-AB69
4440	Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Operations (Mission-Related Investments)	3052-AB92
4441	Loan Policies and Operations; Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Operations (Loan Purchases and Sales) .....	3052-AB93
4442	Loan Policies and Operations; Funding and Fiscal Affairs, Loan Policies and Operations and Funding Operations (OFIs—Lending) .....	3052-AB96
4443	Organization (Stockholder Vote on Like-Lending Authority) .....	3052-AC00
4444	Facilitating Electronic Commerce .....	3052-AC02

**Farm Credit Administration—Final Rule Stage**

Sequence Number	Title	Regulation Identification Number
4445	Federal Agricultural Mortgage Corporation Risk-Based Capital Regulation .....	3052-AB56
4446	Organization (Reorganization Authorities for System Institutions) .....	3052-AB86
4447	Organization; Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Operations (Stock Issuance)	3052-AB91
4448	Disclosure to Shareholders (Annual Report) .....	3052-AB94
4449	Loan Policies and Operations (Loans to Designated Parties) .....	3052-AB98

**Farm Credit Administration—Long-Term Actions**

Sequence Number	Title	Regulation Identification Number
4450	Organization and Functions (FCA Organization) .....	3052-AB82
4451	Eligibility and Scope of Financing .....	3052-AB90

**Farm Credit Administration—Completed Actions**

Sequence Number	Title	Regulation Identification Number
4452	Organization; Loan Policies and Operations; General Provisions; Chartered Territories (Participations) .....	3052-AB87
4453	Standards of Conduct (Plain Language Revision) .....	3052-AB95
4454	Regulatory Burden (Phase II) .....	3052-AB97

FCA

Farm Credit Administration—Completed Actions (Continued)

Sequence Number	Title	Regulation Identification Number
4455	Rules of Practice and Procedure (Adjusting Civil Money Penalties for Inflation) .....	3052-AC01

Farm Credit Administration (FCA)

Proposed Rule Stage

**4439. LOAN POLICIES AND OPERATIONS (COMPREHENSIVE BORROWER RIGHTS)**

**Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 12 USC 2011; 12 USC 2075; 12 USC 2091; 12 USC 2093; 12 USC 2094; 12 USC 2096; 12 USC 2121; 12 USC 2013; 12 USC 2014; 12 USC 2015; 12 USC 2017; 12 USC 2018; 12 USC 2071; 12 USC 2073; 12 USC 2074

**CFR Citation:** 12 CFR 614

**Legal Deadline:** None

**Abstract:** This rulemaking would revise borrower rights regulations to provide clarification and remove unnecessary burdens.

**Timetable:**

Action	Date	FR Cite
NPRM	09/00/01	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

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**RIN:** 3052-AB69

**4440. FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS (MISSION-RELATED INVESTMENTS)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 2013; 12 USC 2015; 12 USC 2018; 12 USC 2019; 12 USC 2020; 12 USC 2073; 12 USC 2074; 12 USC 2075; 12 USC 2076; 12 USC 2093; 12 USC 2122; 12 USC 2128; 12 USC 2132; 12 USC 2146; 12 USC 2154; 12 USC 2154a; 12 USC 2160; 12 USC 2202b; 12 USC 2211; 12 USC 2243; 12 USC 2252; 12 USC 2278b; 12 USC 2278b-6; 12 USC 2279aa; 12 USC 2279aa-3; 12 USC 2279aa-4; 12 USC 2279aa-6; 12 USC 2279aa-7; 12 USC 2279aa-8; 12 USC 2279aa-10; 12 USC 2279aa-12

**CFR Citation:** 12 CFR 615

**Legal Deadline:** None

**Abstract:** This regulation would develop safety and soundness standards and other criteria for mission-related investment activity and modify the risk-based capital requirement for positions in asset securitizations and equities.

**Timetable:**

Action	Date	FR Cite
NPRM	11/00/00	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

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**RIN:** 3052-AB92

**4441. LOAN POLICIES AND OPERATIONS; FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS (LOAN PURCHASES AND SALES)**

**Priority:** Other Significant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 12 USC 2279a-2; 12 USC 2279b; 12 USC 2279c-1; 12 USC 2279f; 12 USC 2279f-1; 12 USC 2279aa; 12 USC 2279aa-5; 42 USC 4012a; 42 USC 4104a; 42 USC 4104b; 42 USC 4106; 42 USC 4128; 12 USC 2011; 12 USC 2013; 12 USC 2014; 12 USC 2015; 12 USC 2017; 12 USC 2018; 12 USC 2019; 12 USC 2071; 12 USC 2073; 12 USC 2074; 12 USC 2075; 12 USC 2091; 12 USC 2093; 12 USC 2094; 12 USC 2097; 12 USC 2121; 12 USC 2122; 12 USC 2124; 12 USC 2128; 12 USC 2129; 12 USC 2131; 12 USC 2141; 12 USC 2149; 12 USC 2183; 12 USC 2184; 12 USC 2199; 12 USC 2201; 12 USC 2202; 12 USC 2202a; 12 USC 2202c; 12 USC 2202d; 12 USC 2202e; 12 USC 2206;

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12 USC 2206a; 12 USC 2207; 12 USC 2211; 12 USC 2212; 12 USC 2213; 12 USC 2214; 12 USC 2219a; 12 USC 2219b; 12 USC 2243; 12 USC 2244; 12 USC 2252; 12 USC 2279a; ...

**CFR Citation:** 12 CFR 614; 12 CFR 615

**Legal Deadline:** None

**Abstract:** This regulation would remove regulatory restrictions affecting the System's ability to purchase interests in eligible loans and address any technical changes necessary.

**Timetable:**

Action	Date	FR Cite
NPRM	06/00/01	

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

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**RIN:** 3052-AB93

**4442. LOAN POLICIES AND OPERATIONS; FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS AND FUNDING OPERATIONS (OFIS—LENDING)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 12 USC 2011; 12 USC 2013; 12 USC 2014; 12 USC 2015; 12 USC 2017; 12 USC 2018; 12 USC 2019; 12 USC 2020; 12 USC 2071; 12 USC 2073; 12 USC 2074; 12 USC 2075; 12

USC 2076; 12 USC 2091; 12 USC 2093; 12 USC 2094; 12 USC 2097; 12 USC 2121; 12 USC 2122; 12 USC 2124; 12 USC 2128; 12 USC 2129; 12 USC 2131; 12 USC 2132; 12 USC 2141; 12 USC 2146; 12 USC 2149; 12 USC 2154; 12 USC 2154a; 12 USC 2160; 12 USC 2183; 12 USC 2184; 12 USC 2199; ...

**CFR Citation:** 12 CFR 614; 12 CFR 615

**Legal Deadline:** None

**Abstract:** The regulation would seek input on possible impediments for OFIs obtaining System funding and to consider revising the current risk-weighting requirements for OFI direct loans.

**Timetable:**

Action	Date	FR Cite
ANPRM	04/20/00	65 FR 21151
ANPRM Comment Period End	06/19/00	
Comment Period Extended	06/26/00	65 FR 39319
NPRM	08/00/01	

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

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**RIN:** 3052-AB96

**4443. ● ORGANIZATION (STOCKHOLDER VOTE ON LIKE-LENDING AUTHORITY)**

**Priority:** Substantive, Nonsignificant

**Legal Authority:** 12 USC 2011; 12 USC 2021; 12 USC 2071; 12 USC 2091; 12 USC 2121; ...

**CFR Citation:** 12 CFR 611

**Legal Deadline:** None

**Abstract:** This regulation would implement requirements in section 5.17 of the Farm Credit Act of 1971, as amended, by requiring Farm Credit System stockholders to vote on competitive charters in certain areas of the country.

**Timetable:**

Action	Date	FR Cite
NPRM	05/09/00	65 FR 26776
NPRM Comment Period End	06/08/00	
Reproposed Rule	09/29/00	65 FR 58486
Reproposed Rule Comment Period End	10/30/00	
Final Rule	01/00/01	

**Regulatory Flexibility Analysis**

**Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

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**RIN:** 3052-AC00

**4444. ● FACILITATING ELECTRONIC COMMERCE**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** Not Yet Determined

**CFR Citation:** Not Yet Determined

**Legal Deadline:** None

**Abstract:** This regulation would amend existing and consider adopting new

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regulations so that electronic commerce in the System is not hindered. The project will review consumer protection, corporate restructuring, and disclosures to shareholders regulations to address such areas as the "Electronic Signatures Act" and the Government Paperwork Elimination Act.

**Timetable:**

Action	Date	FR Cite
NPRM	05/00/01	

**Regulatory Flexibility Analysis Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

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**RIN:** 3052-AC02

## Farm Credit Administration (FCA)

## Final Rule Stage

**4445. FEDERAL AGRICULTURAL MORTGAGE CORPORATION RISK-BASED CAPITAL REGULATION**

**Priority:** Other Significant. Major status under 5 USC 801 is undetermined.

**Legal Authority:** 12 USC 2279bb-1; 12 USC 2279aa-11(a)(1)(B)(ii)

**CFR Citation:** 12 CFR 650

**Legal Deadline:** None

**Abstract:** This regulation will establish risk-based capital requirements for the Federal Agricultural Mortgage Corporation (also known as Farmer Mac). The law says these regulatory requirements will be used to determine the amount of capital needed to survive a 10-year period of both unfavorable credit and interest rate conditions. The law includes additional details on the level of unfavorable conditions to be included in the requirements.

**Timetable:**

Action	Date	FR Cite
NPRM	11/12/99	64 FR 61740
Correction	01/11/00	65 FR 1676
NPRM Comment Period Extended	02/24/00	
NPRM Comment Period End	06/12/00	
Final Rule	02/00/01	

**Regulatory Flexibility Analysis Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

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**RIN:** 3052-AB56**4446. ORGANIZATION (REORGANIZATION AUTHORITIES FOR SYSTEM INSTITUTIONS)**

**Priority:** Other Significant

**Legal Authority:** 12 USC 2011; 12 USC 2243; 12 USC 2244; 12 USC 2252; 12 USC 2279a to 2279f-1; 12 USC 2279aa5(e); 12 USC 2021; 12 USC 2071; 12 USC 2091; 12 USC 2121; 12 USC 2142; 12 USC 2183; 12 USC 2203; 12 USC 2209

**CFR Citation:** 12 CFR 611

**Legal Deadline:** None

**Abstract:** This rulemaking would establish regulations under which a bank or large association within the Farm Credit System can terminate its charter as provided for in the Farm Credit Act of 1971, as amended.

**Timetable:**

Action	Date	FR Cite
NPRM	11/05/99	64 FR 60370
NPRM Comment Period End	02/03/00	
Supplemental NPRM Comment Period End	02/03/00	65 FR 5286
Final Rule	03/06/00	
	10/00/00	

**Regulatory Flexibility Analysis Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

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**RIN:** 3052-AB86**4447. ORGANIZATION; FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS (STOCK ISSUANCE)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 12 USC 2013; 12 USC 2015; 12 USC 2018; 12 USC 2019; 12 USC 2020; 12 USC 2021; 12 USC 2071; 12 USC 2073; 12 USC 2074; 12 USC

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2075; 12 USC 2076; 12 USC 2091; 12 USC 2093; 12 USC 2121; 12 USC 2122; 12 USC 2128; 12 USC 2132; 12 USC 2142; 12 USC 2146; 12 USC 2154; 12 USC 2154a; 12 USC 2160; 12 USC 2183; 12 USC 2202b; 12 USC 2203; 12 USC 2208; 12 USC 2209; 12 USC 2211; 12 USC 2243; 12 USC 2244; 12 USC 2252; 12 USC 2278b; 12 USC 2278b-6; 12 USC 2279a to 2279f-1; 12 USC 2279aa; 12 USC 2279aa-3; 12 USC 2279aa-4; 12 USC 2279aa-5(e); 12 USC 2279aa-6; 12 USC 2279aa-7; 12 USC 2279aa-8; 12 USC 2279aa-10; 12 USC 2279aa-12; 12 USC 2011

**CFR Citation:** 12 CFR 611; 12 CFR 615

**Legal Deadline:** None

**Abstract:** This regulation would consider permitting Farm Credit System institutions, including service corporations, to issue additional amounts of certain classes of stock and would allow service corporations to issue non-voting stock to non-System institutions.

**Timetable:**

Action	Date	FR Cite
NPRM	12/23/99	64 FR 72041
NPRM Comment Period End	01/24/00	
Final Rule	03/00/01	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

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**RIN:** 3052-AB91

**4448. DISCLOSURE TO SHAREHOLDERS (ANNUAL REPORT)**

**Priority:** Substantive, Nonsignificant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

**Legal Authority:** 12 USC 2252; 12 USC 2254; 12 USC 2279a-11

**CFR Citation:** 12 CFR 620

**Legal Deadline:** None

**Abstract:** The regulation would consider eliminating the requirement that FCBs distribute their financial reports to the stockholders of their associations.

**Timetable:**

Action	Date	FR Cite
NPRM	03/17/00	65 FR 14494
NPRM Comment Period End	04/17/00	
Final Rule	02/00/01	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

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**RIN:** 3052-AB94

**4449. LOAN POLICIES AND OPERATIONS (LOANS TO DESIGNATED PARTIES)**

**Priority:** Other Significant

**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

**Legal Authority:** 12 USC 2011; 12 USC 2013; 12 USC 2014; 12 USC 2015; 12 USC 2017; ...

**CFR Citation:** 12 CFR 614

**Legal Deadline:** None

**Abstract:** This regulation would provide Farm Credit System institutions greater flexibility concerning the approval of insider loans.

**Timetable:**

Action	Date	FR Cite
NPRM	03/17/00	65 FR 14491
NPRM Comment Period End	04/17/00	
Final Rule	04/00/01	

**Regulatory Flexibility Analysis Required:** No

**Small Entities Affected:** No

**Government Levels Affected:** None

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**RIN:** 3052-AB98

## Farm Credit Administration (FCA)

## Long-Term Actions

**4450. ORGANIZATION AND FUNCTIONS (FCA ORGANIZATION)****Priority:** Info./Admin./Other**CFR Citation:** 12 CFR 600**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Patricia W. DiMuzio

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**RIN:** 3052-AB82**4451. ELIGIBILITY AND SCOPE OF FINANCING****Priority:** Substantive, Nonsignificant**CFR Citation:** 12 CFR 613**Timetable:**

Action	Date	FR Cite
Final Rule	To Be	Determined

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Richard A. Katz

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**RIN:** 3052-AB90

## Farm Credit Administration (FCA)

## Completed Actions

**4452. ORGANIZATION; LOAN POLICIES AND OPERATIONS; GENERAL PROVISIONS; CHARTERED TERRITORIES (PARTICIPATIONS)****Priority:** Other Significant**CFR Citation:** 12 CFR 611; 12 CFR 614; 12 CFR 618**Completed:**

Reason	Date	FR Cite
Final Rule	04/25/00	65 FR 24101
Final Rule Effective	05/25/00	

**Regulatory Flexibility Analysis****Required:** No**Government Levels Affected:** None**Agency Contact:** S. Robert Coleman

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**RIN:** 3052-AB87**Regulatory Flexibility Analysis****Required:** No**Government Levels Affected:** None**Agency Contact:** Dale L. Aultman

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**RIN:** 3052-AB95**4454. REGULATORY BURDEN (PHASE II)****Priority:** Other Significant**CFR Citation:** 12 CFR 600 to 650**Completed:**

Reason	Date	FR Cite
Notice	04/20/00	65 FR 21128

**Regulatory Flexibility Analysis****Required:** No**Government Levels Affected:** None**Agency Contact:** Eric Howard

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**RIN:** 3052-AB97**4453. STANDARDS OF CONDUCT (PLAIN LANGUAGE REVISION)****Priority:** Info./Admin./Other**CFR Citation:** 12 CFR 612**Completed:**

Reason	Date	FR Cite
Direct Final Rule	06/30/00	65 FR 40486
Direct Final Rule Comment Period End	07/31/00	
Direct Final Rule Effective; Partial Withdrawal	09/11/00	65 FR 54742

**4455. • RULES OF PRACTICE AND PROCEDURE (ADJUSTING CIVIL MONEY PENALTIES FOR INFLATION)****Priority:** Substantive, Nonsignificant**Legal Authority:** 12 USC 2243; 12 USC 2244; 12 USC 2252; 12 USC 2261 to 2273; 28 USC 2461 note**CFR Citation:** 12 CFR 622**Legal Deadline:** None**Abstract:** This regulation would adjust our civil money penalties every four years for inflation.**Timetable:**

Action	Date	FR Cite
Final Rule	07/27/00	65 FR 46087
Final Rule Effective	10/23/00	

**Regulatory Flexibility Analysis****Required:** No**Small Entities Affected:** No**Government Levels Affected:** None**Additional Information:** FEDERAL

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