

Issued on: August 12, 1999.

Ricardo Martinez,

Administrator.

[FR Doc. 99-21338 Filed 8-16-99; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Surface Transportation Board

[STB Ex Parte No. 633]

Y2K Readiness

AGENCY: Surface Transportation Board.

ACTION: Y2K Notice.

SUMMARY: The Surface Transportation Board (Board) is opening this docket for railroads and other interested parties to inform the Board of any anticipated Y2K problems within the railroad transportation industries.

DATES: Comments should be filed as soon as possible after any Y2K problems are discovered that will not be corrected by December 31, 1999.

ADDRESSES: Send an original plus 10 copies of any comments, referring to STB Ex Parte No. 633, to the Surface Transportation Board, Office of the Secretary, Case Control Unit, 1925 K Street, NW, Washington, DC 20423-0001.

FOR FURTHER INFORMATION CONTACT: Melvin F. Clemens, Jr., (202) 565-1573. [TDD for the hearing impaired: (202) 565-1695.]

SUPPLEMENTARY INFORMATION: Under 49 U.S.C. 11101(a), railroads must provide transportation or rail services upon reasonable request. Given the complex nature of railroad operations, switching and interchange, some potential Y2K problems appear capable of disrupting railroad operations and the smooth flow of traffic between rail carriers. In such an event, the Board is prepared to assume an active role in the interest of the public, both to maintain rail operations while any computer problems are repaired and to take steps to return rail service to normal levels. If rail service is disrupted, the Board can issue temporary emergency service orders and can direct a carrier to operate the lines of another carrier that has ceased operations. Such orders can be effective for a period of up to 270 days. Emergency orders may direct the handling, routing, or distribution of traffic; require joint or common use of railroad facilities; or prescribe temporary through routes. Additionally, the Board may prioritize traffic, such as the movements of coal to electric generating plants, and require traffic to move only under special permits.

The Board also may issue emergency orders to enable Amtrak to reroute passenger trains when its normal routes are temporarily unavailable. Through the Board's Agent, Melvin F. Clemens, Jr., Director, Office of Compliance and Enforcement, such emergency orders may be issued at any time, day or night.

In order to assist the Board in preparing for any possible disruptions of railroad operations that may result from Y2K problems, the Board is requesting railroads and other interested parties to inform the Board of any such anticipated problems before they occur. Such information to the Board should be based on specific Y2K problems that are considered unresolvable by December 31, 1999.

Additionally, under section 18 of the Y2K Act, Pub. L. 106-37, 113 Stat. 185, civil penalties are suspended for a small business concern, as defined in section 105 of Title 5, United States Code, for a first time violation of a Federally enforceable rule or regulation caused by a Y2K failure, if that Federal rule or regulation has not been violated within the preceding 3 years by that small business concern. Under 49 U.S.C. Chapter 119, the Board has the authority to impose civil penalties for violations of statutes and regulations within its jurisdiction. Under section 18 of the Y2K Act, each agency of the United States Government with such authority must establish a point of contact within the agency to act as a liaison between the agency and small business concerns with respect to problems arising out of Y2K failures and compliance with Federal rules or regulations. The Board is complying with this statutory requirement by designating its Office of Compliance and Enforcement as its point of contact for small business concerns that experience a Y2K failure.

Board decisions and notices are available on our website at "WWW.STB.DOT.GOV." This notice will also be specifically served on the Association of American Railroads, The American Short Line and Regional Railroad Association, the Federal Railroad Administration, and Amtrak.

Decided: August 17, 1999.

By the Board, Chairman Morgan, Vice Chairman Clyburn, and Commissioner Burkes.

Vernon A. Williams,
Secretary.

[FR Doc. 99-21820 Filed 8-18-99; 2:52 pm]

BILLING CODE 4915-00-P

DEPARTMENT OF THE TREASURY

Office of the Comptroller of the Currency

Agency Information Collection Activities: Submission for OMB Review; Comment Request

AGENCY: Office of the Comptroller of the Currency (OCC), Treasury.

ACTION: Submission for OMB review; comment request.

SUMMARY: The OCC, 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 a continuing information collection, as required by the Paperwork Reduction Act of 1995. The OCC may not conduct or sponsor, and a respondent is not required to respond to, an information collection that has been extended, revised, or implemented unless it displays a currently valid Office of Management and Budget (OMB) control number. Currently, the OCC is soliciting comments concerning extension, without change, of an information collection titled Fiduciary Activities of National Banks (12 CFR 9). The OCC also gives notice that it has sent the information collection to OMB for review.

DATES: You should submit your written comments to both OCC and the OMB Reviewer by September 20, 1999.

ADDRESSES: You should send your written comments to the Communications Division, Attention: 1557-0140, Third Floor, Office of the Comptroller of the Currency, 250 E Street, SW, Washington, DC 20219. In addition, you can send comments by facsimile transmission to (202) 874-5274, or by electronic mail to regs.comments@occ.treas.gov.

FOR FURTHER INFORMATION CONTACT: You may request additional information, a copy of the collection, or a copy of the supporting documentation submitted to OMB by contacting Jessie Gates or Camille Dixon, (202) 874-5090, Legislative and Regulatory Activities Division (1557-0140), Office of the Comptroller of the Currency, 250 E Street, SW, Washington, DC 20219.

SUPPLEMENTARY INFORMATION: The OCC is proposing to extend OMB approval of the following information collection:

Title: Fiduciary Activities of National Banks (12 CFR 9).

OMB Number: 1557-0140.

Form Number: None.

Abstract: This submission covers an existing regulation and involves no change to the regulation or to the

information collections embodied in the regulation. The OCC requests only that OMB renew its approval of the information collections in the current regulation.

Under 12 U.S.C. 92a, the OCC regulates the fiduciary activities of national banks, including the administration of collective investment funds. The requirements in 12 CFR part 9 enable the OCC to perform its responsibilities relating to the fiduciary activities of national banks and collective investment funds. Part 9 requires national banks to retain fiduciary records, note annually in the minutes of the board of directors the results of fiduciary audits, to operate a collective investment fund pursuant to a written plan, to submit written plans to the OCC for approval, and to prepare an annual financial report on each fund and notify participants of its availability.

The collections of information in part 9 are found in: 12 CFR 9.8(b), 9.9(a) and (b), 9.17(a), 9.18(b)(1), 9.18(b)(6)(ii), 9.18(b)(6)(iv), and 9.18(c)(5).

The following is a brief discussion of the elements of the information collection in each section of regulations:

Section 9.8(b) requires a national bank to maintain fiduciary records;

Section 9.9 (a) and (b) require a national bank to note the results of its fiduciary audit in the board of directors minutes;

Section 9.17(a) requires a national bank that wants to surrender its fiduciary powers to file a certified board of directors resolution with the OCC;

Section 9.18(b)(1) requires a national bank to file new and amended collective fund plans with the OCC;

Section 9.18(b)(1) also requires a national bank to disclose their collective fund plans to investors and other interested persons;

Section 9.18(b)(6)(ii) requires a national bank to prepare financial reports regarding each collective investment fund;

Section 9.18(b)(6)(iv) requires a national bank to disclose their collective investment fund financial reports to investors and other interested persons; and

Section 9.18(c)(5) requires a national bank to request OCC approval to establish a special exemption fund.

These information collection requirements ensure bank compliance with applicable Federal law, further bank safety and soundness, provide protections for banks and the public, and further public policy interests.

Type of Review: Extension, without change, of a currently approved collection.

Affected Public: Businesses or other for-profit.

Number of Respondents: 1,000.

Total Annual Responses: 1,000.

Frequency of Response: On occasion.

Estimated Total Annual Burden: 15,010 hours.

OCC Contact: Jessie Gates or Camille Dixon, (202) 874-5090, Legislative and Regulatory Activities Division, OMB No. 1557-0140, Office of the Comptroller of the Currency, 250 E Street SW, Washington, DC 20219.

OMB Reviewer: Alexander Hunt, (202) 395-7340, Paperwork Reduction Project 1557-0140, Office of Management and Budget, Room 10226, New Executive Office Building, Washington, DC 20503.

Comments: Your comment will become a matter of public record. You are invited to comment on:

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

(b) Whether the OCC's burden estimate is accurate;

(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) Whether the OCC's estimates of the capital or startup costs and costs of operation, maintenance, and purchase of services to provide information are accurate.

Additionally, the OCC requests comments on the impact of this information collection on community banks. The OCC recognizes that community banks operate with more limited resources than larger institutions and may present a different risk profile. Thus, the OCC specifically requests comments on the impact of this information collection on community banks' current resources and available personnel with the requisite expertise, and whether the goals of part 9 could be achieved, for community banks, through an alternative approach.

Dated: August 16, 1999.

Mark Tenhundfeld,

Assistant Director, Legislative & Regulatory Activities Division.

[FR Doc. 99-21718 Filed 8-19-99; 8:45 am]

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DEPARTMENT OF THE TREASURY

Fiscal Service

Financial Management Service

Senior Executive Service; Financial Management Service Performance Review Board (PRB)

AGENCY: Financial Management Service, Fiscal Service, Treasury.

ACTION: Notice.

SUMMARY: This notice announces the appointment of members to the Financial Management Service (FMS) Performance Review Board (PRB).

DATES: This notice is effective on August 20, 1999.

FOR FURTHER INFORMATION CONTACT:

Kenneth R. Papaj, Deputy Commissioner, Financial Management Service, 401 14th St., SW, Washington, DC; telephone (202) 874-7000.

SUPPLEMENTARY INFORMATION: Pursuant to 5 U.S.C. 4314(c)(4), this notice is given of the appointment of individuals to serve as members of the Financial Management Service (FMS) Performance Review Board (PRB). This Board reviews the performance appraisals of career senior executives below the Assistant Commissioner level and makes recommendations regarding ratings, bonuses, and other personnel actions. Three voting members constitute a quorum. The names and titles of the FMS PRB members are as follows:

Primary Members: Kenneth R. Papaj, Deputy Commissioner; Constance E. Craig, Assistant Commissioner, Information Resources; John D. Newell, Assistant Commissioner, Regional Operations; Larry D. Stout, Assistant Commissioner, Government-Wide Accounting

Alternate Members: Nancy C. Fleetwood, Assistant Commissioner, Debt Management Services; Bettsey H. Lane, Assistant Commissioner, Federal Finance

Dated: August 16, 1999.

Kenneth R. Papaj,

Acting Commissioner.

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