

§ 6.24

national bank or Federal savings association, or any other relevant source.

(b) [Reserved]

§ 6.24 Request for modification or rescission of directive.

Any national bank or Federal savings association that is subject to a directive under this subpart may, upon a change in circumstances, request in writing that the OCC reconsider the terms of the directive, and may propose that the directive be rescinded or modified. Unless otherwise ordered by the OCC, the directive shall continue in place while such request is pending before the OCC.

§ 6.25 Enforcement of directive.

(a) *Judicial remedies.* Whenever a national bank or Federal savings association fails to comply with a directive issued under section 38, the OCC may seek enforcement of the directive in the appropriate United States district court pursuant to section 8(i)(1) of the FDI Act.

(b) *Administrative remedies.* Pursuant to section 8(i)(2)(A) of the FDI Act, the OCC may assess a civil money penalty against any national bank or Federal savings association that violates or otherwise fails to comply with any final directive issued under section 38 and against any institution-affiliated party who participates in such violation or noncompliance.

(c) *Other enforcement action.* In addition to the actions described in paragraphs (a) and (b) of this section, the OCC may seek enforcement of the provisions of section 38 or this part through any other judicial or administrative proceeding authorized by law.

PART 7—ACTIVITIES AND OPERATIONS

Subpart A—National Bank and Federal Savings Association Powers

Sec.

- 7.1000 National bank or Federal savings association ownership of property.
- 7.1001 National bank acting as general insurance agent.
- 7.1002 National bank acting as finder.
- 7.1003 Money lent by a national bank at banking offices or at facilities other than banking offices.

12 CFR Ch. I (1–1–16 Edition)

- 7.1004 Loans originating at facilities other than banking offices of a national bank.
- 7.1005 Credit decisions at other than banking offices of a national bank.
- 7.1006 Loan agreement providing for a national bank share in profits, income, or earnings or for stock warrants.
- 7.1007 National Bank Acceptances.
- 7.1008 Preparation by a national bank of income tax returns for customers or public.
- 7.1009 National bank holding collateral stock as nominee.
- 7.1010 Postal service by national bank.
- 7.1011 National bank acting as payroll issuer.
- 7.1012 Establishment, operation, or use of a messenger service by a national bank.
- 7.1014 Sale of money orders at nonbanking outlets by a national bank.
- 7.1015 National bank receipt of stock from a small business investment company.
- 7.1016 Independent undertakings issued by a national bank to pay against documents.
- 7.1017 National bank as guarantor or surety on indemnity bond.
- 7.1018 National bank automatic payment plan accounts.
- 7.1020 Purchase of open accounts by a national bank.
- 7.1021 National bank participation in financial literacy programs.

Subpart B—National Bank Corporate Practices

- 7.2000 Corporate governance procedures.
- 7.2001 Notice of shareholders' meetings.
- 7.2002 Director or attorney as proxy.
- 7.2003 Annual meeting for election of directors.
- 7.2004 Honorary directors or advisory boards.
- 7.2005 Ownership of stock necessary to qualify as director.
- 7.2006 Cumulative voting in election of directors.
- 7.2007 Filling vacancies and increasing board of directors other than by shareholder action.
- 7.2008 Oath of directors.
- 7.2009 Quorum of the board of directors; proxies not permissible.
- 7.2010 Directors' responsibilities.
- 7.2011 Compensation plans.
- 7.2012 President as director; chief executive officer.
- 7.2013 Fidelity bonds covering officers and employees.
- 7.2014 Indemnification of institution-affiliated parties.
- 7.2015 Cashier.
- 7.2016 Restricting transfer of stock and record dates.
- 7.2017 Facsimile signatures on bank stock certificates.
- 7.2018 Lost stock certificates.