



Monday,
November 22, 1999

Part XXXIV

**Office of Federal
Housing Enterprise
Oversight**

Semiannual Regulatory Agenda

Office of Federal Housing Enterprise Oversight (OFHEO)

OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT

12 CFR Ch. XVII

Semiannual Agenda

AGENCY: Office of Federal Housing Enterprise Oversight

ACTION: Semiannual regulatory agenda

SUMMARY: This notice is given pursuant to the requirements of the "Regulatory Flexibility Act" (Pub. L. 96-354, September 19, 1980) and Executive Order 12866 ("Regulatory Planning and Review," September 30, 1993), which require the publication of a semiannual agenda of regulations.

FOR FURTHER INFORMATION CONTACT: Anne E. Dewey, General Counsel, Office of Federal Housing Enterprise Oversight, 1700 G Street NW., Washington, DC 20552, (202) 414-3800.

Dated: September 8, 1999

Mark A. Kinsey,
Acting Director, Office of Federal Housing Enterprise Oversight.

Office of Federal Housing Enterprise Oversight (OFHEO)

Proposed Rule Stage

3894. RISK-BASED CAPITAL

Priority: Economically Significant

Legal Authority: 12 USC 4513; 12 USC 4611-12; 12 USC 4614; 12 USC 4618; 12 USC 4514

CFR Citation: 12 CFR 1750

Legal Deadline: Final, Statutory, December 1, 1994.

Abstract: The Office of Federal Housing Enterprise Oversight (OFHEO) is directed by the Federal Housing Enterprises Financial Safety and Soundness Act of 1992, 12 U.S.C. 4501 et seq., to develop a risk-based capital regulation for the Federal National Mortgage Association and the Federal Home Loan Mortgage Corporation (collectively, the Enterprises). To discharge this responsibility, OFHEO must develop and implement a risk-based capital "stress test" that determines the amount of capital that an Enterprise must hold in order to maintain positive capital throughout a hypothetical ten-year period of economic stress. This Notice of Proposed Rulemaking is the second of two notices of proposed rulemaking pertaining to the risk-based capital regulation. The first notice described the methodology and rationale OFHEO used to identify the proposed benchmark loss experience, which is used to determine Enterprise credit losses during the stress test, and proposed the use of OFHEO's House Price Index in the stress test. The second notice specifies the interest rate risk and other components of the stress test, as well as the overall structure of the test. The comment period regarding the second NPR closes March 10, 2000.

Timetable:

Action	Date	FR Cite
ANPRM	02/08/95	60 FR 7468

Action	Date	FR Cite
ANPRM Comment Period End	05/09/95	
NPRM	06/11/96	61 FR 29592
NPRM Comment Period Extended	08/19/96	61 FR 42824
Second NPRM	04/13/99	64 FR 18083
Second NPRM Comment Period Extended	06/14/99	64 FR 31756
Second NPRM Comment Period Extended to	03/10/00	64 FR 56274

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Anne E. Dewey, General Counsel, Office of Federal Housing Enterprise Oversight, 1700 G Street NW, Washington, DC 20552
Phone: 202 414-3800

RIN: 2550-AA02

3895. • IMPLEMENTATION OF THE EQUAL ACCESS TO JUSTICE ACT

Priority: Info./Admin./Other

Legal Authority: 5 USC 504

CFR Citation: 12 CFR 1735

Legal Deadline: None

Abstract: The Office of Federal Housing Enterprise Oversight (OFHEO) will issue a proposed regulation describing the procedures that eligible parties must follow in order to receive an award of fees and other expenses in adversary adjudications before OFHEO.

Timetable:

Action	Date	FR Cite
NPRM	06/00/00	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Isabella W. Sammons, Associate General Counsel, Office of Federal Housing Enterprise Oversight, 1700 G Street NW., Washington, DC 20552

Phone: 202 414-3790

RIN: 2550-AA08

3896. • RELEASING INFORMATION; ELECTRONIC FREEDOM OF INFORMATION AMENDMENT

Priority: Info./Admin./Other

Legal Authority: 5 USC 301, 552; 12 USC 4513, 4522, 4639; EO 12600; 3 CFR, 1987 Comp., p. 235

CFR Citation: 12 CFR 1710

Legal Deadline: None

Abstract: The Office of Federal Housing Enterprise Oversight (OFHEO) will issue a proposed regulation to implement the Electronic Freedom of Information Act Amendments of 1996. The proposed regulation will make provision for expedited processing of Freedom of Information Act (FOIA) requests upon a showing of compelling need and for electronic dissemination of documents released under the FOIA. It will also revise OFHEO's FOIA fee schedule.

Timetable:

Action	Date	FR Cite
NPRM	06/00/00	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Dorothy J. Acosta, Associate General Counsel, Office of Federal Housing Enterprise Oversight, 1700 G Street NW., Washington, DC 20552

OFHEO

Proposed Rule Stage

Phone: 202 414-3748

RIN: 2550-AA09

Office of Federal Housing Enterprise Oversight (OFHEO)

Final Rule Stage

3897. RULES OF PRACTICE AND PROCEDURE**Priority:** Info./Admin./Other**Legal Authority:** 12 USC 4513(b)(1); 12 USC 4631 to 4641; 28 USC 2641 note**CFR Citation:** 12 CFR 1780**Legal Deadline:** None

Abstract: The Office of Federal Housing Enterprise Oversight (OFHEO) issued a proposed regulation setting forth rules of practice and procedure related to OFHEO's statutory enforcement provisions found in subtitle C of title XIII of the Housing and Community Development Act of 1992, known as the Federal Housing Enterprises Financial Safety and Soundness Act of 1992, 12 U.S.C. 4501 et seq. The final regulation will describe procedures for answering notices of charges, filing and service of papers, the designation of a presiding officer, the conduct of formal hearings, access to agency process of parties afforded a hearing, and various time requirements. In addition, the final regulation will set rules of practice, including debarment, suspension and other sanctions, for persons who practice before OFHEO.

Timetable:

Action	Date	FR Cite
NPRM	09/24/98	63 FR 51031
NPRM Comment Period End	12/23/98	
Final Rule	12/00/99	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** David A. Felt, Associate General Counsel, Office of Federal Housing Enterprise Oversight, 1700 G Street NW., Washington, DC 20552

Phone: 202 414-3750

RIN: 2550-AA04

3898. DEBT COLLECTION**Priority:** Info./Admin./Other**Legal Authority:** 5 USC 5514; 26 USC 6402(d); 31 USC 3701 to 3720A**CFR Citation:** 12 CFR 1730**Legal Deadline:** None

Abstract: The Office of Federal Housing Enterprise Oversight (OFHEO) issued a final regulation, effective October 18, 1999, that sets forth

procedures for use by OFHEO in collecting debts owed to the Federal Government. It includes procedures for collection of debts through salary offset, administrative offset, and tax refund offset.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/30/99	64 FR 34968
Interim Final Rule Comment Period End	08/30/99	
Final Rule	09/16/99	64 FR 50246
Final Rule Effective	10/18/99	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Isabella W. Sammons, Associate General Counsel, Office of Federal Housing Enterprise Oversight, 1700 G Street NW., Washington, DC 20552

Phone: 202 414-3790

RIN: 2550-AA07

[FR Doc. 99-24744 Filed 11-19-99; 8:45 am]

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