

DEPARTMENT OF THE TREASURY**Office of the Comptroller of the Currency****Office of Thrift Supervision****Federal Deposit Insurance Corporation****Submission for OMB Review; Comment Request**

AGENCIES: Office of the Comptroller of the Currency (OCC), Office of Thrift Supervision (OTS), Treasury; and Federal Deposit Insurance Corporation (FDIC).

ACTION: Submission for OMB review; comment request.

SUMMARY: In accordance with the requirements of the Paperwork Reduction Act of 1995 (44 U.S.C. 35), the OCC, OTS, and FDIC hereby give notice that they plan to submit to the Office of Management and Budget (OMB) requests for review of an information collection titled: Interagency Bank Merger Act Application (BMA). In the case of the OCC, this collection is a part of the Comptroller's Corporate Manual. Also, the OCC is making other clarifying changes to the Comptroller's Corporate Manual. Additionally, the Board of Governors of the Federal Reserve System (Board) is reviewing the collection under its delegated authority from OMB and will publish a separate **Federal Register** Notice. The OCC, OTS, Board, and FDIC (collectively, the Agencies) may not conduct or sponsor, and respondent is not required to respond to, an information collection that has been extended, revised, or implemented on or after October 1, 1995, unless it displays a currently valid OMB control number.

DATES: Comments must be submitted on or before December 4, 1998.

ADDRESSES: Direct written comments as follows.

OCC: Communications Division, Office of the Comptroller of the Currency, Third Floor, 250 E Street, SW, Washington, DC 20219; Attention: 1557-0014. Comments also may be sent by facsimile transmission to (202)874-5274, or by electronic mail to: regs.comments@occ.treas.gov. Comments will be available for inspection and photocopying at the OCC's Public Reference Room, 250 E Street, SW, Washington, DC 20219, between 9:00 a.m. and 5:00 p.m. on business days. Appointments for inspection of comments can be made by calling (202)874-5043.

OTS: Dissemination Branch, Records Management and Information Policy,

Office of Thrift Supervision, 1700 G Street, NW, Washington, DC 20552, Attention 1550-0016. These submissions may be hand-delivered to 1700 G Street, NW, from 9:00 a.m. to 5:00 p.m. on business days. They may be sent by facsimile transmission to (202)906-7755. Comments over 25 pages in length should be sent to Fax (202)906-6956. Comments will be available for inspection at 1700 G Street, NW, from 9:00 a.m. until 4:00 p.m. on business days.

FDIC: Steven F. Hanft, FDIC Clearance Officer, Office of the Executive Secretary, (202)898-3907, Federal Deposit Insurance Corporation, 550 17th Street, NW, Washington, DC 20429. Comments may be hand-delivered to the guard station at the rear of the 17th Street building (located on F Street) on business days between 7:00 a.m. and 5:00 p.m. [Fax number (202)898-3838; Internet address: COMMENTS@FDIC.GOV].

A copy of the comments may also be submitted to the OMB Desk Officer for the agencies: Alexander T. Hunt, Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, Room 3208, Washington, DC 20503.

FOR FURTHER INFORMATION CONTACT: Requests for additional information or a copy of the submission may be obtained by contacting:

OCC: Jessie Gates, OCC Clearance Officer, (202)874-5090, Legislative and Regulatory Activities Division; or Cheryl Martin, Senior Licensing, Policy, and Systems Analyst, Bank Organization and Structure, (202)874-5060.

OTS: Scott Ciardi, Financial Analyst, Corporate Activities, (202)906-6960, or Frances Augello, Senior Counsel, Business Transactions Division, (202)906-6151. Copies of the forms with instructions are available for inspection at 1700 G Street, NW, from 9 a.m. until 4 p.m. on business days or from PubliFax, OTS' Fax-on-Demand system, at (202)906-5660.

FDIC: Steven F. Hanft, FDIC Clearance Officer, (202) 898-3907.

SUPPLEMENTARY INFORMATION: Request to extend for three years with major revision the following currently approved collections of information.

Title: Interagency Bank Merger Act Application.

OCC's Title: Comptroller's Corporate Manual. The specific portions of the Comptroller's Corporate Manual covered by this notice are those that pertain to the Business Combination Application, Director Waivers, certain disclosures, and various portions to

which the OCC is making technical clarifying changes.

OMB Number

OCC: 1557-0014

OTS: 1550-0016

FDIC: 3064-0015

Form Number

OCC: None

OTS: 1639 (formerly 1588)

FDIC: 6220/01 and 6220/07

Abstract: This submission covers a revision to make uniform among the Agencies the merger application forms for both affiliated and nonaffiliated institutions. The form name is the Interagency Bank Merger Act Application. The Agencies need the information collected to insure that the proposed transactions are permissible under law and regulation and are consistent with safe and sound banking practices. The Agencies are required, for example, under the Bank Merger Act, to consider financial and managerial resources, future prospects, convenience and needs of the community, community reinvestment, and competition.

Some agencies will collect limited supplemental information in certain cases. For example, the OCC and OTS will collect information regarding Community Reinvestment Act commitments, and all agencies will require additional information on the competitive impact of proposed mergers under separate instructions.

Further, the OCC is correcting its information collection inventory to cover certain disclosures required in the Manual. This is an administrative adjustment, and does not change, in any way, the requirements on national banks. Further, the OCC is making a change to its Director Waiver's booklet of the Comptroller's Corporate Manual, adding information regarding residency waivers and retitling the booklet from Citizenship Waiver to Director Waivers. Finally, the OCC is making technical and clarifying changes to various Manual booklets. These changes are not material. The changes are technical in nature.

Current Actions: A task force of the Federal Financial Institutions Examination Council (FFIEC) has adapted, reformatted, and retitled the collection: Interagency Bank Merger Act Application, pursuant to the Riegle Community Development and Regulatory Improvement Act of 1994 (CDRI). Comments were solicited in the **Federal Register** on January 21, 1998 (63 FR 3182). The agencies received five comments on the form. The comments

are summarized in each agency's OMB submission.

Type of Review: Revision of a currently approved collection.

Frequency of Response: On occasion.

Affected Public: Businesses or other for-profit; individuals or households.

Estimated Number of Respondents

OCC:

BMA, Nonaffiliate—120; Affiliate—260.

Director Waivers, Citizenship: 6; Residency: 14.

OTS:

Nonaffiliate—60; Affiliate—5.

FDIC:

Nonaffiliate—240; Affiliate—290.

Estimated Total Annual Responses

OCC:

BMA, Nonaffiliate—120; Affiliate—260.

Director Waivers, Citizenship: 6; Residency: 14.

OTS:

Nonaffiliate—60; Affiliate—5.

FDIC:

Nonaffiliate—240; Affiliate—290.

Estimated Total Annual Burden Hours

OCC:

BMA, Nonaffiliate—3,320; Affiliate—4,520. Total: 7,840 burden hours.

Director Waivers, Citizenship: 9; Residency: 28.

OTS:

Nonaffiliate—1,800; Affiliate—90. Total: 1,890 burden hours.

FDIC:

Nonaffiliate—7,200; Affiliate—5,220. Total: 12,420 burden hours.

General Description of Report: This information collection is mandatory. 12 U.S.C. 1828(c).

Comments

Comments are invited on: (a) whether the proposed revisions to the following collection of information is necessary for the proper performance of the Agencies' functions, including whether the information has practical utility; (b) the accuracy of the Agencies' estimate of the burden of the information collections as they are proposed to be revised, including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility, and clarity of the information to be collected; (d) ways to minimize the burden of information collection on respondents, including through the use of automated collection techniques or other forms of information technology; and (e) estimates of capital or startup costs and costs of operation, maintenance, and purchase of services to provide the required information. Comments submitted in response to this notice are summarized in each Agency's OMB submission. All comments will become a matter of public record.

Dated: August 24, 1998.

Mark J. Tenhundfeld,

Assistant Director, Legislative and Regulatory Activities Division, Office of the Comptroller of the Currency.

Dated at Washington, D.C., this 17th day of September, 1998.

Federal Deposit Insurance Corporation.

Robert E. Feldman,

Executive Secretary.

Dated: August 24, 1998.

By the Office of Thrift Supervision.

Catherine C. Teti,

Director, Records Management and Information Policy.

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BILLING CODE 4810-33-P (34%); 6714-01-P (33%); 6720-01-P (33%)

DEPARTMENT OF THE TREASURY

Office of Thrift Supervision

[AC-28: OTS Nos. H-2049 and 06568]

First Capital, Inc., M.H.C., Corydon, Indiana; Approval of Conversion Application

Notice is hereby given that on October 26, 1998, the Director, Corporate Activities, Office of Thrift Supervision, or her designee, acting pursuant to delegated authority, approved the application of First Capital, Inc., M.H.C., Corydon, Indiana, to convert to the stock form of organization. Copies of the application are available for inspection at the Dissemination Branch, Office of Thrift Supervision, 1700 G Street, NW, Washington, DC 20552, and the Central Regional Office, Office of Thrift Supervision, 200 West Madison Street, Suite 1300, Chicago, Illinois 60606.

Dated: October 30, 1998.

By the Office of Thrift Supervision.

Nadine Y. Washington,

Corporate Secretary.

[FR Doc. 98-29516 Filed 11-3-98; 8:45 am]

BILLING CODE 6720-01-P