



Federal Register

**Monday,
December 9, 2002**

Part L

Farm Credit Administration

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 2002 through April 2003.

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 Executive Order 12866.

Dated: September 13, 2002.
Jeanette C. Brinkley,
Acting Secretary, Farm Credit Administration Board.

Farm Credit Administration—Prerule Stage

| Sequence Number | Title | Regulation Identification Number |
|-----------------|--|----------------------------------|
| 3960 | Loan Policies and Operations: Young, Beginning, and Small Farmers and Ranchers | 3052-AC07 |

Farm Credit Administration—Proposed Rule Stage

| Sequence Number | Title | Regulation Identification Number |
|-----------------|--|----------------------------------|
| 3961 | Loan Policies and Operations (Distressed Loan Restructuring) | 3052-AB69 |
| 3962 | Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Operations (Investments in Rural America) | 3052-AB92 |
| 3963 | Loan Policies and Operations; Funding and Fiscal Affairs, Loan Policies and Operations and Funding Operations (OFI Lending) | 3052-AB96 |
| 3964 | Loan Policies and Operations (Effective Interest Rate Disclosure) | 3052-AC04 |
| 3965 | Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Operations (Capital Adequacy—Technical Amendments) | 3052-AC05 |
| 3966 | Eligibility and Scope of Financing; Loan Policies and Operations; Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Operations; General Provisions (Credit and Related Services) | 3052-AC06 |
| 3967 | Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Operations (Capital Adequacy—Leverage Ratio) | 3052-AC08 |
| 3968 | Funding and Fiscal Affairs, Loan Policies and Operations, and Funding Operations (Capital Adequacy—Risk-Weighting Revisions) | 3052-AC09 |

Farm Credit Administration—Long-Term Actions

| Sequence Number | Title | Regulation Identification Number |
|-----------------|--|----------------------------------|
| 3969 | Organization and Functions (FCA Organization) | 3052-AB82 |
| 3970 | Farmer Mac Regulation and Oversight | 3052-AC10 |
| 3971 | Disclosure to Shareholders; Accounting and Reporting Requirements (Disclosure and Reporting Requirements) | 3052-AC11 |

Farm Credit Administration—Completed Actions

| Sequence Number | Title | Regulation Identification Number |
|-----------------|---|----------------------------------|
| 3972 | Organization (Reorganization Authorities for System Institutions) | 3052-AB86 |

FCA

Farm Credit Administration—Completed Actions (Continued)

| Sequence Number | Title | Regulation Identification Number |
|-----------------|--|----------------------------------|
| 3973 | Electronic Commerce; Disclosure to Shareholders (E-Commerce) | 3052-AC02 |

Farm Credit Administration (FCA)

Prerule Stage

3960. • LOAN POLICIES AND OPERATIONS: YOUNG, BEGINNING, AND SMALL FARMERS AND RANCHERS**Priority:** Other Significant**Legal Authority:** 12 USC 2207**CFR Citation:** 12 CFR 614.4165**Legal Deadline:** None

Abstract: The FCA is considering whether regulatory changes are needed to enhance the Farm Credit System to young, beginning, and small farmers and ranchers. Additionally, the FCA is seeking comments on the measurement and reporting of the Farm Credit System's young, beginning, and small farmer activities and performance.

Timetable:

| Action | Date | FR Cite |
|--------------------------|----------|-------------|
| ANPRM | 09/23/02 | 67 FR 59479 |
| ANPRM Comment Period End | 12/23/02 | |
| Notice of Public Meeting | 10/18/02 | 67 FR 64320 |

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

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RIN: 3052-AC07

Farm Credit Administration (FCA)

Proposed Rule Stage

3961. LOAN POLICIES AND OPERATIONS (DISTRESSED LOAN RESTRUCTURING)**Priority:** Substantive, Nonsignificant

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 to 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 clarify certain provisions of the borrower rights regulations and address unnecessary burden.

Timetable:

| Action | Date | FR Cite |
|--------|----------|---------|
| NPRM | 12/00/02 | |

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

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RIN: 3052-AB69**3962. FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS (INVESTMENTS IN RURAL AMERICA)****Priority:** Other Significant

Legal Authority: 12 USC 2013; 12 USC 2015; 12 USC 2018 to 2020; 12 USC 2073 to 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 to 2279aa-8; 12 USC 2279aa-10; 12 USC 2279aa-12

CFR Citation: 12 CFR 615**Legal Deadline:** None

Abstract: This regulation develops safety and soundness standards and other criteria for investments in rural America.

FCA

Proposed Rule Stage

Timetable:

| Action | Date | FR Cite |
|--------|----------|---------|
| NPRM | 10/00/03 | |

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 3052-AB92

3963. LOAN POLICIES AND OPERATIONS; FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS AND FUNDING OPERATIONS (OFI LENDING)

Priority: Other Significant

Legal Authority: 12 USC 2011; 12 USC 2013 to 2015; 12 USC 2017 to 2020; 12 USC 2071; 12 USC 2073 to 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 address impediments for System funding of other financing institutions (OFIs).

Timetable:

| Action | Date | FR Cite |
|--------|----------|-------------|
| ANPRM | 04/20/00 | 65 FR 21151 |

| Action | Date | FR Cite |
|----------------|----------|-------------|
| ANPRM Comment | 06/19/00 | |
| Period End | | |
| Comment Period | 06/26/00 | 65 FR 39319 |
| Extended | | |
| Public Meeting | 07/05/01 | 66 FR 35428 |
| Public Meeting | 07/19/01 | 66 FR 37681 |
| NPRM | 03/00/03 | |

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 3052-AB96

3964. LOAN POLICIES AND OPERATIONS (EFFECTIVE INTEREST RATE DISCLOSURE)

Priority: Substantive, Nonsignificant

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 to 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 clarify and provide guidance for implementing the effective interest rate disclosure requirements of the statute.

Timetable:

| Action | Date | FR Cite |
|--------|----------|---------|
| NPRM | 01/00/03 | |

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 3052-AC04

3965. FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS (CAPITAL ADEQUACY—TECHNICAL AMENDMENTS)

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 2013; 12 USC 2015; 12 USC 2018 to 2020; 12 USC 2073 to 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; ...

CFR Citation: 12 CFR 615

Legal Deadline: None

Abstract: This rulemaking would amend the capital regulations to address various issues (including Statement of Financial Accounting Standard (SFAS) 133 and preferred stock).

Timetable:

| Action | Date | FR Cite |
|--------------|----------|-------------|
| NPRM | 10/22/02 | 67 FR 64833 |
| NPRM Comment | 11/21/02 | |
| Period End | | |

Regulatory Flexibility Analysis

Required: No

FCA

Proposed Rule Stage

Small Entities Affected: No

Government Levels Affected: None

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3966. ELIGIBILITY AND SCOPE OF FINANCING; LOAN POLICIES AND OPERATIONS; FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS; GENERAL PROVISIONS (CREDIT AND RELATED SERVICES)

Priority: Substantive, Nonsignificant

Legal Authority: 12 USC 2013; 12 USC 2015; 12 USC 2017 to 2019; 12 USC 2073; 12 USC 2075; 12 USC 2093; 12 USC 2122; 12 USC 2128; 12 USC 2129; 12 USC 2143; 12 USC 2206a; 12 USC 2211 to 2213; 12 USC 2243; 12 USC 2252

CFR Citation: 12 CFR 613 to 615; 12 CFR 618

Legal Deadline: None

Abstract: This rulemaking would amend regulations to provide guidance, remove unnecessary burden, and incorporate statutory changes provided by the 2002 Farm Bill.

Timetable:

| Action | Date | FR Cite |
|--------|----------|---------|
| NPRM | 04/00/03 | |

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 3052-AC06

3967. • FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS (CAPITAL ADEQUACY—LEVERAGE RATIO)

Priority: Other Significant

Legal Authority: 12 USC 2013; 12 USC 2015; 12 USC 2018 to 2020; 12 USC 2073 to 2076; 12 USC 2093; 12 USC 2073 to 2076; 12 USC 2093; 12 USC 2122; 12 USC 2128; 12 USC 2132; 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 to 2279aa-8; ...

CFR Citation: 12 CFR 615

Legal Deadline: None

Abstract: This rulemaking would review the net collateral ratio requirements for Farm Credit banks and consider a capital leverage ratio for other Farm Credit System institutions.

Timetable:

| Action | Date | FR Cite |
|--------|----------|---------|
| NPRM | 09/00/03 | |

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 3052-AC08

3968. • FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS (CAPITAL ADEQUACY—RISK-WEIGHTING REVISIONS)

Priority: Other Significant

Legal Authority: 12 USC 2013; 12 USC 2015; 12 USC 2018 to 2020; 12 USC 2073 to 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-10; 12 USC 2279aa-12; ...

CFR Citation: 12 CFR 615

Legal Deadline: None

Abstract: This regulation would revise capital risk weightings of assets consistent with the other Federal bank regulatory agencies, risk weightings of OFI loans made by System banks, and other risk-weighting issues affecting System institutions.

Timetable:

| Action | Date | FR Cite |
|--------|----------|---------|
| NPRM | 06/00/03 | |

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

FCA

Proposed Rule Stage

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RIN: 3052-AC09

Farm Credit Administration (FCA)

Long-Term Actions

3969. ORGANIZATION AND FUNCTIONS (FCA ORGANIZATION)

Priority: Info./Admin./Other

CFR Citation: 12 CFR 600

Timetable:

| Action | Date | FR Cite |
|------------|-------|------------|
| Final Rule | To Be | Determined |

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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RIN: 3052-AB82

3970. ● FARMER MAC REGULATION AND OVERSIGHT

Priority: Other Significant

Legal Authority: Not Yet Determined

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: This regulation would consider what changes, if any, are needed to enhance the FCA regulatory and supervisory framework of Farmer Mac.

Timetable:

| Action | Date | FR Cite |
|--------------|--------------|---------|
| Begin Review | 10/01/02 | |
| Next Action | Undetermined | |

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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3971. ● DISCLOSURE TO SHAREHOLDERS; ACCOUNTING AND REPORTING REQUIREMENTS (DISCLOSURE AND REPORTING REQUIREMENTS)

Priority: Other Significant

Legal Authority: 12 USC 2252; 12 USC 2254; 12 USC 2279aa-11

CFR Citation: 12 CFR 620; 12 CFR 621

Legal Deadline: None

Abstract: This rulemaking would consider regulatory changes for disclosure and reporting requirements for FCS institutions.

Timetable:

| Action | Date | FR Cite |
|--------|-------|------------|
| NPRM | To Be | Determined |

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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Farm Credit Administration (FCA)

Completed Actions

**3972. ORGANIZATION
(REORGANIZATION AUTHORITIES
FOR SYSTEM INSTITUTIONS)****Priority:** Substantive, Nonsignificant**CFR Citation:** 12 CFR 611; 12 CFR 614**Completed:**

| Reason | Date | FR Cite |
|----------------------|----------|-------------|
| Final Rule | 04/12/02 | 67 FR 17907 |
| Final Rule Effective | 05/13/02 | 67 FR 31938 |

**Regulatory Flexibility Analysis
Required:** No**Government Levels Affected:** None**Agency Contact:** Alan Markowitz
Phone: 703 883-4498TDD Phone: 703 883-4434
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Email: markowitza@fca.gov**RIN:** 3052-AB86**3973. ELECTRONIC COMMERCE;
DISCLOSURE TO SHAREHOLDERS (E-
COMMERCE)****Priority:** Substantive, Nonsignificant**CFR Citation:** 12 CFR 609; 12 CFR 620**Completed:**

| Reason | Date | FR Cite |
|----------------------|----------|-------------|
| Final Rule | 04/08/02 | 67 FR 16627 |
| Final Rule Effective | 05/08/02 | 67 FR 30772 |

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

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