Monday,
December 13, 2004

Part XLIX

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 12 months following publication.

FOR FURTHER INFORMATION CONTACT: Cindy R. Nicholson, Technical Editor, Office of the Secretary to the Board, Farm Credit Administration, 1501 Farm Credit Drive, McLean, VA 22102, (703) 883-4125, TTY (703) 883-4056.

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.

Jeanette C. Brinkley, Secretary, Farm Credit Administration Board.

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FCA

Farm Credit Administration—Long-Term Actions

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Farm Credit Administration (FCA) Prerule Stage

3831. REGULATORY BURDEN
Priority: Substantive, Nonsignificant
Legal Authority: 12 USC 2252
CFR Citation: 12 CFR 600 to 650
Legal Deadline: None
Abstract: This action would end our evaluation of comments received from our earlier solicitation on the removal or revision of outdated, unnecessary, or burdensome regulations.

Timetable:

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Regulatory Flexibility Analysis
Required: No
Small Entities Affected: No
Government Levels Affected: None
Additional Information: FEDERAL REGISTER LIAISON: Cindy R. Nicholson, Technical Editor, Office of the Secretary to the Board, (703) 883-4125, nicholsonc@fca.gov
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Fax: 703 734–5784
Email: markowitzl@fca.gov
RIN: 3052–AC15

3832. TITLE IV CONSERVATORS, RECEIVERS, AND VOLUNTARY LIQUIDATIONS; JOINT AND SEVERAL LIABILITY—PRIORITY OF CLAIMS
Priority: Substantive, Nonsignificant
Legal Authority: 12 USC 2183; 12 USC 2243; 12 USC 2244; 12 USC 2252; 12 USC 2277a; …
CFR Citation: 12 CFR 627
Legal Deadline: None
Abstract: This rulemaking would respond to a regulatory petition to change the priority of claims from System banks under their joint and several obligations for debt issuances.

Timetable:

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Regulatory Flexibility Analysis
Required: No
Small Entities Affected: No
Government Levels Affected: None
Additional Information: FEDERAL REGISTER LIAISON: Cindy R. Nicholson, Technical Editor, Office of the Secretary to the Board, (703) 883-4125, nicholsonc@fca.gov
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RIN: 3052–AC16

3833. • FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS—CAPITAL ADEQUACY—BASEL ACCORD
Priority: Other Significant. Major status under 5 USC 801 is undetermined.
Legal Authority: 12 USC 2013; 12 USC 2015; 12 USC 2018 to 2020; …
CFR Citation: 12 CFR 615
Legal Deadline: None
Abstract: This review would assess the impact of proposed changes to the Basel Accord and consider the approaches of the other banking regulatory agencies, including changes to capital adequacy requirements for the System.
### Farm Credit Administration (FCA)

#### 3834. ASSESSMENT AND APPORTIONMENT OF ADMINISTRATIVE EXPENSES—ASSESSMENT OF FCA EXPENSES

**Priority:** Other Significant. Major status under 5 USC 801 is undetermined.

**Legal Authority:** 12 USC 2250; 12 USC 2252

**CFR Citation:** 12 CFR 607

**Legal Deadline:** None

**Abstract:** This action would review regulatory options for assessment and apportionment of Farm Credit Administration administrative expenses on System institutions.

**Timetable:**

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**Regulatory Flexibility Analysis**

- **Required:** No
- **Small Entities Affected:** No
- **Government Levels Affected:** None

**Additional Information:**

- **FEDERAL REGISTER LIAISON:** Cindy R. Nicholson, Technical Editor, Office of the Secretary to the Board, (703) 883-4125, nicholsonc@fca.gov
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  - Email: changt@fca.gov
- **RIN:** 3052–AC25

#### 3835. FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS—INVESTMENTS IN RURAL AMERICA

**Priority:** Other Significant


**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 and address other risk-weighting issues affecting System institutions.

**Timetable:**

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**Regulatory Flexibility Analysis**

- **Required:** No
- **Small Entities Affected:** No
- **Government Levels Affected:** None

**Additional Information:**

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  - Email: colemanr@fca.gov
- **RIN:** 3052–AB92
FEDERAL AGRICULTURAL MORTGAGE CORPORATION—FARMER MAC RISK–BASED CAPITAL STANDARDS

Priority: Other Significant

Legal Authority: 12 USC 2183; 12 USC 2243; 12 USC 2252; 12 USC 2279aa–11; 12 USC 2279bb; ...

CFR Citation: 12 CFR 650

Legal Deadline: None

Abstract: This rulemaking would change certain aspects of the regulatory risk-based capital standards for Farmer Mac and propose revisions for capital adequacy planning requirements.

Timetable:

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Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

3839. ORGANIZATION; STANDARDS OF CONDUCT; LOAN POLICIES AND OPERATIONS; FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERERS.: GEN. PROVISIONS; DEFINITIONS; DISCLOSURE TO SHAREHOLDERS

Priority: Other Significant

Legal Authority: 12 USC 2243; 12 USC 2252; 12 USC 2254; 12 USC 2013; 12 USC 2019


Legal Deadline: None

Abstract: This rulemaking would amend the governance of FCS institutions for enhanced oversight of management and operations; enhance disclosure requirements for FCS institution employees and directors who receive compensation from other entities; and require audit committee standards and compensation committee for all FCS lending institutions.

Timetable:

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Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: FEDERAL REGISTER LIAISON: Cindy R. Nicholson, Technical Editor, Office of the Secretary to the Board, (703) 883-4125, nicholsonc@fca.gov

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RIN: 3052–AC19

3840. ELIGIBILITY AND SCOPE OF FINANCING—SCOPE OF LENDING

Priority: Other Significant

Legal Authority: 12 USC 2013; 12 USC 2015; 12 USC 2017 to 2019; ...

URL For Public Comments:

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Agency Contact: Joe Connor, Senior Policy Analyst, Office of Secondary Market Oversight, Farm Credit Administration, 1501 Farm Credit Drive, McLean, VA 22102

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Fax: 703 883–4477

Email: connorj@fca.gov

RIN: 3052–AC17

URL For More Information:

www.fca.gov
CFR Citation: 12 CFR 613

Legal Deadline: None

Abstract: This rulemaking would revise regulations governing eligibility and scope of lending for farmers and ranchers and how “moderately priced” rural housing limits are determined.

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Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: FEDERAL REGISTER LIAISON: Cindy R. Nicholson, Technical Editor, Office of the Secretary to the Board, (703) 883-4125, nicholsonc@fca.gov

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RIN: 3052–AC24

3843. TITLE IV CONSERVATORS, RECEIVERS, AND VOLUNTARY LIQUIDATIONS—RECEIVERSHIP REPUDIATION AUTHORITIES

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 12 USC 2183; 12 USC 2243; 12 USC 2244; 12 USC 2252; 12 USC 2277a; 12 USC 2277a–7

CFR Citation: 12 CFR 627

Legal Deadline: None

Abstract: This rulemaking would amend existing FCA receivership regulations to clarify certain circumstances where the receiver would not use its repudiation authorities.

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Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: FEDERAL REGISTER LIAISON: Cindy R. Nicholson, Technical Editor, Office of the Secretary to the Board, (703) 883-4125, nicholsonc@fca.gov

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RIN: 3052–AC22

3842. BORROWER RIGHTS

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Legal Authority: 12 USC 2199; 12 USC 2200 to 2202; 12 USC 2202a; 12 USC 2202c to 2202e; 12 USC 2219e; 12 USC 2243; 12 USC 2252

CFR Citation: 12 CFR 617

Legal Deadline: None

Abstract: This rulemaking would consider regulatory changes to provide an option to borrowers who want their loans to be syndicated to waive certain borrower rights.

Timetable:

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Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: FEDERAL REGISTER LIAISON: Cindy R. Nicholson, Technical Editor, Office of the Secretary to the Board, (703) 883-4125, nicholsonc@fca.gov

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TDD Phone: 703 883–4434
Fax: 703 734–5784
Email: donnellyr@fca.gov

RIN: 3052–AC26
3844. FEDERAL AGRICULTURAL MORTGAGE CORPORATION—FARMER MAC NONPROGRAM INVESTMENTS AND LIQUIDITY

Priority: Other Significant


CFR Citation: 12 CFR 650

Legal Deadline: None

Abstract: This rulemaking would propose liquidity standards and regulatory limits for nonprogram investments permitted for Farmer Mac.

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Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: FEDERAL REGISTER LIAISON: Cindy R. Nicholson, Technical Editor, Office of the Secretary to the Board, (703) 883-4125, nicholsonc@fca.gov

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URL For Public Comments: reg-comm@fca.gov

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Fax: 703 883-4477
Email: connorj@fca.gov

RIN: 3052–AC18

3846. FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS—INVESTMENTS IN FARMERS’ NOTES

Priority: Other Significant

Legal Authority: 12 USC 2103; 12 USC 2015; 12 USC 2018 to 2020; 12 USC 2073 to 2076; . . .

CFR Citation: 12 CFR 615

Legal Deadline: None

Abstract: This rule would amend existing regulations to make credit more available to non-System lenders who make agricultural loans and to enterprises who sell agricultural supplies, equipment, and other capital goods on credit to farmers and ranchers.

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Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Additional Information: FEDERAL REGISTER LIAISON: Cindy R. Nicholson, Technical Editor, Office of the Secretary to the Board, (703) 883-4125, nicholsonc@fca.gov

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RIN: 3052–AC21
Farm Credit Administration (FCA) 

**3847. ORGANIZATION AND FUNCTIONS—FCA ORGANIZATION**

**Priority:** Info./Admin./Other  
**CFR Citation:** 12 CFR 600  
**Timetable:**

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**Regulatory Flexibility Analysis**  
**Required:** No  
**Small Entities Affected:** No  
**Government Levels Affected:** None  
**Agency Contact:** Robert Edward Donnelly  
Phone: 703 883–4498

**RIN:** 3052–AB82

Farm Credit Administration (FCA) 

**3848. LOAN POLICIES AND OPERATIONS; FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS—OFI LENDING**

**Priority:** Other Significant  
**CFR Citation:** 12 CFR 614; 12 CFR 615  
**Completed:**

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**Regulatory Flexibility Analysis**  
**Required:** No  
**Small Entities Affected:** No  
**Government Levels Affected:** None  
**Agency Contact:** Dennis K. Carpenter  
Phone: 703 883–4498  
TDD Phone: 703 883–4434  
Fax: 703 734–5784  
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**RIN:** 3052–AB96

**3849. ELIGIBILITY AND SCOPE OF FINANCING; LOAN POLICIES AND OPERATIONS; GENERAL PROVISIONS—CREDIT AND RELATED SERVICES**

**Priority:** Substantive, Nonsignificant  
**CFR Citation:** 12 CFR 613; 12 CFR 614; 12 CFR 618  
**Completed:**

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**Regulatory Flexibility Analysis**  
**Required:** No  
**Small Entities Affected:** No  
**Government Levels Affected:** None  
**Agency Contact:** Dale L. Aultman  
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**RIN:** 3052–AC06

**3850. FUNDING AND FISCAL AFFAIRS, LOAN POLICIES AND OPERATIONS, AND FUNDING OPERATIONS; CAPITAL ADEQUACY—LEVERAGE RATIO**

**Priority:** Other Significant  
**CFR Citation:** 12 CFR 615  
**Completed:**

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**Regulatory Flexibility Analysis**  
**Required:** No  
**Small Entities Affected:** No  
**Government Levels Affected:** None  
**Agency Contact:** Tong—Ching Chang  
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**RIN:** 3052–AC08

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