

§ 590.402 Conditional orders.

The Assistant Secretary may issue a conditional order at any time during a proceeding prior to issuance of a final opinion and order. The conditional order shall include the basis for not issuing a final opinion and order at that time and a statement of findings and conclusions. The findings and conclusions shall be based solely on the official record of the proceeding.

§ 590.403 Emergency interim orders.

Where consistent with the public interest, the Assistant Secretary may waive further procedures and issue an emergency interim order authorizing the import or export of natural gas. After issuance of the emergency interim order, the proceeding shall be continued until the record is complete, at which time a final opinion and order shall be issued. The Assistant Secretary may attach necessary or appropriate terms and conditions to the emergency interim order to ensure that the authorized action will be consistent with the public interest.

§ 590.404 Final opinions and orders.

The Assistant Secretary shall issue a final opinion and order and attach such conditions thereto as may be required by the public interest after completion and review of the record. The final opinion and order shall be based solely on the official record of the proceeding and include a statement of findings and conclusions, as well as the reasons or basis for them, and the appropriate order, condition, sanction, relief or denial.

§ 590.405 Transferability.

Authorizations by the Assistant Secretary to import or export natural gas shall not be transferable or assignable, unless specifically authorized by the Assistant Secretary.

§ 590.406 Compliance with orders.

Any person required or authorized to take any action by a final opinion and order of the Assistant Secretary shall file with FE, within thirty (30) days after the requirement or authorization becomes effective, a notice, under oath, that such requirement has been complied with or such authorization accepted or otherwise acted upon, unless otherwise specified in the order.

§ 590.407 Reports of changes.

Any person authorized to import or export natural gas has a continuing obligation to give the Assistant Secretary written notification, as soon as practicable, of any prospective or actual changes to the information submitted during the application process upon which the authorization was based, including, but not limited to,

changes to: the parties involved in the import or export arrangement, the terms and conditions of any applicable contracts, the place of entry or exit, the transporters, the volumes accepted or offered, or the import or export price. Any notification filed under this section shall contain the FE docket number(s) to which it relates. Compliance with this section does not relieve an importer or exporter from responsibility to file the appropriate application to amend a previous import or export authorization under this part whenever such changes are contrary to or otherwise not permitted by the existing authorization.

Subpart E—Applications for Rehearing**§ 590.501 Filing.**

(a) An application for rehearing of a final opinion and order, conditional order, or emergency interim order may be filed by any party aggrieved by the issuance of such opinion and order within thirty (30) days after issuance. The application shall be served on all parties.

(b) The application shall state concisely the alleged errors in the final opinion and order, conditional order, or emergency interim order and must set forth specifically the ground or grounds upon which the application is based. If an order is sought to be vacated, reversed, or modified by reason of matters that have arisen since the issuance of the final opinion and order, conditional order, or emergency interim order, the matters relied upon shall be set forth with specificity in the application. The application shall also comply with the filing requirements of § 590.103.

§ 590.502 Application is not a stay.

The filing of an application for rehearing does not operate as a stay of the Assistant Secretary's order, unless specifically ordered by the Assistant Secretary.

§ 590.503 Opinion and order on rehearing.

Upon application for rehearing, the Assistant Secretary may grant or deny rehearing or may abrogate or modify the final opinion and order, conditional order, or emergency interim order with or without further proceedings.

§ 590.504 Denial by operation of law.

Unless the Assistant Secretary acts upon the application for rehearing within thirty (30) days after it is filed, it is deemed to be denied. Such denial shall constitute final agency action for the purpose of judicial review.

§ 590.505 Answers to applications for rehearing.

No answers to applications for rehearing shall be entertained. Prior to

the issuance of any final opinion and order on rehearing, however, the Assistant Secretary may afford the parties an opportunity to file briefs or answers and may order that a conference, oral presentation, or trial-type hearing be held on some or all of the issues presented by an application for rehearing.

[FR Doc. 89-30270 Filed 12-28-89; 8:45 am]

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FEDERAL RESERVE SYSTEM**12 CFR Parts 202, 205, 213, and 226**

[Regs. B, E, M, and Z; Docket No. R-0682]

Equal Credit Opportunity, Electronic Fund Transfers, Consumer Leasing, and Truth in Lending; Change in Enforcement Agency; Technical Amendment

AGENCY: Board of Governors of the Federal Reserve System.

ACTION: Technical amendment.

SUMMARY: The Board is making technical amendments to its regulations to reflect the transfer of enforcement functions from the Federal Home Loan Bank Board to the Office of Thrift Supervision, pursuant to the recent FIRREA legislation.

EFFECTIVE DATE: December 29, 1989.

FOR FURTHER INFORMATION CONTACT: W. Kurt Schumacher, Staff Attorney, Division of Consumer and Community Affairs, Board of Governors of the Federal Reserve System, Washington, DC 20551 at (202) 452-2412; for the hearing impaired *only*, contact Earnestine Hill or Dorothea Thompson, Telecommunications Device for the Deaf, at (202) 452-3544.

SUPPLEMENTARY INFORMATION: The Financial Institutions Reform, Recovery, and Enforcement Act (FIRREA; Pub. L. No. 101-73, 103 Stat. 183) abolished the Federal Home Loan Bank Board and transferred its enforcement responsibilities to a new agency, the Office of Thrift Supervision.

The following amendments are hereby made to the Board's Regulations B (Equal Credit Opportunity), E (Electronic Fund Transfers), M (Consumer Leasing), and Z (Truth in Lending) to reflect this change in agency structure.

List of Subjects**12 CFR Part 202**

Banks, Banking, Civil rights, Consumer protection, Credit, Federal Reserve System, Marital status

discrimination, Minority groups, Penalties, Sex discrimination, Women.

12 CFR Part 205

Banks, Banking, Consumer protection, Electronic fund transfers, Federal Reserve System, Penalties.

12 CFR Part 213

Advertising, Consumer leasing, Truth in lending.

12 CFR Part 226

Advertising, Banks, Banking, Consumer protection, Credit, Federal Reserve System, Finance, Penalties, Rate limitations, Truth in lending.

12 CFR Chapter II is amended as follows:

PART 202—EQUAL CREDIT OPPORTUNITY

1. The authority citation for 12 CFR part 202 continues to read as follows:

Authority: 15 U.S.C. 1691–1691f.

§ 202.14 [Amended]

2. Section 202.14(a)(1) is amended by removing the phrase "Federal Home Loan Bank Board" and the parenthetical information that follows, and adding the words "Office of Thrift Supervision" in its place.

Appendix A—[Amended]

3. Appendix A is amended by removing the phrase "Savings Institutions Insured by the FSLIC and Members of the FHLB System," the parenthetical information that follows, and the next full sentence, and adding the following words in place thereof:

Savings institutions insured under the Savings Association Insurance Fund of the FDIC and federally chartered saving banks insured under the Bank Insurance Fund of the FDIC (but not including state-chartered savings banks insured under the Bank Insurance Fund).

The District Director of the Office of Thrift Supervision in the District in which the institution is located.

PART 205—ELECTRONIC FUND TRANSFERS

1. The authority citation for 12 CFR Part 205 continues to read as follows:

Authority: Pub. L. 95–630, 92 Stat. 3730 (15 U.S.C. 1693b).

§ 205.13 [Amended]

2. Section 205.13(a)(1) is amended by removing the phrase "Federal Home Loan Bank Board" and the parenthetical information that follows, and adding the

words "Office of Thrift Supervision" in its place.

PART 213—CONSUMER LEASING

1. The authority citation for 12 CFR Part 213 continues to read as follows:

Authority: Sec. 105, Truth in Lending Act, as amended by sec. 605, Pub. L. 92–221, 94 Stat. 170 (15 U.S.C. 1604).

Appendix D—[Amended]

2. Appendix D is amended by removing the phrase "Savings Institutions Insured by the FSLIC and Members of the FHLB System," the parenthetical information that follows, and the next full sentence, and adding the following words in place thereof:

Savings institutions insured under the Savings Association Insurance Fund of the FDIC and federally chartered savings banks insured under the Bank Insurance Fund of the FDIC (but not including state-chartered savings banks insured under the Bank Insurance Fund).

The District Director of the Office of Thrift Supervision in the District in which the institution is located.

PART 226—TRUTH IN LENDING

1. The authority citation for 12 CFR part 226 continues to read as follows:

Authority: Truth in Lending Act, 15 U.S.C. 1604 and sec. 2, Public Law 100–583, 102 Stat. 2960; sec. 1204(c), Competitive Equality Banking Act, Public Law 100–86, 101 Stat. 552.

Appendix I—[Amended]

2. Appendix I is amended by removing the phrase "Savings Institutions Insured by the FSLIC and Members of the FHLB System," the parenthetical information that follows, and the next full sentence, and adding the following words in place thereof:

Savings institutions insured under the Savings Association Insurance Fund of the FDIC and federally chartered savings banks insured under the Bank Insurance Fund of the FDIC (but not including state-chartered savings banks insured under the Bank Insurance Fund).

The District Director of the Office of Thrift Supervision in the District in which the institution is located.

Board of Governors of the Federal Reserve System, December 26, 1989.

William W. Wiles,
Secretary of the Board.

[FR Doc. 89–30287 Filed 12–28–89; 8:45 am]

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FEDERAL DEPOSIT INSURANCE CORPORATION

12 CFR Part 303

RIN 3064–AB03

Applications, Requests, Submittals, Delegations of Authority, and Notices of Acquisition of Control

AGENCY: Federal Deposit Insurance Corporation ("FDIC").

ACTION: Interim rule with request for comments.

SUMMARY: The FDIC is establishing interim application and notice procedures governing: (1) Requests by state savings associations to engage directly in activities (other than as agent on behalf of customers) that are not permissible for federally chartered savings associations; (2) the direct conduct (other than agent on behalf of customers) by state savings associations of activities permissible for federal savings associations but in an amount in excess of that permissible for federals; (3) the divestiture of equity investments held by state savings associations that are no longer permissible investments as a result of the enactment of the Financial Institutions Reform, Recovery, and Enforcement Act of 1989 ("FIRREA"); (4) the divestiture of "junk bonds" by state and federal savings associations; and (5) prior notice of the establishment or acquisition of a subsidiary by a state or federal savings association or the conduct of a new activity by an existing subsidiary of such institutions. Comments will be accepted on the interim rule for 60 days, after which time the FDIC will issue a final rule based upon the comments.

DATE: Effective: December 29, 1989.

Comments: Comments must be received by February 28, 1990.

ADDRESSES: Send comments to Hoyle L. Robinson, Executive Secretary, Federal Deposit Insurance Corporation, 550 17th Street, NW., Washington, DC 20429. Comments may be hand delivered to Room 6097 on business days between 8:30 a.m. and 5:00 p.m. Comments may also be inspected in Room 6097 between 8:30 a.m. and 5:00 p.m. on business days. [FAX number: (202) 347–2773 or 2775.]

FOR FURTHER INFORMATION CONTACT: Pamela E.F. LeCren, Counsel, (202) 898–3730, Legal Division, FDIC, 550 17th Street, NW., Washington, DC 20429; Daniel E. Austin, Review Examiner, (202) 898–6774, or Garfield Gimber, Examination Specialist, (202) 898–6913, Division of Supervision, FDIC, 550 17th Street, NW., Washington, DC 20429.