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DEPARTMENT OF THE TREASURY

Office of the Comptroller of the Currency

Agency Information Collection Activities: Information Collection Renewal; Comment Request; Community Reinvestment Act Qualifying Activity Confirmation Request Form

AGENCY: Office of the Comptroller of the Currency (OCC), Treasury.

ACTION: Notice and request for comment.

SUMMARY: The OCC, as part of its continuing effort to reduce paperwork and respondent burden, invites comment on a continuing information collection, as required by the Paperwork Reduction Act of 1995 (PRA). In accordance with the requirements of the PRA, the OCC may not conduct or sponsor, and the respondent is not required to respond to, an information collection unless it displays a currently valid Office of Management and Budget (OMB) control number. The OCC is soliciting comment concerning the renewal of its information collection titled, "Community Reinvestment Act Qualifying Activity Confirmation Request Form."

DATES: Comments must be received by **[INSERT DATE 60 DAYS AFTER DATE OF PUBLICATION IN THE *FEDERAL REGISTER*]**.

ADDRESSES: Commenters are encouraged to submit comments by e-mail, if possible. You may submit comments by any of the following methods:

- *E-mail*: *prainfo@occ.treas.gov*.

- *Mail*: Chief Counsel's Office, Attention: Comment Processing, Office of the Comptroller of the Currency, Attention: 1557-0356, 400 7th Street, SW, Suite 1E-216, Washington, DC 20219.
- *Hand Delivery/Courier*: 400 7th Street, SW, Suite 1E-216, Washington, DC 20219.
- *Fax*: (571) 293-4835.

Instructions: You must include "OCC" as the agency name and "1557-0356" in your comment. In general, the OCC will publish comments on *www.reginfo.gov* without change, including any business or personal information provided, such as name and address information, e-mail addresses, or phone numbers. Comments received, including attachments and other supporting materials, are part of the public record and subject to public disclosure. Do not include any information in your comment or supporting materials that you consider confidential or inappropriate for public disclosure.

Following the close of this notice's 60-day comment period, the OCC will publish a second notice with a 30-day comment period. You may review comments and other related materials that pertain to this information collection beginning on the date of publication of the second notice for this collection by the method set forth in the next bullet.

- Viewing Comments Electronically: Go to *www.reginfo.gov*. Hover over the "Information Collection Review" tab and click on "Information Collection Review" from the drop-down menu. From the "Currently under Review" drop-down menu, select "Department of the Treasury" and then click "submit." This

information collection can be located by searching OMB control number "1557-0356" or "Community Reinvestment Act Qualifying Activity Confirmation Request Form." Upon finding the appropriate information collection, click on the related "ICR Reference Number." On the next screen, select "View Supporting Statement and Other Documents" and then click on the link to any comment listed at the bottom of the screen.

For assistance in navigating *www.reginfo.gov*, please contact the Regulatory Information Service Center at (202) 482-7340.

FOR FURTHER INFORMATION CONTACT: Shaquita Merritt, Clearance Officer, (202) 649-5490, Chief Counsel's Office, Office of the Comptroller of the Currency, 400 7th Street, SW, Washington, DC 20219. If you are deaf, hard of hearing, or have a speech disability, please dial 7-1-1 to access telecommunications relay services.

SUPPLEMENTARY INFORMATION: Under the PRA (44 U.S.C. 3501 *et seq.*), Federal agencies must obtain approval from the OMB for each collection of information that they conduct or sponsor. "Collection of information" is defined in 44 U.S.C. 3502(3) and 5 CFR 1320.3(c) to include agency requests or requirements, imposed on ten or more persons, that members of the public submit reports, keep records, or provide information to a third party. Section 3506(c)(2)(A) of title 44 generally requires Federal agencies to provide a 60-day notice in the *Federal Register* concerning each proposed collection of information, including each proposed extension of an existing collection of information, before submitting the collection to OMB for approval. To comply

with this requirement, the OCC is publishing notice of the renewal of this collection.

Title: Community Reinvestment Act Qualifying Activity Confirmation Request Form.

OMB Control No.: 1557-0356.

Type of Review: Regular.

Affected Public: Businesses or other for-profit.

Description: The OCC created the "Community Reinvestment Act Qualifying Activity Confirmation Request Form" to address the need for a qualifying activities confirmation process that would allow banks and interested parties to ascertain whether an activity qualifies for consideration under the Community Reinvestment Act (CRA). The concept for such a process was well-received and strongly supported by commenters on a CRA advance notice of proposed rulemaking (ANPR) and CRA notice of proposed rulemaking (NPR), which resulted in the adoption of a qualifying activity confirmation process in the 2020 final rule.[1] Commenters on the OCC's September 2021 CRA NPR expressed continued support for a confirmation system and, thus, the OCC determined that it was important to maintain this confirmation system after adopting the 2021 CRA final rule[2] to allow for the continuation of a more effective and efficient confirmation of CRA-qualified activities. Interested parties may request that the OCC confirm that an

[1] 85 FR 34734 (June 5, 2020).

[2] The OCC currently assesses national banks' and savings associations' CRA performance under the 2021 regulatory framework, 86 FR 71328 (December 14, 2021).

activity is a qualifying activity by submitting a complete Qualifying Activity Confirmation Request Form.

Estimated Burden

Estimated Frequency of Response: On occasion.

Estimated Number of Respondents:22.

Estimated Total Annual Burden: 418 hours.

Comments submitted in response to this notice will be summarized and included in the request for OMB approval. All comments will become a matter of public record. Comments are invited on:

(a) Whether the collection of information is necessary for the proper performance of the functions of the OCC, including whether the information has practical utility;

(b) The accuracy of the OCC's estimate of the burden of the collection of information;

(c) Ways to enhance the quality, utility, and clarity of the information to be collected;

(d) Ways to minimize the burden of the collection on respondents, including through the use of automated collection techniques or other forms of information technology; and

(e) Estimates of capital or start-up costs and costs of operation, maintenance, and purchase of services to provide information.

Christian Errico,
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Office of the Comptroller of the Currency.
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