

obscene language. All submissions that have been redacted or removed that contain comments on the merits of the ICR will be retained in the public comment file and will be considered as required under the Administrative Procedure Act and other applicable laws, and may be accessible under the Freedom of Information Act.

A copy of the supporting statements for the collections of information discussed herein may be obtained by visiting <http://RegInfo.gov>.

**FOR FURTHER INFORMATION CONTACT:**

Jacob Chachkin, Special Counsel, (202) 418-5496, [jchachkin@cftc.gov](mailto:jchachkin@cftc.gov), Division of Swap Dealer and Intermediary Oversight, Commodity Futures Trading Commission, 1155 21st Street NW, Washington, DC 20581, and refer to OMB Control Numbers 3038-0088.

**SUPPLEMENTARY INFORMATION:**

*Titles:* Confirmation, Portfolio Reconciliation, Portfolio Compression, and Swap Trading Relationship Documentation Requirements for Swap Dealers and Major Swap Participants (OMB control number 3038-0088). This is a request for revision of this currently approved information collection.

*Abstract:* Pursuant to the authority granted to it by Section 731 of Title VII of the Dodd-Frank Wall Street Reform and Consumer Protection Act (Dodd-Frank Act, Pub L. No. 111-203, 124 Stat. 1376 (2010)), the Commission promulgated regulation 23.504, among others. This regulation obligates swap dealers ("SDs") and major swap participants ("MSPs") to develop and retain written swap trading relationship documentation, which is essential to ensuring that SDs and MSPs document their swaps. The ICRs for this regulation are included under OMB control number 3038-0088.

The United Kingdom ("UK") has provided formal notice of its intention to withdraw from the European Union ("EU"). This withdrawal may happen as soon as April 12, 2019 and may transpire without a negotiated agreement between the UK and EU (No-deal Brexit). To the extent this event occurs, affected SDs and MSPs may be involved in transfers of certain uncleared swaps, including uncleared swaps that were entered into before the relevant compliance dates under the CFTC Margin Rule<sup>2</sup> or the Prudential

Margin Rule and that, therefore, may not be subject to such rules, in whole or in part.

The Commission is adopting an interim final rule ("Final Rule") amending the CFTC Margin Rule such that the date used for purposes of determining whether an uncleared swap was entered into prior to an applicable compliance date will not change under the CFTC Margin Rule if the swap is transferred, and thereby amended, in accordance with the terms of the Final Rule in respect of any such transfer. In doing so, the Final Rule, subject to its requirements, allows an uncleared swap to retain its legacy status when transferred in connection with a No-deal Brexit. As a condition to the relief in the Final Rule, in certain cases, the Commission requires that the transferor of a legacy swap make certain representations to the SD or MSP that is a party to the swap in the swap trading relationship documentation relating to such transfer. The Commission proposes to revise the burden of OMB control number 3038-0088 to reflect this requirement.

*Burden Statement:* As a condition to the relief in the Final Rule, in certain cases, the Commission requires that the transferor of a legacy swap make certain representations to the SD or MSP that is a party to the swap in the swap trading relationship documentation relating to such transfer. The Commission is revising the burden of this OMB number to reflect the inclusion of this requirement in the Final Rule. Specifically, the Commission estimates that this requirement will increase the burden under OMB control number 3038-0088 as follows:

*Respondents/Affected Entities:* SDs and MSPs and their counterparties.

*Estimated Number of Respondents:* 52.

*Estimated Total Annual Burden on Respondents:* 1,404 hours.

*Frequency of Collection:* Periodically.

There are no capital costs or operating and maintenance costs associated with this collection.

(Authority: 44 U.S.C. 3501 *et seq.*)

Dated: March 26, 2019.

**Robert Sidman,**

*Deputy Secretary of the Commission.*

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<sup>2</sup> Margin Requirements for Uncleared Swaps for Swap Dealers and Major Swap Participants, 81 FR 636 (Jan. 6, 2016) ("CFTC Margin Rule"). The CFTC Margin Rule, which became effective April 1, 2016, is codified in part 23 of the Commission's regulations. 17 CFR 23.150-23.159, 23.161. The Board of Governors of the Federal Reserve System, the Federal Deposit Insurance Corporation, the Office of the Comptroller of the Currency, the Farm

Credit Administration, and the Federal Housing Finance Agency published final margin requirements in November 2015. *See* Margin and Capital Requirements for Covered Swap Entities, 80 FR 74840 (Nov. 30, 2015) ("Prudential Margin Rule").

**BUREAU OF CONSUMER FINANCIAL PROTECTION**

**Agency Information Collection Activities: Notice of Office of Management and Budget Approval of Information Collection Requirements**

**AGENCY:** Bureau of Consumer Financial Protection.

**ACTION:** Notice of approval of information collection requirements.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (PRA), the Consumer Financial Protection Bureau (Bureau) is announcing Office of Management and Budget (OMB) approval of new and revised information collection requirements contained in a final rule published in the **Federal Register** on November 22, 2016, as amended on April 25, 2017 and February 13, 2018, regarding prepaid accounts under Regulations E and Z. See the **SUPPLEMENTARY INFORMATION** section below for additional information about each OMB approval.

**FOR FURTHER INFORMATION CONTACT:**

Documentation prepared in support of these information collection requests is available at [www.reginfo.gov](http://www.reginfo.gov). Requests for additional information should be directed to Darrin King, PRA Officer, at (202) 435-9575, or email: [CFPB\\_PRA@cfpb.gov](mailto:CFPB_PRA@cfpb.gov). If you require this document in an alternative electronic format, please contact [CFPB\\_Accessibility@cfpb.gov](mailto:CFPB_Accessibility@cfpb.gov). Please do not submit comments to these email boxes.

**SUPPLEMENTARY INFORMATION:** Under the PRA (44 U.S.C. 3501 *et seq.*) the Bureau may not conduct or sponsor, and, notwithstanding any other provision of law, a respondent is not required to respond to, an information collection unless it displays a currently valid OMB control number. On October 5, 2016, the Bureau issued a final rule titled "Prepaid Accounts Under the Electronic Fund Transfer Act (Regulation E) and the Truth In Lending Act (Regulation Z)" (2016 Final Rule).<sup>1</sup> The Bureau subsequently amended the 2016 Final Rule twice, in 2017 and 2018.<sup>2</sup> The 2016 Final Rule, as subsequently amended, is referred to herein as the Prepaid Accounts Rule. Pursuant to 5 CFR 1320.11(h), the Bureau submitted the 2016 Final Rule with information collection requests (ICRs) to OMB on the date the 2016 Final Rule was published

<sup>1</sup> 81 FR 83934 (Nov. 22, 2016).

<sup>2</sup> See 82 FR 18975 (Apr. 25, 2017) and 83 FR 6364 (Feb. 13, 2018). These amendments, among other things, extended the effective date of the Prepaid Accounts Rule to April 1, 2019.

in the **Federal Register**.<sup>3</sup> The Bureau hereby announces OMB approval of the information collection requirements

contained in the Prepaid Accounts Rule and the respective OMB control

numbers currently assigned to each of the information collection requirements.

Title of collection	OMB control number	Date approved by OMB
Electronic Fund Transfer Act (Regulation E) 12 CFR 1005 .....	3170-0014	3/22/2019
Truth in Lending Act (Regulation Z) 12 CFR 1026 Pre-Paid Card Regulation <sup>4</sup> .....	3170-0050	3/22/2019

Dated: March 26, 2019.

**Darrin A. King,**

*Paperwork Reduction Act Officer, Bureau of Consumer Financial Protection.*

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## **BUREAU OF CONSUMER FINANCIAL PROTECTION**

[Docket No. CFPB-2019-0015]

### **Agency Information Collection Activities: Submission for OMB Review; Comment Request**

**AGENCY:** Bureau of Consumer Financial Protection.

**ACTION:** Notice and request for comment.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (PRA), the Bureau of Consumer Financial Protection (Bureau) is requesting to renew the Office of Management and Budget (OMB) approval for an existing information collection titled, “Consumer Response Government and Congressional Portal Boarding Forms.”

**DATES:** Written comments are encouraged and must be received on or before May 1, 2019 to be assured of consideration.

**ADDRESSES:** Comments in response to this notice are to be directed towards OMB and to the attention of the OMB Desk Officer for the Bureau of Consumer Financial Protection. You may submit comments, identified by the title of the information collection, OMB Control Number (see below), and docket number (see above), by any of the following methods:

- **Electronic:** <http://www.regulations.gov>. Follow the instructions for submitting comments.

- **Email:** [OIRA\\_submission@omb.eop.gov](mailto:OIRA_submission@omb.eop.gov).

- **Fax:** (202) 395-5806.

- **Mail:** Office of Management and Budget, New Executive Office Building, Room 10235, Washington, DC 20503.

In general, all comments received will become public records, including any personal information provided. Sensitive personal information, such as account numbers or Social Security numbers, should not be included.

#### **FOR FURTHER INFORMATION CONTACT:**

Documentation prepared in support of this information collection request is available at [www.reginfo.gov](http://www.reginfo.gov) (this link becomes active on the day following publication of this notice). Select “Information Collection Review,” under “Currently under review, use the dropdown menu “Select Agency” and select “Consumer Financial Protection Bureau” (recent submissions to OMB will be at the top of the list). The same documentation is also available at <http://www.regulations.gov>. Requests for additional information should be directed to Darrin King at (202) 435-9575, or email: [CFPB\\_PRA@cfpb.gov](mailto:CFPB_PRA@cfpb.gov). If you require this document in an alternative electronic format, please contact [CFPB\\_Accessibility@cfpb.gov](mailto:CFPB_Accessibility@cfpb.gov). Please do not submit comments to these email boxes.

#### **SUPPLEMENTARY INFORMATION:**

**Title of Collection:** Consumer Response Government and Congressional Portal Boarding Forms.

**OMB Control Number:** 3170-0057.

**Type of Review:** Revision of a currently approved collection.

**Affected Public:** State, Local, and Tribal Governments; Federal Government.

**Estimated Number of Respondents:** 60.

**Estimated Total Annual Burden Hours:** 14.

**Abstract:** Section 1013(b)(3)(A) of the Dodd-Frank Wall Street Reform and Consumer Protection Act (Act) requires the Bureau to “facilitate the centralized collection of, monitoring of, and response to consumer complaints regarding consumer financial products or services.”<sup>1</sup> The Act also requires the Bureau to “share consumer complaint information with prudential regulators, the Federal Trade Commission, other Federal agencies, and State agencies.”<sup>2</sup>

In furtherance of its statutory mandates related to consumer complaints, the Bureau utilizes Government and Congressional Portal Boarding Forms (Boarding Forms) to register users for access to secure, web-based portals. The Bureau has developed separate portals for congressional users and other government users as part of its secure web portal offerings (the “Government Portal” and the “Congressional Portal,” respectively).<sup>3</sup>

**Request for Comments:** The Bureau issued a 60-day **Federal Register** notice on December 17, 2018, 83 FR 64567, Docket Number: CFPB-2018-0040. Comments were solicited and continue to be invited on: (a) Whether the collection of information is necessary for the proper performance of the functions of the Bureau, including whether the information will have practical utility; (b) The accuracy of the Bureau’s estimate of the burden of the collection of information, including the

continue to use the 3170-0015 control number for Regulation Z.

<sup>1</sup> Codified at 12 U.S.C. 5493(b)(3)(A).

<sup>2</sup> Dodd-Frank Act section 1013(b)(3)(D), codified at 12 U.S.C. 5493(b)(3)(D).

<sup>3</sup> In addition to the boarding forms for congressional and government users, the Bureau utilizes a separate OMB-approved form to board companies onto their own distinct portal to access complaints submitted against them, through OMB Control No. 3170-0054 (Consumer Complaint Intake System Company Portal Boarding Form Information Collection System; expires July 31, 2018).

<sup>3</sup> On March 6, 2019, the Bureau published a notification in the **Federal Register** titled “Technical Specifications for Submissions to the Prepaid Account Agreements Database.” 84 FR 7979 (Mar. 6, 2019) (Technical Specifications). The Technical Specifications relate to a provision in 12 CFR 1005.19, added to Regulation E by the Prepaid Accounts Rule, which requires a prepaid account issuer to make submissions of its currently-offered prepaid account agreements on a rolling basis, in the form and manner specified by the Bureau. While the Technical Specifications do not introduce any new or revised collections of information beyond what is already contemplated

by the Prepaid Accounts Rule, for purposes of the PRA, OMB considers them as instructions for an information collection and, as such, have been included in OMB’s docket for OMB number 3170-0014.

<sup>4</sup> The Bureau divided certain proposals to amend the Bureau’s Regulation Z into separate ICRs in the OMB system (accessible at [www.reginfo.gov](http://www.reginfo.gov)) to ease the public’s ability to view and understand the individual proposals. The Bureau anticipates that it will combine OMB Number 3170-0050 into the existing control number for Regulation Z (OMB Number 3170-0015). Bureau respondents should