

In addition, the Board solicits comment on the following questions to inform potential future enhancements to the methodology:

1. As discussed above, the Board has not substantially modified the current three-tier operating fee schedule since 1993. The current fee schedule is regressive; that is, credit unions with a larger amount of total assets pay a lower marginal rate on those assets above the threshold levels for the lower tiers. Given growth and consolidation in the credit union system, the Board is interested in whether such an approach is an equitable method for allocating the agency's operating costs. There is a potentially wide range of approaches for distributing the cost of the NCUA's budget that is funded by the operating fee. For example, the Board could adopt a single, flat-rate operating fee for all credit unions with total assets that exceed a standard exemption threshold. Overall, a flat-rate operating fee would

shift costs away from relatively smaller credit unions to relatively larger ones, making the fee schedule less regressive. The Board could also make the operating fee schedule less regressive by increasing the rates for the second and third tiers on the schedule. Alternatively, adjusting the rates upward for the first and second tiers of the current operating fee would create a more regressive schedule. The Board is interested in receiving public comments on whether or how it should consider modifying the operating fee schedule and what specific aspects and conditions of the credit union system it should evaluate when making such decisions.

2. Currently, the Board does not assess an operating fee to FCUs with assets less than \$1 million. This level was most recently adjusted in 2012 for the 2013 assessment. In the past, the Board has accounted for the ability of small FCUs to pay the fees by exempting

those under this threshold from paying any fee. In light of growth in total FCU assets, and of consolidation among FCUs, the Board is interested in understanding what factors it might consider when adjusting this threshold. For example, growth in the credit union system since 2012 would suggest an exemption threshold of approximately \$1,500,000. Alternatively, the FCU Act establishes that FCUs with less than \$10,000,000 in assets do not have to apply Generally Accepted Accounting Principles, and is also the level below which a credit union could still be considered "new" under the FCU Act's prompt corrective action provisions. To inform respondents to this inquiry, the table below illustrates the number of FCUs and potential reallocated revenue, based on 2020 operating fee invoices that would result from changing the exemption threshold to various new levels.

Revenue Impact of Increasing Exclusion Level to New Minimum Level											
(counts based on 2019 Q4 Call Report, amounts based on 2020 Operating Fee Invoices)											
Rate Tier	Current Structure		Exclude FCUs with <\$1.5M assets			Exclude FCUs with <\$5M assets			Exclude FCUs with <\$10M assets		
	Count	Revenue	Count	Revenue	Change in Revenue	Count	Revenue	Change in Revenue	Count	Revenue	Change in Revenue
Total Assets less than \$1 million	180	---	180	---	---	180	---	---	180	---	---
Additional CUs with Assets between \$1 million and new minimum	N/A	N/A	60	-\$ 20,315	-\$ 20,315	401	-\$ 317,170	-\$ 317,170	765	-\$ 1,054,870	-\$ 1,054,870
Total Assets more than exclusion threshold and less than \$1,599,193,665	3,005	\$ 90,483,240	2,945	\$ 90,495,885.69	\$ 12,646	2,604	\$ 90,680,673	\$ 197,433	2,240	\$ 91,139,878	\$ 656,638
Total Assets more than \$1,599,193,665 and less than \$4,839,136,005	70	\$ 35,838,526	70	\$ 35,843,535.10	\$ 5,009	70	\$ 35,916,725	\$ 78,199	70	\$ 36,098,607	\$ 260,081
Total Assets greater than \$4,839,136,005	20	\$ 19,036,855	20	\$ 19,039,515.37	\$ 2,661	20	\$ 19,078,393	\$ 41,538	20	\$ 19,175,006	\$ 138,151
<b>Total</b>	<b>3,275</b>	<b>\$ 145,358,621</b>	<b>3,275</b>	<b>\$ 145,358,621</b>	<b>---</b>	<b>3,275</b>	<b>\$ 145,358,621</b>	<b>---</b>	<b>3,275</b>	<b>\$ 145,358,621</b>	<b>---</b>

3. The NCUA provides credit unions an annual voluntary diversity self-assessment, as authorized by law.<sup>36</sup> The NCUA Board believes that diversity coupled with inclusion should be a strategic business goal for credit unions. The Board is interested in views on whether federal credit unions that complete an annual voluntary diversity self-assessment should receive a modest discount on the FCU operating fee due in the subsequent year. How much of a discount on operating fees would be a sufficient incentive to encourage participation in the voluntary diversity self-assessment? Because Federally Insured State-Chartered Credit Unions (FISCUs) pay an operating fee to their

state regulatory agency rather than to the NCUA, what appropriate incentives could the Board provide to encourage FISCUs to participate in the survey? Alternatively, what other non-financial incentives might encourage both FCUs and FISCUs to participate?

By the National Credit Union Administration Board on July 30, 2020.

**Gerard Poliquin,**

*Secretary of the Board.*

[FR Doc. 2020-17009 Filed 8-28-20; 8:45 am]

**BILLING CODE 7535-01-P**

**NATIONAL TRANSPORTATION SAFETY BOARD**

**Sunshine Act Meetings**

**TIME AND DATE:** 9:30am, Tuesday, September 15, 2020.

**PLACE:** Virtual.

**STATUS:** The one item may be viewed by the public through webcast only.

**MATTERS TO BE CONSIDERED:** 65869 Railroad Accident Report: Collision of Two CSX Transportation Freight Trains, Carey, Ohio, August 12, 2019.

**CONTACT PERSON FOR MORE INFORMATION:** Candi Bing at (202) 590-8384 or by email at [bingc@ntsb.gov](mailto:bingc@ntsb.gov).

*Media Information Contact:* Peter Knudson by email at [peter.knudson@ntsb.gov](mailto:peter.knudson@ntsb.gov) or at (202) 314-6100.

This meeting will take place virtually. The public may view it through a live

<sup>36</sup> Section 342(b)(2)(C) of the Dodd-Frank Wall Street Reform and Consumer Protection Act, Public Law 111-203.

or archived webcast by accessing a link under “Webcast of Events” on the NTSB home page at [www.nts.gov](http://www.nts.gov).

There may be changes to this event due to the evolving situation concerning the novel coronavirus (COVID-19). Schedule updates, including weather-related cancellations, are also available at [www.nts.gov](http://www.nts.gov).

The National Transportation Safety Board is holding this meeting under the Government in the Sunshine Act, 5 U.S.C. 552(b).

Dated: August 27, 2020.

**Candi R. Bing,**

*Federal Register Liaison Officer.*

[FR Doc. 2020-19262 Filed 8-27-20; 4:15 pm]

BILLING CODE 7533-01-P

## OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION

### Privacy Act of 1974; System of Records

**AGENCY:** Occupational Safety and Health Review Commission.

**ACTION:** Notice of a Modified System of Records.

**SUMMARY:** In accordance with the Privacy Act of 1974, 5 U.S.C. 552a, as amended, the Occupational Safety and Health Review Commission (OSHRC) is revising the notice for Privacy Act system-of-records OSHRC-3.

**DATES:** Comments must be received by OSHRC on or before September 30, 2020. The revised system of records will become effective on that date, without any further notice in the **Federal Register**, unless comments or government approval procedures necessitate otherwise.

**ADDRESSES:** You may submit comments by any of the following methods:

- *Email:* [rbailey@oshrc.gov](mailto:rbailey@oshrc.gov). Include “PRIVACY ACT SYSTEM OF RECORDS” in the subject line of the message.

- *Fax:* (202) 606-5417.
- *Mail:* One Lafayette Centre, 1120 20th Street NW, Ninth Floor, Washington, DC 20036-3457.

- *Hand Delivery/Courier:* same as mailing address.

*Instructions:* All submissions must include your name, return address, and email address, if applicable. Please clearly label submissions as “PRIVACY ACT SYSTEM OF RECORDS.”

**FOR FURTHER INFORMATION CONTACT:** Ron Bailey, Attorney-Advisor, Office of the General Counsel, via telephone at (202) 606-5410, or via email at [rbailey@oshrc.gov](mailto:rbailey@oshrc.gov).

**SUPPLEMENTARY INFORMATION:** The Privacy Act of 1974, 5 U.S.C. 552a(e)(4), requires federal agencies such as OSHRC to publish in the **Federal Register** notice of any new or modified system of records. As detailed below, OSHRC is revising Public Transportation Benefit Program Records, OSHRC-3, to delete OSHRC’s regional office in Atlanta from both the System Manager(s) and System Location(s).

The notice for OSHRC-3, provided below in its entirety, is as follows.

**SYSTEM NAME AND NUMBER:**

Transportation Subsidy Program Records, OSHRC-3.

**SECURITY CLASSIFICATION:**

None.

**SYSTEM LOCATION:**

Office of the Executive Director, OSHRC, 1120 20th Street NW, Ninth Floor, Washington, DC 20036-3457.

**SYSTEM MANAGER(S):**

Support Services Specialist, Office of the Executive Director, OSHRC, 1120 20th Street NW, Ninth Floor, Washington, DC 20036-3457; (202) 606-5100.

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

29 U.S.C. 661; Executive Order 13150.

**PURPOSE(S) OF THE SYSTEM:**

This system of records is maintained for the purpose of documenting an employee’s participation in the Transportation Subsidy Program.

**CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:**

This system of records covers all current and former employees who are, or were, enrolled in the Transportation Subsidy Program.

**CATEGORIES OF RECORDS IN THE SYSTEM:**

This system of records includes information submitted by current and former participants via the OSHRC Transportation Subsidy Program Application. This form contains the employee’s name and home address. The system also contains a Pre-tax Transportation Program Application which includes the employee’s name and the last four digits of his or her social security number. Lastly, the system includes a SmartTrip form with the employee’s name.

**RECORD SOURCE CATEGORIES:**

Information in this system of records comes from applicants to, and current and former participants in, the Transportation Subsidy Program.

**ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND PURPOSES OF SUCH USES:**

In addition to disclosures generally permitted under 5 U.S.C. 552a(b), all or a portion of the records or information contained in this system of records may be disclosed as a routine use pursuant to 5 U.S.C. 552a(b)(3) under the circumstances or for the purposes described below, to the extent such disclosures are compatible with the purposes for which the information was collected:

(1) To the Department of Justice (DOJ), or to a court or adjudicative body before which OSHRC is authorized to appear, when any of the following entities or individuals—(a) OSHRC, or any of its components; (b) any employee of OSHRC in his or her official capacity; (c) any employee of OSHRC in his or her individual capacity where DOJ (or OSHRC where it is authorized to do so) has agreed to represent the employee; or (d) the United States, where OSHRC determines that litigation is likely to affect OSHRC or any of its components—is a party to litigation or has an interest in such litigation, and OSHRC determines that the use of such records by DOJ, or by a court or other tribunal, or another party before such tribunal, is relevant and necessary to the litigation.

(2) To an appropriate agency, whether federal, state, local, or foreign, charged with investigating or prosecuting a violation or enforcing or implementing a law, rule, regulation, or order, when a record, either on its face or in conjunction with other information, indicates a violation or potential violation of law, which includes civil, criminal or regulatory violations, and such disclosure is proper and consistent with the official duties of the person making the disclosure.

(3) To a federal, state, or local agency maintaining civil, criminal or other relevant enforcement information, such as current licenses, if necessary to obtain information relevant to an OSHRC decision concerning the hiring, appointment, or retention of an employee; the issuance, renewal, suspension, or revocation of a security clearance; the execution of a security or suitability investigation; the letting of a contract; or the issuance of a license, grant or other benefit.

(4) To a federal, state, or local agency, in response to that agency’s request for a record, and only to the extent that the information is relevant and necessary to the requesting agency’s decision in the matter, if the record is sought in connection with the hiring, appointment, or retention of an