

## § 312.10

shall be allocated to the Federal Deposit Insurance Corporation.

(f) The entrance fee required by this section shall be paid to the Savings Association Insurance Fund. The exit fee required by this section shall be paid to the Bank Insurance Fund.

(g) Insured deposit transfers occurring before March 21, 1990 shall not be subject to the assessment of entrance or exit fees.

[55 FR 10414, Mar. 21, 1990]

### § 312.10 Payment of entrance and exit fees.

(a) A resulting or acquiring depository institution shall be liable for the payment of the entrance and exit fees required by this part.

(b) Notwithstanding paragraph (a) of this section, an acquiring depository institution participating in an insured deposit transfer pursuant to § 312.8 or § 312.9 of this part shall pay the entrance and exit fees from the premium, and in any event, shall not be liable for the payment of that portion of the entrance and exit fees that exceeds the premium paid by such acquiring depository institution.

(c) The "conversion transaction payment date" shall be either March 31st or September 30th, whichever occurs first following the expiration of 30 days from the date the deposits are transferred.

(d) A resulting or acquiring depository institution shall pay the entrance and exit fees required by this part on the conversion transaction payment date.

(e) Notwithstanding paragraph (d) of this section, where the sum of the entrance and exit fees required to be paid by an insured depository institution pursuant to §§ 312.4, 312.5, 312.6, or 312.7 of this part exceeds \$5,000, a resulting or acquiring depository institution may, at its option, and upon notification to the Federal Deposit Insurance Corporation, pay the entrance and exit fees in equal annual installments, interest-free, over a period of not more than five years. The first such installment shall be paid on the date described in paragraph (c) of this section.

(f) Entrance and exit fees required to be paid by an insured depository institution as the result of an insured de-

## 12 CFR Ch. III (1-1-06 Edition)

posit transfer pursuant to §§ 312.8 or 312.9 of this part shall be paid on the conversion transaction payment date described in paragraph (c) of this section.

[55 FR 10414, Mar. 21, 1990]

## PART 313—PROCEDURES FOR CORPORATE DEBT COLLECTION

### Subpart A—Scope, Purpose, Definitions and Delegations of Authority

Sec.

- 313.1 Scope.
- 313.2 Purpose.
- 313.3 Definitions.
- 313.4 Delegations of authority.
- 313.5-313.19 [Reserved]

### Subpart B—Administrative Offset

- 313.20 Applicability and scope.
- 313.21 Definitions.
- 313.22 Collection.
- 313.23 Offset prior to completion of procedures.
- 313.24 Omission of procedures.
- 313.25 Debtor's rights.
- 313.26 Interest.
- 313.27 Refunds.
- 313.28 No requirement for duplicate notice.
- 313.29 Requests for offset to other federal agencies.
- 313.30 Requests for offset from other federal agencies.
- 313.31-313.39 [Reserved]

### Subpart C—Salary Offset

- 313.40 Scope.
- 313.41 Notice requirement where FDIC is creditor agency.
- 313.42 Procedures to request a hearing.
- 313.43 Failure to timely submit request for hearing.
- 313.44 Procedure for hearing.
- 313.45 Certification of debt by FDIC as creditor agency.
- 313.46 Notice of salary offset where FDIC is the paying agency.
- 313.47 Voluntary repayment agreements as alternative to salary offset where the FDIC is the creditor agency.
- 313.48 Special review of repayment agreement or salary offset due to changed circumstances.
- 313.49 Coordinating salary offset with other agencies.
- 313.50 Interest, penalties, and administrative costs.
- 313.51 Refunds.
- 313.52 Request from a creditor agency for services of a hearing official.
- 313.53 Non-waiver of rights by payments.