

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control No. 892 Department or Agency Office of State Treasurer
Rule No. 892-X-1-.18
Rule Title: Information
 New X Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? No

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? No

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer Daria Story

Date 11-7-16

(DATE FILED)
(STAMP)

Office of State Treasurer
SAFE Division

NOTICE OF INTENDED ACTION

AGENCY NAME: Office of State Treasurer

RULE NO. & TITLE:

892-X-1-.04 Collateral Pledging Levels
892-X-1-.07 Custodians
892-X-1-.18 Information

INTENDED ACTION:

The Office of State Treasurer, on behalf of the SAFE Board of Directors, proposes to amend certain existing Rules for the SAFE Program codified in Title 41, Chapter 14A, Code of Alabama 1975, as amended.

To amend Rule No. 892-X-1-.04 Collateral Pledging Levels

To amend Rule No. 892-X-1-.07 Custodians

To amend Rule No. 892-X-1-.18 Information

SUBSTANCE OF PROPOSED ACTION:

To amend Rule No. 892-X-1-.04 Collateral Pledging Levels to lower required pledging levels of Qualified Public Depositories from a range of 85% to 125% to a range of 70% to 115%.

To amend Rule No. 892-X-1-.07 Custodians to replace outdated reference to SAS70 audit to SSAE16, or similar, audit.

To amend Rule No. 892-X-1-.18 Information to direct Qualified Public Depositories to the SAFE report portal for certain information.

TIME, PLACE, MANNER OF PRESENTING VIEWS:

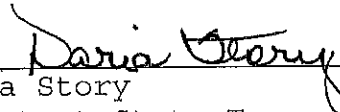
By personal appearance, mail, or electronic mail received no later than 1:00 PM CST on Friday, January 6, 2017, to: Office of State Treasurer, State Capitol S-106, 600 Dexter Avenue, Montgomery, AL 36104; telephone 334-242-7501; email daria.story@treasury.alabama.gov.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

January 6, 2017 at 1:00 PM CST at the Office of State Treasurer,
State Capitol Building, Room S-106, 600 Dexter Avenue,
Montgomery, AL 36104

CONTACT PERSON AT AGENCY:

Daria Story, Assistant State Treasurer, 334-242-7506,
daria.story@treasury.alabama.gov

A handwritten signature in cursive script that reads "Daria Story". The signature is written in black ink and is positioned above a horizontal line.

Daria Story
Assistant State Treasurer

892-X-1-18 Information.

(1) The Treasurer shall maintain a current listing of QPD's and SAFE forms at its website address www.treasury.alabama.gov, click SAFE.

(2) The total amount of all public deposits reported in the SAFE Program, and the 20% concentration level based on Net Average Public Deposits, shall be available to each QPD on the SAFE report portal. ~~on the Treasurer's website. The amount shall be updated quarterly and shall include the calculated 20% concentration level based on Net Average Public Deposits at the end of the quarter.~~

(3) Any information contained in a report by a QPD required by SAFE, which is confidential by any law of the United States or of this state, shall be considered confidential and not subject to dissemination to anyone other than the State Treasurer, SAFE Board, and SAFE staff.

Author: Daria Story, SAFE Division, Office of State Treasurer

Statutory Authority: Sections 41-14A-4 and 41-14A-6, Code of Alabama 1975, as amended.

History: **New Rule:** Filed March 28, 2001; effective May 2, 2001.

Amended: Filed September 19, 2002; effective October 24, 2002. **Amended**

(only rule number changed) : Filed January 23, 2004; effective February 27, 2004. **Amended (Rule Number Only) :** Filed January 19, 2006; effective

February 23, 2006. **Amended:** Filed August 20, 2008; effective September 24, 2008.

Amended: Filed July 20, 2011; effective November 7, 2011.