



October 5, 2026

Chief Counsel's Office
Attention: Comment Processing
Office of the Comptroller of the Currency
400 7th Street SW, Suite 1E-216
Washington, DC 20219.

Re: *OCC Rules Regarding the Availability of OCC Information*

The Conference of State Bank Supervisors ("CSBS")¹ provides the following comments on the Office of the Comptroller of the Currency's ("OCC") Notice of Proposed Rulemaking ("proposal") entitled *OCC Rules Regarding the Availability of OCC Information*.²

The OCC should permit supervised entities to disclose confidential supervisory information ("CSI") to state agencies without obtaining prior approval from the OCC, consistent with the proposed requirements in §4.14(b)(2).³ The rationales for permitting entities to share CSI with federal agencies without prior OCC approval equally apply to requests from state agencies.⁴ Just as the OCC recognizes that it may be necessary for a supervised entity to share CSI with a federal agency, and the need for OCC prior approval can cause unnecessary delays, so too, permitting entities to share CSI with a state agency under certain circumstances would reduce the regulatory burden on supervised entities and facilitate the supervisory process at the state level.⁵

Several routine corporate activities would benefit from streamlined CSI sharing with state agencies, including charter conversions, M&A transactions, and applications involving banking organizations that include entities chartered by both a state agency and the OCC (e.g., a bank holding company with a state-chartered bank subsidiary and a national trust bank affiliate). In all these instances, allowing an entity to share OCC CSI with the relevant state agency without prior approval would save time and reduce burden on supervised entities.

Where a state agency request relates to a Federal qualified payment stablecoin issuer ("FQPSI") that engages in digital asset service provider ("DASP") activities under state law, the OCC should adopt the shorter non-objection timeframe provided for demands from the Federal Reserve Board ("FRB") or Federal Deposit Insurance Corporation ("FDIC"). The OCC's implementation proposal for the GENIUS Act correctly concludes that it does not provide an independent authorization for FQPSIs to engage in DASP

¹ CSBS is the nationwide organization of state banking and financial regulators from all 50 states, the District of Columbia, and the U.S. territories. The views presented in this letter may not reflect the policy of individual states.

² OCC, Notice of Proposed Rulemaking, *OCC Rules Regarding the Availability of OCC Information*, 91 Fed. Reg. 50610 (Aug. 5, 2026).

³ See Question 15, *id.* at 50627.

⁴ See *id.* at 50622.

⁵ See *id.* at 50623.



activities, but that they may obtain that authorization under state law.⁶ States may continue to condition this authorization to engage in DASP activities on submitting to state jurisdiction, notwithstanding the OCC's exclusive visitorial authority over its issuer activities.⁷ In such cases, a state's demand is necessary to fulfill supervisory duties and equally "obvious," and may be as or more frequent as the supervisory demands made by the FRB or the FDIC. Such state requests should be treated similarly.

By permitting information sharing with states in parity with federal agencies, the OCC will provide supervised entities with greater flexibility to share CSI at the state level, improve information sharing, reduce regulatory burden, and allow both state regulators and the OCC to use resources more efficiently.

Sincerely,

A handwritten signature in blue ink, appearing to read 'B. Milhorn'.

Brandon Milhorn
President and CEO

⁶ OCC, Notice of Proposed Rulemaking, *Implementing the Guiding and Establishing National Innovation for U.S. Stablecoins Act for the Issuance of Stablecoins by Entities Subject to the Jurisdiction of the Office of the Comptroller of the Currency*, 91 Fed. Reg. 10202, 10211 (Mar. 2, 2026).

⁷ See CSBS, *Comment on OCC GENIUS Implementation NPRM*, Section I.a.ii, (May 1, 2026).