Regulatory Report

Regulatory Information for Members of the South Dakota Bankers Association

February 2010

Agencies Issue Final Rule on Fair Credit Reporting Risk-Based Pricing Regulations.

The Board of Governors of the Federal Reserve System (FRB) and the Federal Trade Commission (FTC) have issued a final rule to implement the risk-based pricing provisions in section 311 of the Fair and Accurate Credit Transactions Act (FACT Act), which amends the Fair Credit Reporting Act (FCRA). The final rule generally requires a creditor to provide a risk-based pricing notice to a consumer when the creditor uses a consumer report to grant or extend credit to the consumer on material terms that are materially less favorable than the most favorable terms available to a substantial proportion of consumers from or through that creditor. The final rule also provides for two alternative means by which creditors can determine when they are offering credit on material terms that are materially less favorable. The final rule also includes certain exceptions to the general rule, including exceptions for creditors that provide a consumer with a disclosure of the consumer's credit score in conjunction with additional information that provides context for the credit score disclosure. The final rule is effective **01/01/2011**. Copies of the final rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/E9-30678.pdf. *Federal Register*, Vol. 75, No. 10, 01/15/2010, 2724-2784.

Agencies Issue Final Rule on Risk-Based Capital Adequacy Guidelines.

The Office of the Comptroller of the Currency (OCC), Board of Governors of the Federal Reserve System (FRB), Federal Deposit Insurance Corporation (FDIC), and the Office of Thrift Supervision (OTS) (collectively, the Agencies) have issued a final rule which amends their general risk-based and advanced risk-based capital adequacy frameworks by adopting provisions that: (1) eliminate the exclusion of certain consolidated asset-backed commercial paper programs from risk-weighted assets; (2) provide for an optional two-quarter implementation delay followed by an optional two-quarter partial implementation of the effect on risk-weighted assets that will result from changes to U.S. generally accepted accounting principles; (3) provide for an optional two-quarter delay, followed by an optional two-quarter phase-in, of the application of the Agencies' regulatory limit on the inclusion of the allowance for loan and lease losses (ALLL) in tier 2 capital for the portion of the ALLL associated with the assets a banking organization consolidates as a result of changes to U.S. generally accepted accounting principles; and (4) provide a reservation of authority to permit the Agencies to require a banking organization to treat entities that are not consolidated under accounting standards as if they were consolidated for risk-based capital purposes, commensurate with the risk relationship of the banking organization to the structure. The delay and subsequent phase-in periods of the implementation will apply only to the Agencies' risk-based capital requirements, not the leverage ratio requirement. The final rule is effective **03/29/2010**. Banking organizations may elect to comply with the final rule as of the beginning of their first annual reporting period that begins after **11/15/2009**. Copies of the final rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-825.pdf. *Federal Register*, Vol. 75, No. 18, 01/28/2010, 4636-4654.

FRB Issues Final Rule on Open-End Credit under Regulation Z.

The Board of Governors of the Federal Reserve (FRB) has issued a final rule amending Regulation Z and the staff commentary to the regulation in order to implement provisions of the Credit Card Accountability Responsibility and Disclosure Act of 2009 that are effective on **02/22/2010**. The rule establishes a number of new substantive and disclosure requirements to establish fair and transparent practices pertaining to open-end consumer credit plans, including credit card accounts. In particular, the rule limits the application of increased rates to existing credit card balances, requires credit card issuers to consider a consumer's ability to make the required payments, establishes special requirements for extensions of credit to consumers who are under the age of 21, and limits the assessment of fees for exceeding the credit limit on a credit card account. The rule is effective **02/22/2010**; however mandatory compliance dates vary based on the particular provision as follows. The mandatory compliance date is **02/22/2010** for the portion of § 226.5(a)(2)(iii) regarding use of the term "fixed" and for §§ 226.5(b)(2), 226.7(b)(11), 226.7(b)(12), 226.7(b)(13), 226.9(c)(2) (except for 226.9(c)(2)(iv)(D)), 226.9(e), 226.9(g) (except for 226.9(g)(3)(ii)), 226.9(h), 226.10, 226.11(c), 226.16(f), and §§ 226.51-226.58. The mandatory compliance date for all other provisions of this final rule is **07/01/2010**. The final rule, which at press time had not been published in the *Federal Register*, may be found at: www.federalreserve.gov/newsevents/press/bcreg/bcreg20100112a1.pdf.

FDIC Issues ANPR on Incorporating Employee Compensation Criteria Into Risk Assessment System.

The Federal Deposit Insurance Corporation (FDIC) has issued an advance notice of proposed rulemaking (ANPR) regarding the topic of incorporating employee compensation criteria into its risk assessment system. FDIC seeks comment on ways that its risk-based deposit insurance assessment system (risk-based assessment system) could be changed to account for the risks posed by certain employee compensation programs. Section 7 of the Federal Deposit Insurance Act requires FDIC to establish a risk-based assessment system that incorporates statutory and other factors determined to be relevant in assessing the probability that the Deposit Insurance Fund (DIF) will incur a loss from the failure of an insured depository institution. In accordance with that mandate, FDIC is exploring whether and, if so, how to incorporate employee compensation criteria into the risk-based assessment system. FDIC does not seek to limit the amount which employees are compensated, but rather is concerned with adjusting risk-based deposit insurance assessment rates to adequately compensate the DIF for the risks inherent in the design of certain compensation programs. By doing this, FDIC seeks to provide incentives for institutions to adopt compensation programs that align employees' interests with the long-term interests of the firm and its stakeholders, including FDIC. Such incentives would also seek to promote the use of compensation programs that reward employees for internalizing the firm's focus on risk management. Comments are due **02/18/2010**. Copies of the ANPR may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-718.pdf. *Federal Register*, Vol. 75, No. 11, 01/19/2010, 2823-2826.

FDIC Issues Updated Listings of Financial Institutions in Liquidation.

- FDIC has issued a notice to announce the adoption of a policy statement concerning 12 U.S.C. 1825(b)(2) and 28 U.S.C. 2410(c) regarding financial institutions for which FDIC has been appointed either receiver, liquidator or manager. Contained in the notice is a listing of financial institutions in liquidation. The notice supersedes the listing published in the 07/02/1992 issue of the *Federal Register*, and all subsequent updates thereto, through and including the most recent update set forth in the 10/11/1996 issue of the *Federal Register*. The list constitutes the financial institutions in liquidation from **01/01/2008** through **year end 2009** and may be relied upon as "of record" notice that FDIC has been appointed receiver for purposes of the statement of policy. For information concerning the identification of any institutions which have been placed in liquidation subsequent to the date of publication, please visit FDIC's website at: www.fdic.gov/bank/individual/failed/banklist.html or contact the Manager of Receivership Oversight in the appropriate service center. The listing does not include receiverships that have been terminated by the receiver. For information concerning any receivership which has been terminated, contact the Manager of Receivership Oversight in the appropriate service center. Copies of the notice may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-1560.pdf. *Federal Register*, Vol. 75, No. 17, 01/27/2010, 4391-4394.

- FDIC has issued notice to announce it has been appointed the sole receiver for the financial institutions listed in the notice. The effective date of the appointment is effective as of the "date closed" as indicated in the listing. The list (as updated from time to time in the *Federal Register*) may be relied upon as "of record" notice that FDIC has been appointed receiver for purposes of the statement of policy published in the 07/02/1992 issue of the *Federal Register*. For further information concerning the identification of any institutions which have been placed in liquidation, please visit FDIC's website at: www.fdic.gov/bank/individual/failed/banklist.html or contact the Manager of Receivership Oversight in the appropriate service center. Copies of the notice may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2868.pdf. *Federal Register*, Vol. 75, No. 27, 02/10/2010, 6667-6668.

HUD Issues Interim Rule on HOPE for Homeowners Program.

The Department of Housing and Urban Development (HUD) has issued an interim rule to implement the changes made to the HOPE for Homeowners (H4H) program by the recently enacted Helping Families Save Their Homes Act (Act). Prior to enactment of the Act, rulemaking authority was under the Board of Directors of the HOPE for Homeowners Program (Board), and the regulations for the program are codified in a chapter of the Code of Federal Regulations (CFR) reserved for the Board. The H4H program is a temporary program that offers homeowners and existing mortgage loan holders (or servicers acting on their behalf) insurance on the refinancing of loans for distressed mortgagors to support long-term sustainable homeownership, including, among other things, allowing homeowners to avoid foreclosure. The statute also transfers program responsibility for the H4H program from the Board to the Secretary of HUD. The Board will continue in an advisory capacity to the Secretary of HUD on the implementation of the program. The interim rule is effective **03/15/2010**. Comments are due **03/15/2010**. Copies of the interim rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-263.pdf. *Federal Register*, Vol. 75, No. 7, 01/12/2010, 1686-1696.

HUD Issues Proposed Rule on Revisions to FHA Hospital Mortgage Insurance Program.

HUD has issued a proposed rule which would revise the regulations governing the Federal Housing Administration (FHA's) Section 242 Hospital Mortgage Insurance Program for the purpose of codifying, in regulation, FHA's implementation of its authority that allows hospitals to refinance existing loans, without requiring such refinancing to take place only in conjunction with the expenditure of funds for construction or renovation. The proposed rule provides the regulatory format for implementation and seeks comment on the implementation. Comments are due **03/30/2010**. Copies of the proposed rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-1488.pdf. *Federal Register*, Vol. 75, No. 19, 01/29/2010, 4964-4971.

HUD Issues Notice on National Housing Act Debenture Interest Rates.

HUD has issued a notice to announce changes in the interest rates to be paid on debentures issued with respect to a loan or mortgage insured by the Federal Housing Administration (FHA) under the provisions of the National Housing Act (Act). The interest rate for debentures issued under section 221(g)(4) of the Act during the 6-month period beginning **01/01/2010**, is **3 3/8** percent. The interest rate for debentures issued under any other provision of the Act is the rate in effect on the date that the commitment to insure the loan or mortgage was issued, or the date that the loan or mortgage was endorsed (or initially endorsed if there are two or more endorsements) for insurance, whichever rate is higher. The interest rate for debentures issued under these other provisions with respect to a loan or mortgage committed or endorsed during the 6-month period beginning **01/01/2010**, is **4 1/4** percent. However, as a result of an amendment to section 224 of the Act, if an insurance claim relating to a mortgage insured under sections 203 or 234 of the Act and endorsed for insurance after **01/23/2004**, is paid in cash, the debenture interest rate for purposes of calculating a claim shall be the monthly average yield, for the month in which the default on the mortgage occurred, on United States Treasury Securities adjusted to a constant maturity of 10 years. For convenience of reference, included in the notice is a chart of debenture interest rates applicable to mortgages committed or endorsed since 01/01/1980. Copies of the notice may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2114.pdf. *Federal Register*, Vol. 75, No. 21, 02/02/2010, 5339-5340.

HUD Issues Notice on Annual Indexing of Basic Statutory Mortgage Limits for Multifamily Housing Programs.

HUD has issued a notice to announce the annual indexing of basic statutory mortgage limits for multifamily housing programs (Dollar Amounts). The adjustments of the Dollar Amounts were calculated using the percentage change in the Consumer Price Index for All Urban Consumers (CPI) as applied by the Board of Governors of the Federal Reserve System (FRB) for purposes of the Home Ownership and Equity Protection Act (HOEPA) adjustment. The percentage change in the CPI is 0.9926 percent and the effective date of the HOEPA adjustment is **01/01/2010**. The Dollar Amounts have been adjusted correspondingly and have an effective date of **01/01/2010**. The adjusted Dollar Amounts for calendar year 2010 may be found on the chart in the notice. The notice is effective **01/01/2010**. Copies of the notice may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2361.pdf. *Federal Register*, Vol. 75, No. 23, 02/04/2010, 5800.

HUD Seeks Comment on New Information Collection Regarding Requirements for Multifamily Project Mortgage Insurance.

HUD seeks comment on a new information collection entitled Technical Processing Requirements for Multifamily Project Mortgage Insurance. The information collection is analyzed by HUD during the four technical discipline phases of an application for mortgage insurance—underwriting, valuation, architectural, and mortgage credit analysis. HUD performs each phase during the application process to ensure the financial, physical, and environmental soundness of the project, as well as the potential insurance risk. Comments are due **04/12/2010**. Copies of the notice may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2834.pdf. *Federal Register*, Vol. 75, No. 27, 02/10/2010, 6683.

FEMA Issues Final Flood Elevation Determinations.

- The Federal Emergency Management Agency (FEMA) has made final Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs for communities in the states of **Alaska**, **Minnesota**, **Mississippi**, **Ohio**, **Tennessee**, **Texas** and **Wisconsin**. The BFEs and modified BFEs are the basis for the floodplain management measures that each community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). The effective date is the date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the maps are available for inspection as indicated on the table in the final rule. Copies of the final rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-907.pdf. *Federal Register*, Vol. 75, No. 12, 01/20/2010, 3171-3178.

- FEMA has made final Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs for communities in the states of **Alabama**, **Michigan**, **New Mexico** and **Ohio**, and the commonwealth of **Kentucky**. The BFEs and modified BFEs are the basis for the floodplain management measures that each community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). The effective date is the date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the maps are available for inspection as indicated on the table in the final rule. Copies of the final rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2477.pdf. *Federal Register*, Vol. 75, No. 24, 02/05/2010, 5894-5897.

FEMA Issues Final Rules on Suspension of NFIP Community Eligibility.

- FEMA has issued a final rule which identifies communities in the states of **Alaska**, **Kansas**, **Minnesota**, **Mississippi**, **Ohio**, **Tennessee**, **Texas**, **West Virginia** and **Wisconsin**, where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP), that are scheduled for suspension from the NFIP on the effective dates listed within the final rule because of noncompliance with the floodplain management requirements of the program. If FEMA receives documentation that the community has adopted the required floodplain management measures prior to the effective suspension date given in the final rule, the suspension will not occur and a notice of this will be provided by publication in the *Federal Register* on a subsequent date. The effective date of each community's scheduled suspension is the third date listed in the third column of the tables in the final rule. Copies of the final rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-1414.pdf. *Federal Register*, Vol. 75, No. 16, 01/26/2010, 4000-4004.

- FEMA has issued a final rule which identifies communities in the states of **Alabama**, **Michigan**, **Mississippi**, **New Mexico**, **Ohio**, **Oregon**, **Texas**, **Wisconsin** and **Wyoming**, and the commonwealth of **Kentucky**, where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP), that are scheduled for suspension from the NFIP on the effective dates listed within the final rule because of noncompliance with the floodplain management requirements of the program. If FEMA receives documentation that the community has adopted the required floodplain management measures prior to the effective suspension date given in the final rule, the suspension will not occur and a notice of this will be provided by publication in the *Federal Register* on a subsequent date. The effective date of each community's scheduled suspension is the third date listed in the third column of the tables in the final rule. Copies of the final rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2487.pdf. *Federal Register*, Vol. 75, No. 24, 02/05/2010, 5890-5893.

- FEMA has issued a final rule which identifies a community in the state of **Tennessee**, where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP), that is scheduled for suspension from the NFIP on the effective date listed within the final rule because of noncompliance with the floodplain management requirements of the program. If FEMA receives documentation that the community has adopted the required floodplain management measures prior to the effective suspension date given in the final rule, the suspension will not occur and a notice of this will be provided by publication in the *Federal Register* on a subsequent date. The effective date of the community's scheduled suspension is the third date listed in the third column of the table in the final rule. Copies of the final rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2479.pdf. *Federal Register*, Vol. 75, No. 24, 02/05/2010, 5893-5894.

- FEMA has issued a final rule which identifies communities in the states of **Arkansas**, **Louisiana**, **Mississippi**, **New York**, **Ohio**, **Oregon**, **Tennessee**, **West Virginia** and **Wisconsin**, where the sale of flood insurance has been authorized under the National Flood Insurance Program (NFIP), that are scheduled for suspension from the NFIP on the effective dates listed within the final rule because of noncompliance with the floodplain management requirements of the program. If FEMA receives documentation that the community has adopted the required floodplain management measures prior to the effective suspension date given in the final rule, the suspension will not occur and a notice of this will be provided by publication in the *Federal Register* on a subsequent date. The effective date of each community's scheduled suspension is the third date listed in the third column of the tables in the final rule. Copies of the final rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2615.pdf. *Federal Register*, Vol. 75, No. 25, 02/08/2010, 6120-6123.

FEMA Issues Proposed Flood Elevation Determinations.

- Technical information or comment is requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for communities in the states of **Alabama**, **Arkansas**, **Illinois**, **Louisiana**, **Maryland**, **Michigan**, **Ohio**, **Oklahoma**, **Oregon**, **South Carolina** and **Texas**, and the commonwealth of **Kentucky**. The BFEs and modified BFEs are a part of the floodplain management measures that the community is required either to adopt or show evidence of having in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). Comments are due **05/06/2010**. Copies of the proposed rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2478.pdf. *Federal Register*, Vol. 75, No. 24, 02/05/2009, 5909-5925.

- Technical information or comment is requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for communities in the states of **Arkansas**, **Louisiana**, **Oklahoma** and **Texas**. The BFEs and modified BFEs are a part of the floodplain management measures that the community is required either to adopt or show evidence of having in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). Comments are due **05/06/2010**. Copies of the proposed rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2493.pdf. *Federal Register*, Vol. 75, No. 24, 02/05/2009, 5925-5929.

- Technical information or comment is requested on the proposed Base (1% annual-chance) Flood Elevations (BFEs) and proposed BFE modifications for communities in the states of **Alaska**, **Arkansas**, **Illinois**, **Kansas**, **Mississippi**, **Missouri**, **Nebraska**, **New York**, **North Dakota**, **Ohio**, **South Carolina** and **Wisconsin**. The BFEs and modified BFEs are a part of the floodplain management measures that the community is required either to adopt or show evidence of having in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). Comments are due **05/11/2010**. Copies of the proposed rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-

2920.pdf. *Federal Register*, Vol. 75, No. 27, 02/10/2009, 6600-6612.

FEMA Issues Corrections to Proposed Flood Elevation Determinations.

- FEMA has issued a correction to previously issued proposed flood elevation determinations for the state of **California**. On **09/08/2009**, FEMA published in the *Federal Register* a proposed rule that contained an erroneous table. This proposed rule provides corrections to that table, to be used in lieu of the information previously published. The table provided in this proposed rule represents the flooding source, location of referenced elevation, effective and modified elevation, and communities affected for **Napa County**, **California** and **Incorporated Areas**. The correction addresses several flooding sources. Copies of the correction may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/C1-2009-21472.pdf. *Federal Register*, Vol. 75, No. 15, 01/25/2010, 3885-3886.

- FEMA has issued a correction to previously issued proposed flood elevation determinations for the state of **Arkansas**. On **09/08/2009**, FEMA published in the *Federal Register* a proposed rule that contained an erroneous table. This proposed rule provides corrections to that table, to be used in lieu of the information previously published. The table provided in this proposed rule represents the flooding source, location of referenced elevation, effective and modified elevation, and communities affected for **Carroll County**, **Arkansas** and **Incorporated Areas**. Specifically, it addresses flooding source **Leatherwood Creek**. Copies of the correction may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2490.pdf. *Federal Register*, Vol. 75, No. 24, 02/05/2010, 5929-5930.

- FEMA has issued a correction to previously issued proposed flood elevation determinations for the state of **North Dakota**. On **05/26/2009**, FEMA published in the *Federal Register* a proposed rule that contained an erroneous table. This proposed rule provides corrections to that table, to be used in lieu of the information previously published. The table provided in this proposed rule represents the flooding source, location of referenced elevation, effective and modified elevation, and communities affected for **Ransom County**, **North Dakota** and **Incorporated Areas**. Specifically, it addresses flooding source **Sheyenne River**. Copies of the correction may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2491.pdf. *Federal Register*, Vol. 75, No. 24, 02/05/2010, 5930-5931.

FinCEN Issues Final Rule on Expansion of Special Information Sharing Procedures.

The Financial Crimes Enforcement Network (FinCEN) has issued a final rule to amend the relevant Bank Secrecy Act (BSA) information sharing rules to allow certain foreign law enforcement agencies, and state and local law enforcement agencies, to submit requests for information to financial institutions. The final rule also clarifies that FinCEN itself, on its own behalf and on behalf of other appropriate components of the Department of the Treasury (Treasury), may submit such requests. Modification of the information sharing rules is a part of Treasury’s continuing effort to increase the efficiency and effectiveness of its anti-money laundering and counter-terrorist financing policies. The final rule is effective **02/10/2010**. Copies of the final rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2928.pdf. *Federal Register*, Vol. 75, No. 27, 02/10/2010, 6560-6570.

FinCEN Seeks Applications for BSA Advisory Group Membership.

FinCEN seeks nominations of financial institutions and trade groups for membership on the Bank Secrecy Act Advisory Group (Advisory Group). New members will be selected for three-year membership terms. The Annunzio-Wylie Anti-Money Laundering Act required the Secretary of the Treasury to establish an Advisory Group consisting of representatives from federal regulatory and law enforcement agencies, financial institutions, and trade groups with members subject to the requirements of the Bank Secrecy Act (BSA), 31 CFR 103 et seq. or Section 6050I of the Internal Revenue Code. The Advisory Group is the means by which the Secretary of the Treasury receives advice on the operations of BSA. Ultimately, the Advisory Group will make policy recommendations to the Secretary of the Treasury on issues considered. Nominations must be received by **02/24/2010**. Copies of the notice may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-1260.pdf. *Federal Register*, Vol. 75, No. 15, 01/25/2010, 3967-3968.

OFAC Makes Changes to Lists.
The Office of Foreign Assets Control (OFAC) has amended its lists of Specially Designated Global Terrorists, Specially Designated Nationals and Blocked Persons, and Specially Designated Narcotics Trafficker Kingpins. The documents listing these changes may be obtained from the Association office or viewed at: www.treas.gov/offices/enforcement/ofac/actions.

IRS Seeks Comment on Lifetime Income Options for Retirement Plan Participants and Beneficiaries.
The Internal Review Service (IRS) seeks comment on lifetime income options for participants and beneficiaries of retirement plans. The Department of Labor (DOL) and the Department of Treasury (Treasury) (collectively, the Agencies) are currently reviewing the rules under the Employee Retirement Income Security Act (ERISA) and the plan qualification rules under the Internal Revenue Code (Code) to determine whether, and, if so, how, the Agencies could or should enhance, by regulation or otherwise, the retirement security of participants in employer-sponsored retirement plans and in individual retirement arrangements (IRAs) by facilitating access to, and use of, lifetime income or other arrangements designed to provide a lifetime stream of income after retirement. Comments are due **05/03/2010**. Copies of the notice may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2028.pdf. *Federal Register*, Vol. 75, No. 21, 02/02/2010, 5253-5258.

FHFA Issues Final Rule on Reporting of Fraudulent Financial Instruments.
The Federal Housing Finance Agency (FHFA) has issued a final rule that requires Federal National Mortgage Association (Fannie Mae), the Federal Home Loan Mortgage Corporation (Freddie Mac), and each Federal Home Loan Bank (collectively, regulated entities) to submit a timely report to FHFA upon discovery that it has purchased or sold a fraudulent loan or financial instrument, or suspects a possible fraud relating to the purchase or sale of any loan or financial instrument. The final rule also requires the regulated entities to establish and maintain internal controls, policies, procedures, and operational training programs to ensure that any fraudulent loan or financial instrument or possible fraudulent loan or financial instrument is discovered and reported. The final rule is effective **02/26/2010**. Copies of the final rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-1641.pdf. *Federal Register*, Vol. 75, No. 17, 01/27/2010, 4255-4259.

FHFA Issues Proposed Rule on Minority and Women Inclusion.
FHFA seeks comment on a proposed rule regarding inclusion of minority and women in all business and activities of certain regulated entities pursuant to the Housing and Economic Recovery Act (HERA). Section 1116 of HERA amended section 1319A of the Federal Housing Enterprises Financial Safety and Soundness Act, requiring FHFA, Federal National Mortgage Association (Fannie Mae), Federal Home Loan Mortgage Corporation (Freddie Mac), and Federal Home Loan Banks to promote diversity and the inclusion of minorities and women in all business and activities of these entities. The proposed rule would implement those provisions. Written comments are due **03/12/2010**. Copies of the proposed rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-111.pdf. *Federal Register*, Vol. 75, No. 6, 01/11/2010, 1289-1296.

FHFA Issues Proposed Rule on Minimum Capital for FHFA-Regulated Entities.
FHFA seeks comment on a proposed rule to effect a provision of the Federal Housing Enterprises Financial Safety and Soundness Act that provides for a temporary increase in the minimum capital level for entities regulated by FHFA—Federal National Mortgage Association (Fannie Mae), Federal Home Loan Mortgage Corporation (Freddie Mac) and the Federal Home Loan Banks. The proposed rule provides clarity regarding standards for imposing a temporary increase, for rescinding such an increase and a time frame for review of such an increase. Comments must be received on or before **04/09/2010**. Copies of the proposed rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2677.pdf. *Federal Register*, Vol. 75, No. 25, 02/08/2010, 6151-6154.

FCA Issues Proposed Rule on Farmer Mac Funding and Fiscal Affairs Risk-Based Capital Requirements.
The Farm Credit Administration (FCA) has issued a proposed rule to amend its regulations on the Risk-Based Capital Stress Test (Model) used by the Federal Agricultural Mortgage Corporation (Farmer Mac). FCA has proposed to update the Model to address recent additions to Farmer Mac's program authorities, specifically the authority for Farmer Mac to finance rural utility loans. FCA has also proposed to revise the existing treatment of risk mitigations of general obligations for the AgVantage Plus program and related structures, as established in Version 3.0 of the

Model. Finally, FCA has proposed to revise the treatment of counterparty risk on non-program investments in the Model by adjusting the haircuts applied to those investments to keep the Model consistent with statutory requirements for calculating Farmer Mac's regulatory minimum capital level. Comments are due **03/08/2010**. Copies of the proposed rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-1205.pdf. *Federal Register*, Vol. 75, No. 14, 01/22/2010, 3647-3656.

CCC Issues Proposed Rule on Biomass Crop Assistance Program.

The Commodity Credit Corporation (CCC) has issued a proposed rule to implement the new Biomass Crop Assistance Program (BCAP) authorized by the Food, Conservation, and Energy Act of 2008. BCAP is intended to assist agricultural and forest land owners and operators with the establishment and production of eligible crops including woody biomass in selected project areas for conversion to bioenergy, and the collection, harvest, storage, and transportation of eligible material for use in a biomass conversion facility. The proposed rule specifies the requirements for eligible participants, biomass conversion facilities, and biomass crops and materials. Comments are due **04/09/2010**. Copies of the proposed rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2556.pdf. *Federal Register*, Vol. 75, No. 25, 02/08/2010, 6264-6288.

CFTC Issues Proposed Rule on Off-Exchange Retail Foreign Exchange Transactions and Intermediaries.

The Commodity Futures Trading Commission (CFTC) has issued a proposed rule to adopt a comprehensive regulatory scheme to implement the CFTC Reauthorization Act (CRA) with respect to off-exchange transactions in foreign currency with members of the retail public (i.e., retail forex transactions). The Commodity Exchange Act, as amended by the CRA, generally provides that CFTC's jurisdiction extends to contracts of sale of a commodity for future delivery (or an option on such a contract) or an option (other than an option executed or traded on a national securities exchange), and to certain leveraged or margined contracts in foreign currency that are offered to or entered into with retail customers. CFTC has proposed a scheme that would put in place requirements for, among other things, registration, disclosure, recordkeeping, financial reporting, minimum capital, and other operational standards, based on both CFTC's existing regulations for commodity interest transactions and commodity interest intermediaries, as well as rules of the National Futures Association (NFA) that are already existing with respect to retail forex transactions offered by NFA's members. Additionally, the proposal would amend existing regulations as needed to clarify their application to, and inclusion in, the new regulatory scheme for retail forex. Comments are due **03/22/2010**. Copies of the proposed rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-456.pdf. *Federal Register*, Vol. 75, No. 12, 01/20/2010, 3282-3330.

SEC Issues Final Rule on Custody of Client Funds or Securities by Investment Advisers.

The Securities and Exchange Commission (SEC) has issued a final rule which adopts amendments to the custody and recordkeeping rules under the Investment Advisers Act and related forms. The amendments are designed to provide additional safeguards under the Advisers Act when a registered adviser has custody of client funds or securities by requiring such an adviser, among other things: (1) to undergo an annual surprise examination by an independent public accountant to verify client assets; (2) to have the qualified custodian maintaining client funds and securities send account statements directly to the advisory clients; and (3) unless client assets are maintained by an independent custodian (i.e., a custodian that is not the adviser itself or a related person), to obtain, or receive from a related person, a report of the internal controls relating to the custody of those assets from an independent public accountant that is registered with and subject to regular inspection by the Public Company Accounting Oversight Board. The final rule is effective **03/12/2010**. An investment adviser required to obtain a surprise examination must enter into a written agreement with an independent public accountant that provides that the first examination will take place by **12/31/2010**. An investment adviser is also required to obtain or receive an internal control report because it or a related person maintains client assets as a qualified custodian must obtain or receive an internal control report within six months of the effective date. SEC has also issued an interpretive guidance regarding independent public accountant engagements. The guidance is outlined in the following paragraph. Copies of the final rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-18.pdf. *Federal Register*, Vol. 75, No. 6, 01/11/2010, 1456-14925.

SEC Issues Guidance Regarding Independent Public Accountant Engagements.
SEC has published an interpretive guidance for independent public accountants in connection with the adoption of amendments to Rule 206(4)-2 under the Investment Advisers Act (the Custody Rule). The guidance provides direction with respect to the independent verification and internal control report as required under the amended Custody Rule. Rule 206(4)-2(a) generally requires that client funds and securities of which an investment adviser has custody under the rule be verified by actual examination at least once during each calendar year by an independent public accountant, pursuant to a written agreement, between the investment advisor and the accountant, at a time that is chosen by the accountant without prior notice or announcement to the investment advisor and that is irregular from year to year. The guidance is effective **03/12/2010**. The SEC final rule which implemented the custody and recordkeeping rules under the Investment Advisers Act, and related forms, is highlighted in the previous paragraph. Copies of the guidance may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-19.pdf. *Federal Register*, Vol. 75, No. 6, 01/11/2010, 1492-1494.

SEC Issues Final Rule on Shareholder Approval of Executive Compensation of TARP Recipients.
SEC has issued a final rule to adopt amendments to the proxy rules under the Securities Exchange Act to set forth certain requirements for U.S. registrants subject to Section 111(e) of the Emergency Economic Stabilization Act (Act). Section 111(e) of the Act requires companies that have received financial assistance under the Troubled Asset Relief Program (TARP) to permit a separate shareholder advisory vote to approve the compensation of executives, as disclosed pursuant to the compensation disclosure rules of SEC, during the period in which any obligation arising from financial assistance provided under TARP remains outstanding. Companies that have received financial assistance under TARP are required to provide a separate shareholder vote during the period in which any obligation arising from financial assistance provided under TARP remains outstanding. The shareholder vote required by the Act is not binding on the board of directors of a TARP recipient, and such vote will not be construed as overruling a board decision or as creating or implying any additional fiduciary duty on the board. The vote also will not be construed to restrict or limit the ability of shareholders to make proposals for inclusion in proxy materials related to executive compensation. The amendments are intended to help implement this requirement by specifying and clarifying it in the context of the federal proxy rules. The final rule is effective **02/18/2010**. Copies of the final rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-756.pdf. *Federal Register*, Vol. 75, No. 11, 01/19/2010, 2789-2795.

SEC Issues Proposed Rule on Risk Management Controls for Brokers or Dealers with Market Access.
SEC seeks comment on a new Rule 15c3-5 under the Securities Exchange Act (Exchange Act) that would require brokers or dealers with access to trading directly on an exchange or alternative trading system (ATS), including those providing sponsored or direct market access to customers or other persons, to implement risk management controls and supervisory procedures reasonably designed to manage the financial, regulatory, and other risks of this business activity. Given the increased speed and automation of trading on securities exchanges and ATSs today, and the growing popularity of sponsored or direct market access arrangements where broker-dealers allow customers to trade in those markets electronically using the broker-dealers' market participant identifiers, SEC is concerned that the various financial and regulatory risks that arise in connection with such access may not be appropriately and effectively controlled by all broker-dealers. SEC believes it is critical that broker-dealers, which under the current regulatory structure are the only entities that may be members of exchanges and, as a practical matter, constitute the majority of subscribers to ATS, appropriately control the risks associated with market access, so as not to jeopardize their own financial condition, that of other market participants, the integrity of trading on the securities markets, and the stability of the financial system. Comments are due **03/29/2010**. Copies of the proposed rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-1269.pdf. *Federal Register*, Vol. 75, No. 16, 01/26/2010, 4007-4031.

SEC Issues Proposed Rule on Purchases of Certain Equity Securities by Issuer.
SEC has issued a proposed rule to amend Rule 10b-18 under the Securities Exchange Act which provides issuers with a "safe harbor" from liability for manipulation when they repurchase their common stock in the market in accordance with the Rule's manner, timing, price, and volume conditions. Rule 10b-18's safe harbor conditions are designed to minimize the market impact of the issuer's repurchase,

thereby allowing the market to establish a security's price based on independent market forces without undue influence by the issuer. Rule 10b-18, however, is not the exclusive means of making non-manipulative issuer repurchases. Given the widely varying market characteristics for the stock of different issuers, it is possible for issuer repurchases to be made outside of the safe harbor conditions and not be manipulative. Since Rule 10b-18's adoption in 1982, there have been significant market changes with respect to trading strategies and developments in automated trading systems and technology that have increased the speed of trading and changed the profile of how issuer repurchases are affected. The proposed amendments are intended to clarify and modernize the safe harbor provisions in light of market developments since Rule 10b-18's adoption. Comments are due **03/01/2010**. Copies of the proposed rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-1856.pdf. *Federal Register*, Vol. 75, No. 19, 01/29/2010, 4713-4728.

SEC Seeks Comment on Equity Market Structure Concept Release.

SEC has announced that it is conducting a broad review of the current equity market structure. The review includes an evaluation of equity market structure performance in recent years and an assessment of whether market structure rules have kept pace with, among other things, changes in trading technology and practices. To help further its review, SEC has published a concept release to invite public comment on a wide range of market structure issues, including high frequency trading, order routing, market data linkages, and undisplayed, or "dark," liquidity. SEC intends to use the comments to help determine whether regulatory initiatives to improve the current equity market structure are needed and, if so, the specific nature of such initiatives. Comments are due **04/21/2010**. Copies of the concept release may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-1045.pdf. *Federal Register*, Vol. 75, No. 13, 01/21/2010, 3594-3614.

NCUA Issues Final Rule to Withdraw Unfair or Deceptive Acts or Practices Rule.

The National Credit Union Administration has issued a final rule to remove its unfair or deceptive acts or practices rule (UDAP Rule) because its stipulations have become unnecessary due to the enactment of the Credit Card Accountability Responsibility and Disclosure Act (Credit CARD Act), and due to amendments to Regulation Z implementing the Credit CARD Act. On **01/29/2009**, jointly with Board of Governors of the Federal Reserve System (FRB) and Office of Thrift Supervision (OTS), NCUA published a final rule and staff commentary amending its UDAP Rule. The UDAP Rule also included technical clarifications and was scheduled to become effective on **07/01/2010**. For procedural reasons, the substantive requirements of the UDAP Rule will be removed effective **07/01/2010**. It is NCUA's intent that only the technical clarifications of the UDAP Rule become effective and that the substantive requirements will not take effect. The final rule applies only to NCUA's regulations and does not affect the rules issued by FRB and OTS. The final rule is effective **07/01/2010**. Copies of the final rule may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2311.pdf. *Federal Register*, Vol. 75, No. 27, 02/10/2010, 6558-6560.

NCUA Extends Comment Period on Chartering and Field of Membership Proposal.

NCUA has issued a notice to announce the extension of the comment period for a proposed rule, issued on **12/17/2009** in the *Federal Register*, regarding chartering and field of membership for federal credit unions. The proposed rule would amend NCUA's chartering and field of membership manual to update its community chartering policies and define the terms "rural district" and "in danger of insolvency" for emergency merger purposes. NCUA has received several requests to extend the comment period set in the proposed rule and has determined to extend the comment period for an additional 45 days. Comments are now due **04/15/2010**. Copies of the notice may be obtained from the Association office or viewed at: http://edocket.access.gpo.gov/2010/pdf/2010-2605.pdf. *Federal Register*, Vol. 75, No. 25, 02/08/2010, 6151.

Proposed Rules and Comment Due Dates

	Agency	Proposed Rule	Federal Register Publication Date and Page Number	Comment Due Date
*	**Commodity Credit Corporation (CCC)**	Biomass Crop Assistance Program.	*Federal Register*, Vol. 75, No. 25, 02/08/2010, 6264-6288.	**Apr. 09, 2010**
*	**Commodity Futures Trading Commission (CFTC)**	Off-Exchange Retail Foreign Exchange Transactions and Intermediaries.	*Federal Register*, Vol. 75, No. 12, 01/20/2010, 3282-3330.	**Mar. 22, 2010**
*	**Farm Credit Administration (FCA)**	Farmer Mac Funding and Fiscal Affairs Risk-Based Capital Requirements.	*Federal Register*, Vol. 75, No. 14, 01/22/2010, 3647-3656.	**Mar. 08, 2010**
*	**Federal Deposit Insurance Corporation (FDIC)**	**ANPR:** Incorporating Employee Compensation Criteria Into Risk Assessment System.	*Federal Register*, Vol. 75, No. 11, 01/19/2010, 2823-2826.	**Feb. 18, 2010**
	FDIC	ANPR on Safe Harbor Protection in Connection with Securitization Rule.	*Federal Register*, Vol. 75, No. 4, 01/07/2010, 934-942.	**Feb. 22, 2010**
	Federal Financial Institutions Examination Council (FFIEC)	Reverse Mortgage Products Guidance.	*Federal Register*, Vol. 74, No. 240, 12/16/2009, 66652-66660.	**Feb. 16, 2010**
*	**Federal Housing Finance Agency (FHFA)**	Minority and Women Inclusion.	*Federal Register*, Vol. 75, No. 6, 01/11/2010, 1289-1296.	**Mar. 12, 2010**
*	**FHFA**	Minimum Capital for FHFA-Regulated Entities.	*Federal Register*, Vol. 75, No. 25, 02/08/2010, 6151-6154.	**Apr. 09, 2010**
*	**Financial Crimes Enforcement Network (FinCEN)**	Applications for BSA Advisory Group Membership.	*Federal Register*, Vol. 75, No. 15, 01/25/2010, 3967-3968.	**Feb. 24, 2010**
	Housing and Urban Development, Dept. of (HUD)	SAFE Mortgage Licensing Act.	*Federal Register*, Vol. 74, No. 239, 12/15/2009, 66548-66562.	**Feb. 16, 2010**
*	**HUD**	**INTERIM RULE:** HOPE for Homeowners Program.	*Federal Register*, Vol. 75, No. 7, 01/12/2010, 1686-1696.	**Mar. 15, 2010** (Interim rule effective: **Mar. 15, 2010**.)
*	**HUD**	Revisions to FHA Hospital Mortgage Insurance Program.	*Federal Register*, Vol. 75, No. 19, 01/29/2010, 4964-4971.	**Mar. 30, 2010**
*	**HUD**	Requirements for Multifamily	*Federal Register*, Vol.	**Apr. 12, 2010**

		Project Mortgage Insurance.	75, No. 27, 02/10/2010, 6683.	
*	**Internal Revenue Service (IRS)**	Lifetime Income Options for Retirement Plan Participants and Beneficiaries.	*Federal Register*, Vol. 75, No. 21, 02/02/2010, 5253-5258.	**May 03, 2010**
	National Credit Union Administration (NCUA)	Corporate Credit Unions.	*Federal Register*, Vol. 74, No. 235, 12/09/2009, 65210-65293.	**Mar. 09, 2010**
*	**NCUA**	**EXTENDED:** Comment Period on Chartering and Field of Membership Proposal.	*Federal Register*, Vol. 75, No. 25, 02/08/2010, 6151.	**Apr. 15, 2010**
	Office of Thrift Supervision (OTS)	Revisions to Thrift Financial Report.	*Federal Register*, Vol. 74, No. 245, 12/23/2009, 68326-68331.	**Jan. 22, 2010** (The regulatory reporting revisions take effect: **Mar. 31, 2010** and **Dec. 31, 2010**.)
*	**Securities and Exchange Commission (SEC)**	Purchases of Certain Equity Securities by Issuer.	*Federal Register*, Vol. 75, No. 19, 01/29/2010, 4713-4728.	**Mar. 01, 2010**
*	**SEC**	Risk Management Controls for Brokers or Dealers with Market Access.	*Federal Register*, Vol. 75, No. 16, 01/26/2010, 4007-4031.	**Mar. 29, 2010**
*	**SEC**	Equity Market Structure Concept Release.	*Federal Register*, Vol. 75, No. 13, 01/21/2010, 3594-3614.	**Apr. 21, 2010**
	Small Business Administration (SBA)	**INTERIM FINAL RULE:** Loan Program for Certain Secondary Market Broker-Dealers.	*Federal Register*, Vol. 74, No. 222, 11/19/2009, 59891-59902.	**Feb. 17, 2010** (Interim final rule effective: **Nov. 19, 2009**.)

** Denotes new item in the chart*

Final Rules and Effective Dates

Agency	Final Rule	Federal Register Publication Date and Page Number	Effective Date
Commodity Futures Trading Commission (CFTC)	Model Privacy Form.	*Federal Register*, Vol. 74, No. 229, 12/01/2009, 62890-62994.	**Dec. 31, 2009** (Certain amendments effective: **Jan. 01, 2012**.)
Federal Deposit Insurance Corporation (FDIC)	**CORRECTIONS:** Annual Independent Audits and Reporting Requirements.	*Federal Register*, Vol. 74, No. 137, 07/20/2009, 35726-35761. *Federal Register*, Vol. 74, No. 154, 08/12/2009, 40478-40479.	**Aug. 06, 2009** (Compliance date delayed until: **Dec. 31, 2009**.) (Sec. 363.1(b)(1)(ii) effective: **Jun. 15, 2010**.)
FDIC	Model Privacy Form.	*Federal Register*, Vol. 74, No. 229, 12/01/2009, 62890-62994.	**Dec. 31, 2009** (Certain amendments effective: **Jan. 01, 2012**.)
* **FDIC**	Updated Listing of Financial Institutions in Liquidation.	*Federal Register*, Vol. 75, No. 17, 01/27/2010, 4391-4394. *Federal Register*, Vol. 75, No. 27, 02/10/2010, 6667-6668.	Issued: **Jan. 27, 2010** Issued: **Feb. 10, 2010**
* **FDIC**	Risk-Based Capital Adequacy Guidelines.	*Federal Register*, Vol. 75, No. 18, 01/28/2010, 4636-4654.	**Mar. 29, 2010**
FDIC	Accuracy and Integrity of Information Furnished to Consumer Reporting Agencies under FACT Act.	*Federal Register*, Vol. 74, No. 125, 07/01/2009, 31484-31528.	**Jul. 01, 2010**
* **Federal Housing Finance Agency (FHFA)**	Reporting of Fraudulent Financial Instruments.	*Federal Register*, Vol. 75, No. 17, 01/27/2010, 4255-4259.	**Feb. 26, 2010**
Federal Reserve System (FRB)	**EXTENSION:** Compliance Date for Unlawful Gambling Enforcement Act's Regulation GG.	*Federal Register*, Vol. 74, No. 229, 12/01/2009, 62687-62688.	**Jan. 19, 2009** (New compliance date: **Jun. 01, 2010**.)

FRB	Regulation Z: Truth In Lending Act and Home Ownership and Equity Protection Act (HOEPA).	*Federal Register*, Vol. 73, No. 147, 07/30/2008, 44522-44614.	**Oct. 01, 2009** (Sec. 226.35(b)(3) effective: **Apr. 01, 2010**; but for loans secured by manufactured housing **Oct. 01, 2010**.)
FRB	Regulation CC Check-Processing Operations Consolidation.	*Federal Register*, Vol. 74, No. 198, 10/15/2009, 52875-52877.	Fourth and Eleventh Districts effective: **Oct. 17, 2009**. Fourth and Twelfth Districts effective: **Nov. 14, 2009**. Consolidation of all check-processing operations to Federal Reserve Bank of Cleveland: **First Quarter of 2010**.
FRB	Model Privacy Form.	*Federal Register*, Vol. 74, No. 229, 12/01/2009, 62890-62994.	**Dec. 31, 2009** (Certain amendments effective: **Jan. 01, 2012**.)
FRB	Regulation E and Overdraft Services.	*Federal Register*, Vol. 74, No. 220, 11/17/2009, 59033-59056.	**Jan. 19, 2010** (Mandatory compliance: **Jul. 01, 2010**.)
* **FRB**	Open-End Credit under Regulation Z.	www.federalreserve.gov/newsevents/press/bcreg/bcreg20100112a1.pdf	**Feb. 22, 2010** (Mandatory compliance date is **Feb. 22, 2010** for the portion of § 226.5(a)(2)(iii) regarding use of the term "fixed" and for §§ 226.5(b)(2), 226.7(b)(11), 226.7(b)(12), 226.7(b)(13), 226.9(c)(2) (except for 226.9(c)(2)(iv)(D)), 226.9(e), 226.9(g)

				(except for 226.9(g)(3)(ii)), 226.9(h), 226.10, 226.11(c), 226.16(f), and §§ 226.51-226.58.) (Mandatory compliance date for all other provisions is **Jul. 01, 2010**.)
	FRB	Regulation CC.	*Federal Register*, Vol. 75, No. 2, 01/05/2010, 219-221.	**Feb. 27, 2010**
*	**FRB**	Risk-Based Capital Adequacy Guidelines.	*Federal Register*, Vol. 75, No. 18, 01/28/2010, 4636-4654.	**Mar. 29, 2010**
	FRB	UDAP.	*Federal Register*, Vol. 74, No. 18, 01/29/2009, 5498-5584.	**Jul. 01, 2010**
	FRB	Regulation Z: Non-Home Secured Open-End Credit.	*Federal Register*, Vol. 74, No. 18, 01/29/2009, 5244-5498.	**Jul. 01, 2010**
	FRB	Accuracy and Integrity of Information Furnished to Consumer Reporting Agencies under FACT Act.	*Federal Register*, Vol. 74, No. 125, 07/01/2009, 31484-31528.	**Jul. 01, 2010**
*	**FRB**	Fair Credit Reporting Risk-Based Pricing Regulations.	*Federal Register*, Vol. 75, No. 10, 01/15/2010, 2724-2784.	**Jan. 01, 2011**
	Federal Trade Commission (FTC)	Model Privacy Form.	*Federal Register*, Vol. 74, No. 229, 12/01/2009, 62890-62994.	**Dec. 31, 2009** (Certain amendments effective: **Jan. 01, 2012**.)
	FTC	Accuracy and Integrity of Information Furnished to Consumer Reporting Agencies under FACT Act.	*Federal Register*, Vol. 74, No. 125, 07/01/2009, 31484-31528.	**Jul. 01, 2010**
*	**FTC**	Fair Credit Reporting Risk-Based Pricing Regulations.	*Federal Register*, Vol. 75, No. 10, 01/15/2010, 2724-2784.	**Jan. 01, 2011**
*	**Financial Crimes Enforcement Network (FinCEN)**	Expansion of Special Information Sharing Procedures.	*Federal Register*, Vol. 75, No. 27, 02/10/2010, 6560-6570.	**Feb. 10, 2010**
*	**Housing and Urban**	**NOTICE:** Annual Indexing of	*Federal Register*, Vol.	**Jan. 01, 2010**

	Development, Dept. of (HUD)	Basic Statutory Mortgage Limits for Multifamily Housing Programs.	75, No. 23, 02/04/2010, 5800.	
*	**HUD**	**NOTICE:** National Housing Act Debenture Interest Rates.	*Federal Register*, Vol. 75, No. 21, 02/02/2010, 5339-5340.	Issued: **Feb. 02, 2010**
*	**HUD**	**INTERIM RULE:** HOPE for Homeowners Program.	*Federal Register*, Vol. 75, No. 17, 01/27/2010, 4391-4394.	**Mar. 15, 2010** (Comments due: **Mar. 15, 2010**.)
	National Credit Union Administration (NCUA)	Model Privacy Form.	*Federal Register*, Vol. 74, No. 229, 12/01/2009, 62890-62994.	**Dec. 31, 2009** (Certain amendments effective: **Jan. 01, 2012**.)
	NCUA	UDAP.	*Federal Register*, Vol. 74, No. 18, 01/29/2009, 5498-5584.	**Jul. 01, 2010**
*	**NCUA**	Withdrawal of UDAP.	*Federal Register*, Vol. 75, No. 27, 02/10/2010, 6558-6560.	**Jul. 01, 2010**
	NCUA	Accuracy and Integrity of Information Furnished to Consumer Reporting Agencies under FACT Act.	*Federal Register*, Vol. 74, No. 125, 07/01/2009, 31484-31528.	**Jul. 01, 2010**
	Office of the Comptroller of the Currency (OCC)	Model Privacy Form.	*Federal Register*, Vol. 74, No. 229, 12/01/2009, 62890-62994.	**Dec. 31, 2009** (Certain amendments effective: **Jan. 01, 2012**.)
*	**OCC**	Risk-Based Capital Adequacy Guidelines.	*Federal Register*, Vol. 75, No. 18, 01/28/2010, 4636-4654.	**Mar. 29, 2010**
	OCC	Accuracy and Integrity of Information Furnished to Consumer Reporting Agencies under FACT Act.	*Federal Register*, Vol. 74, No. 125, 07/01/2009, 31484-31528.	**Jul. 01, 2010**
	Office of Thrift Supervision (OTS)	Model Privacy Form.	*Federal Register*, Vol. 74, No. 229, 12/01/2009, 62890-62994.	**Dec. 31, 2009** (Certain amendments effective: **Jan. 01, 2012**.)
*	**OTS**	Risk-Based Capital Adequacy Guidelines.	*Federal Register*, Vol. 75, No. 18, 01/28/2010, 4636-4654.	**Mar. 29, 2010**
	OTS	UDAP.	*Federal Register*, Vol.	**Jul. 01, 2010**

		74, No. 18, 01/29/2009, 5498-5584.	
OTS	Accuracy and Integrity of Information Furnished to Consumer Reporting Agencies under FACT Act.	*Federal Register*, Vol. 74, No. 125, 07/01/2009, 31484-31528.	**Jul. 01, 2010**
Securities and Exchange Commission (SEC)	Interactive Data to Improve Financial Reporting.	*Federal Register*, Vol. 74, No. 26, 02/10/2009, 6776-6821.	**Apr. 13, 2009** through **Oct. 31, 2014**
SEC	Indexed Annuities and Certain Other Insurance Contracts.	*Federal Register*, Vol. 74, No. 11, 01/16/2009, 3138-3176.	Sec. 240.12h-7 effective: **May 01, 2009**. Sec. 230.151A effective: **Jan. 12, 2011**.
SEC	**INTERIM FINAL TEMPORARY RULE EXTENSION:** Eligible Credit Default Swaps.	*Federal Register*, Vol. 74, No. 179, 09/17/2009, 47719-47725.	**Sep. 17, 2009** (Expiration date for the Interim final rule extended from **Sep. 25, 2009** to **Nov. 30, 2010**.)
SEC	**INTERIM FINAL TEMPORARY RULE:** Disclosure of Certain Money Market Fund Portfolio Holdings.	*Federal Register*, Vol. 74, No. 183, 09/23/2009, 48376-48381.	**Sep. 18, 2009** through **Sep. 17, 2010**
SEC	**EXTENDED:** Compliance Date for Filing Attestation Reports by Non-Accelerated Filers.	*Federal Register*, Vol. 74, No. 200, 10/19/2009, 53628-53631.	**Dec. 18, 2009** Sec. 210.2-02T and 229.308T effective through: **Dec. 15, 2010**
SEC	Model Privacy Form.	*Federal Register*, Vol. 74, No. 229, 12/01/2009, 62890-62994.	**Dec. 31, 2009** (Certain amendments effective: **Jan. 01, 2012**.)
SEC	Extension of Certain Filing Accommodations.	*Federal Register*, Vol. 74, No. 243, 12/21/2009, 67812-67815.	**Dec. 31, 2009** (Final rule will apply to asset-backed securities filed on or before **Dec. 31, 2010**.)
* **SEC**	Shareholder Approval of Executive Compensation of TARP Recipients.	*Federal Register*, Vol. 75, No. 11, 01/19/2010, 2789-2795.	**Feb. 18, 2010**
SEC	Proxy Disclosure	*Federal Register*, Vol.	**Feb. 28, 2010**

		Enhancements.	74, No. 245, 12/23/2009, 68334-68367.	
*	**SEC**	Custody of Client Funds or Securities by Investment Advisers.	*Federal Register*, Vol. 75, No. 6, 01/11/2010, 1456-14925.	**Mar. 12, 2010**
*	**SEC**	Independent Public Account Engagements.	*Federal Register*, Vol. 75, No. 6, 01/11/2010, 1492-1494.	**Mar. 12, 2010**
	SEC	**EXTENSION:** Compliance Date on Regulation S-AM.	*Federal Register*, Vol. 74, No. 217, 11/12/2009, 58204-58205.	**Jun. 01, 2010**
	Small Business Administration (SBA)	**INTERIM FINAL RULE:** Loan Program for Certain Secondary Market Broker-Dealers.	*Federal Register*, Vol. 74, No. 222, 11/19/2009, 59891-59902.	**Nov. 19, 2009** (Comments due: **Feb. 17, 2010**.)
	SBA	**NOTICE:** Waiver Extension on Gulf Opportunity Pilot Loan Program.	*Federal Register*, Vol. 74, No. 187, 09/29/2009, 49905.	**Sep. 30, 2010**
	SBA	**EXTENSION:** Export Express Pilot Program.	*Federal Register*, Vol. 74, No. 238, 12/14/2009, 66175.	Program extended to: **Dec. 31, 2010**
	SBA	**EXTENSION:** Community Express Pilot Program.	*Federal Register*, Vol. 75, No. 2, 01/05/2010, 473.	Program extended to: **Dec. 31, 2010**
	SBA	**NOTICE:** New Markets Tax Credit Pilot Loan Program.	*Federal Register*, Vol. 71, No. 192, 10/04/2006, 58658-58659.	Program expires: **Sep. 30, 2011**
	Treasury, Dept. of (Treasury)	**EXTENSION:** Compliance Date for Unlawful Gambling Enforcement Act's Regulation GG.	*Federal Register*, Vol. 74, No. 229, 12/01/2009, 62687-62688.	**Jan. 19, 2009** (New compliance date: **Jun. 01, 2010**.)

* *Denotes new item in the chart*