

NATIONAL CREDIT UNION ADMINISTRATION**12 CFR Ch. VII****Semiannual Regulatory Agenda**

AGENCY: National Credit Union Administration (NCUA).

ACTION: Semiannual regulatory agenda.

SUMMARY: Pursuant to its ongoing policy of reviewing regulations, NCUA is publishing a list of current and projected rulemakings, reviews of existing regulations, and completed actions as of January 31, 2008, to be included in the Unified Agenda of Federal Regulatory and Deregulatory Actions.

DATES: This information is current as of February 28, 2008.

ADDRESSES: National Credit Union Administration, 1775 Duke Street, Alexandria, Virginia 22314-3428.

FOR FURTHER INFORMATION CONTACT: For each regulation listed, the person(s) named in the listing, at the above address, unless otherwise noted, or listed telephone number.

SUPPLEMENTARY INFORMATION: The purpose of this agenda is to enable credit unions and the public to follow regulatory development and review at NCUA and to participate in that process more effectively. Entries for the agenda appear in one of five possible categories: Prerule stage; proposed rule stage; final rule stage; completed/withdrawn actions; or long-term actions.

The agenda is published pursuant to NCUA Interpretive Ruling and Policy Statement Number 87-2 "Developing and Reviewing Government Regulations," 54 FR 35231 (September 18, 1987), which sets out NCUA's policy and procedures for developing and reviewing its regulations. NCUA's policy is to ensure that regulations impose only the minimum required burdens on credit unions, consumers, and the public; are appropriate for the size of the financial institution it regulates; are issued only after full public participation; and are clear and understandable. Further, NCUA undertakes to review all regulations every 3 years to clarify and simplify existing regulations and eliminate redundant and unnecessary provisions.

Approved by the NCUA Board on March 6, 2008.

NAME: Mary Rupp,
Secretary of the Board.

The 26 Regulatory Agendas

National Credit Union Administration - PreRule

Title	Regulation Identifier Number
Member Business Loans	3133-AD42

National Credit Union Administration - Proposed Rule

Title	Regulation Identifier Number
Designation of Low-Income Status, Receipt of Secondary Capital Accounts by Low-Income-Designated Credit Unions and Community Development Revolving Loan Program for Credit Unions	3133-AC98
Incidental Powers	3133-AD12
Credit Union Service Organizations	3133-AD20
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Mergers, Conversion From Credit Union Charter, and Account Insurance Termination	3133-AD40
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Freedom of Information Act and Privacy Act	3133-AD44
The Official Advertising Statement	3133-AD45
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National Credit Union Administration - Final Rule

Title	Regulation Identifier Number
Privacy of Consumer Financial Information	3133-AC84
Fair and Accurate Credit Transactions Act Furnisher Rule: Accuracy Guidelines and Rules	3133-AC92
Fair and Accurate Credit Transactions Act Direct Disputes With Furnishers Rule	3133-AC93
Organization and Operation of Federal Credit Unions	3133-AD22
Sales of Nondeposit Investments	3133-AD25
Merger of Federally Insured Credit Unions; Voluntary Terminations or Conversion of Insured Status	3133-AD28

National Credit Union Administration - Long-term Action

Title	Regulation Identifier Number
Nondiscrimination in Federally Assisted Programs	3133-AC59

National Credit Union Administration - Completed Action

Title	Regulation Identifier Number
Regulatory Publication and Review	3133-AC78
Fair and Accurate Credit Transactions Act (FACTA) Red Flag Guidelines and Rule	3133-AC90
Fair and Accurate Credit Transactions Act (FACTA) Address Reconciliation Rule	3133-AC91
Fair and Accurate Credit Transactions Act (FACTA)--Affiliate Use of Information for Marketing Solicitations	3133-AD00
Permissible Foreign Currency Investments for FCUs	3133-AD34
Purchase, Sale, and Pledge of Eligible Obligations	3133-AD37
Procedures for Debt Collection	3133-AD39

National Credit Union Administration (NCUA)

RIN: 3133-AD42

 [View Related Documents](#)

Title: Member Business Loans

Abstract: NCUA plans to publish an advance notice of proposed rulemaking to solicit public comments on how best to address a range of issues relating to member business loans (MBLs) including MBL participation, loan to value ratio for construction and development loans, and investment property, underwriting by credit union service organizations.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: PreRule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 723 (To search for a specific CFR, visit the [Code of Federal Regulations](#))

Legal Authority: 12 USC 1756; 12 USC 1757 to 1757(a); 12 USC 1766; 12 USC 1785; 12 USC 1789; ...

Legal Deadline: None

Timetable:

Action	Date	FR Cite
ANPRM	09/00/2008	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

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National Credit Union Administration (NCUA)

RIN: 3133-AC98

 [View Related Documents](#)

Title: Designation of Low-Income Status, Receipt of Secondary Capital Accounts by Low-Income-Designated Credit Unions and Community Development Revolving Loan Program for Credit Unions

Abstract: NCUA is considering rules to enable credit unions to document their low-income membership more easily and simplify NCUA's ability to update geographic differentials to be used when applying the annual income standards when designating low-income credit unions and making community development revolving loans.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 701.34; 12 CFR 705.3 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 1752(5), 1757, 1766; 42 USC 9822 and 9822 note

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	05/00/2008	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

RIN Information URL: www.ncua.gov

Public Comment URL: www.regulations.gov

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National Credit Union Administration (NCUA)

RIN: 3133-AD12

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Title: Incidental Powers

Abstract: NCUA is considering issuing a proposed rule to update its incidental powers rule to include additional examples of activities NCUA deems to be within the incidental powers of a Federal credit union.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 721 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 1757(17); 12 USC 1766; 12 USC 1789

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	06/00/2008	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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National Credit Union Administration (NCUA)

RIN: 3133-AD20

 [View Related Documents](#)
Title: Credit Union Service Organizations**Abstract:** NCUA is considering amendments that would make several changes to the existing rule, including the elimination of a section dealing with requests for amendments.**Priority:** Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Proposed Rule**Major:** Undetermined**Unfunded Mandates:** No**CFR Citation:** 12 CFR 712 (To search for a specific CFR, visit the [Code of Federal Regulations](#))**Legal Authority:** 12 USC 1756; 12 USC 1757(5)(D); 12 USC 1757(F)(I); 12 USC 1266; 12 USC 1782a**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
NPRM	05/00/2008	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** No**Small Entities Affected:** No**Federalism:** No**Energy Affected:** No

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National Credit Union Administration (NCUA)

RIN: 3133-AD31

 [View Related Documents](#)
Title: Corporate Credit Unions**Abstract:** This is an amendment to make several changes to the current rule, including some new definitions and provisions relating to membership capital, net economic valuation, and accounting for mergers.**Priority:** Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Proposed Rule**Major:** No**Unfunded Mandates:** No**CFR Citation:** 12 CFR 704 (To search for a specific CFR, visit the [Code of Federal Regulations](#))

Legal Authority: 12 USC 1766(a); 12 USC 1789

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	07/00/2008	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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National Credit Union Administration (NCUA)

RIN: 3133-AD38

 [View Related Documents](#)

Title: Interagency Appraisal and Evaluation Guidelines

Abstract: NCUA and other Federal financial regulators intend to issue guidance to clarify and interpret appraisal and evaluation regulations to reflect revisions to the Uniform Standards of Professional Appraisal Practice and the evolution of collateral valuation practices.

Priority: Other Significant

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 722 (To search for a specific CFR, visit the [Code of Federal Regulations](#))

Legal Authority: 12 USC 3335 et seq; 12 USC 1757; 12 USC 1768

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	08/00/2008	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: Business

Federalism: No

Energy Affected: No

RIN Information URL: www.ncua.gov

Public Comment URL: www.regulations.gov

Related Agencies: Joint : OCC; Joint :
FRS; Joint : FDIC; Joint : OTS

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National Credit Union Administration (NCUA)

RIN: 3133-AD40

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Title: Mergers, Conversion From Credit Union Charter, and Account Insurance Termination

Abstract: NCUA is considering whether to amend its current regulations or issue new regulations to address various transactions regarding merger, conversion from credit union charter, and account insurance termination.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: Not Yet Determined (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 1752(7), 1766, 1785, 1786 and 1789

Legal Deadline: None

Timetable:

Action	Date	FR Cite
ANPRM	01/30/2008	73 FR 5461
NPRM Comment Period Extended	02/28/2008	73 FR 10697
ANPRM Comment Period End	03/31/2008	
ANPRM Comment Period End	04/30/2008	
NPRM	07/00/2008	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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National Credit Union Administration (NCUA)

RIN: 3133-AD41

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Title: Loans in Areas Having Special Flood Hazards; Interagency Questions and Answers Regarding Flood Insurance; Notice

Abstract: The National Credit Union Administration, in conjunction with the Office of the Comptroller of the Currency, the Federal Reserve Board, the Federal Deposit Insurance Corporation, the Office of Thrift Supervision, and the Farm Credit Administration, is revising the Interagency Questions and Answers Regarding Flood Insurance to help financial institutions meet their responsibilities under the Federal flood insurance legislation and to increase public understanding of their flood regulations.

Priority: Info./Admin./Other

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 760 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 1757, 1789; 42 USC 4012a, 4104a to 4104b, 4106, 4128

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	03/21/2008	73 FR 15259
NPRM Comment Period End	05/20/2008	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Federalism: No

Energy Affected: No

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National Credit Union Administration (NCUA)

RIN: 3133-AD43

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Title: Prompt Corrective Action; Calculation of Post-Merger Net Worth

Abstract: Rulemaking to amend parts 702 and 704 to implement the Net Worth for Credit Unions Act.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 702; 12 CFR 704 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: Net Worth for Credit Unions Act; 12 USC 1790d(0)(2)

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	11/00/2008	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Federalism: No

Energy Affected: No

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National Credit Union Administration (NCUA)

RIN: 3133-AD44

 [View Related Documents](#)
Title: Freedom of Information Act and Privacy Act**Abstract:** Revisions to update and clarify NCUA's Freedom of Information Act and Privacy Act regulations.**Priority:** Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Proposed Rule**Major:** No**Unfunded Mandates:** No**CFR Citation:** 12 CFR 792 (To search for a specific CFR, visit the [Code of Federal Regulations](#))**Legal Authority:** 5 USC 301; 5 USC 552; 5 USC 552(a); 12 USC 1789**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
NPRM	05/00/2008	
NPRM Comment Period End	07/00/2008	
Final Action	09/00/2008	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Undetermined**Small Entities Affected:** No**Federalism:** No**Energy Affected:** No

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National Credit Union Administration (NCUA)

RIN: 3133-AD45

 [View Related Documents](#)
Title: The Official Advertising Statement**Abstract:** The NCUA Board is revising its rule governing advertising requirements to permit insured credit unions to use the basic form of the official advertising statement, a shortened form, or the official insurance sign in advertisements.**Priority:** Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Proposed Rule

Major: No**Unfunded Mandates:** No**CFR Citation:** 12 CFR 740 (To search for a specific CFR, visit the [Code of Federal Regulations](#))**Legal Authority:** 12 USC 1766; 12 USC 1781; 12 USC 1785; 12 USC 1789**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
NPRM	05/00/2008	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** No**Small Entities Affected:** Business**Federalism:** No**Energy Affected:** No

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National Credit Union Administration (NCUA)**RIN:** 3133-AD46 [View Related Documents](#)**Title:** Investment and Deposit Activities

Abstract: NCUA plans to issue a proposed rule to revise part 703, Investment and Deposit Activities. The proposal will revise part 703 to update and clarify a number of provisions in the rule. Among the proposals being considered are credit concentration limits and derivative pilot programs.

Priority: Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Proposed Rule**Major:** No**Unfunded Mandates:** No**CFR Citation:** 12 CFR 703 (To search for a specific CFR, visit the [Code of Federal Regulations](#))**Legal Authority:** 12 USC 1757(7); 12 USC 1757(8); 12 USC 1757(15)**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
NPRM	06/00/2008	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** No**Small Entities Affected:** No**Federalism:** No**Energy Affected:** No

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National Credit Union Administration (NCUA)

RIN: 3133-AC84

 [View Related Documents](#)**Title:** Privacy of Consumer Financial Information**Abstract:** NCUA issued an interagency ANPRM and proposed rule and will issue a final rule on model privacy notices and ways financial institutions can make them clear and conspicuous.**Priority:** Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Final Rule**Major:** No**Unfunded Mandates:** Undetermined**CFR Citation:** 12 CFR 716 (To search for a specific CFR, visit the [Code of Federal Regulations](#))**Legal Authority:** 15 USC 6801 et seq**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
ANPRM	12/30/2003	68 FR 75164
ANPRM Comment Period End	03/29/2004	
NPRM	03/29/2007	72 FR 14939
Correction	04/09/2007	72 FR 16875
NPRM Comment Period End	05/29/2007	
Final Action	10/00/2008	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** Undetermined**Federalism:** Undetermined

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National Credit Union Administration (NCUA)

RIN: 3133-AC92

 [View Related Documents](#)**Title:** Fair and Accurate Credit Transactions Act Furnisher Rule: Accuracy Guidelines and Rules**Abstract:** The Fair and Accurate Credit Transactions Act of 2003 directed the NCUA, the Federal banking agencies, and the FTC in coordination to establish guidelines for furnishers to enhance the accuracy and integrity of information they furnish to consumer reporting agencies. The agencies also must prescribe regulations to establish reasonable policies and procedures to implement the guidelines.**Priority:** Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Final Rule**Major:** No**Unfunded Mandates:** No**CFR Citation:** 12 CFR 717 (To search for a specific CFR, visit the [Code of Federal Regulations](#))**Legal Authority:** 15 USC 1681s**Legal Deadline:** None

Timetable:

Action	Date	FR Cite
ANPRM	03/22/2006	71 FR 14419
ANPRM Comment Period End	05/22/2006	
NPRM	12/13/2007	72 FR 70944
NPRM Comment Period End	02/11/2008	
Final Action	09/00/2008	

Regulatory Flexibility Analysis**Required:** Undetermined**Small Entities Affected:** No**Energy Affected:** No

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Government Levels Affected: Undetermined**Federalism:** No**National Credit Union Administration (NCUA)****RIN:** 3133-AC93 [View Related Documents](#)**Title:** Fair and Accurate Credit Transactions Act Direct Disputes With Furnishers Rule

Abstract: The Fair and Accurate Credit Transactions Act of 2003 directs the NCUA, the Federal banking agencies, and FTC jointly to identify circumstances under which furnishers must reinvestigate a dispute concerning the accuracy of a consumer report when a consumer's request is submitted directly to the furnisher, rather than through a consumer reporting agency.

Priority: Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Final Rule**Major:** No**Unfunded Mandates:** No**CFR Citation:** 12 CFR 717 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)**Legal Authority:** 15 USC 1681s**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
ANPRM	03/22/2006	71 FR 14419
ANPRM Comment Period End	05/22/2006	
NPRM	11/05/2007	72 FR 70944
NPRM Comment Period End	02/11/2008	
Final Action	07/00/2008	

Regulatory Flexibility Analysis**Required:** Undetermined**Small Entities Affected:** No**Energy Affected:** No**Government Levels Affected:** Undetermined**Federalism:** No

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National Credit Union Administration (NCUA)
RIN: 3133-AD22
 [View Related Documents](#)

Title: Organization and Operation of Federal Credit Unions

Abstract: NCUA proposed revisions to its Field of Membership and Chartering Manual to clarify community charter documentation as Interpretive Ruling and Policy Statement 07-1.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Final Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 701.1 (To search for a specific CFR, visit the [Code of Federal Regulations](#))

Legal Authority: 12 USC 1752(5); 12 USC 1755 to 1757; 12 USC 1759; 12 USC 1761a

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	06/05/2007	72 FR 30988
NPRM Comment Period End	08/06/2007	
Final Action	12/00/2008	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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National Credit Union Administration (NCUA)
RIN: 3133-AD25

 [View Related Documents](#)
Title: Sales of Nondeposit Investments**Abstract:** Interpretive Ruling and Policy Statement to address the sale of non-deposit investment products.**Priority:** Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Final Rule**Major:** Undetermined**Unfunded Mandates:** No**CFR Citation:** None (To search for a specific CFR, visit the [Code of Federal Regulations](#))**Legal Authority:** Not Yet Determined**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
NPRM	05/26/2005	70 FR 30489
NPRM Comment Period End	07/25/2005	
Final Action	12/00/2008	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** No**Small Entities Affected:** No**Federalism:** No**Energy Affected:** No**Agency Contact:** Ross P. Kendall

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National Credit Union Administration (NCUA)**RIN:** 3133-AD28
 [View Related Documents](#)
Title: Merger of Federally Insured Credit Unions; Voluntary Terminations or Conversion of Insured Status**Abstract:** NCUA proposed an amendment that would require disclosure of certain merger-related financial and compensation arrangements.**Priority:** Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Final Rule**Major:** Undetermined**Unfunded Mandates:** No**CFR Citation:** 12 CFR 708b (To search for a specific CFR, visit the [Code of Federal Regulations](#))**Legal Authority:** 12 USC 1766(a); 12 USC 1785(b); 12 USC 1785(c); 12 USC 1789(a)**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
NPRM	04/23/2007	72 FR 20067
NPRM Comment Period End	06/22/2007	
Final Action	12/00/2008	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** No

Small Entities Affected: No**Federalism:** No**Energy Affected:** No

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National Credit Union Administration (NCUA)**RIN:** 3133-AC59 [View Related Documents](#)**Title:** Nondiscrimination in Federally Assisted Programs**Abstract:** The purpose of this rule is to implement Federal statutes that prohibit credit unions that receive Federal financial assistance from discriminating on certain bases.**Priority:** Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Long-term Action**Major:** No**Unfunded Mandates:** No**CFR Citation:** 12 CFR 730 (To search for a specific CFR, visit the [Code of Federal Regulations](#))**Legal Authority:** 42 USC 2000d et seq; 29 USC 793; 42 USC 6101 et seq**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
NPRM	00/00/0000	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** No**Small Entities Affected:** No**Federalism:** No**Energy Affected:** No

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National Credit Union Administration (NCUA)**RIN:** 3133-AC78 [View Related Documents](#)**Title:** Regulatory Publication and Review

Abstract: The financial institution regulators are required by section 2222 of the Economic Growth and Regulatory Paperwork Reduction Act of 1996 to categorize all of the agencies' regulations by type and then issue a notice and request for comment for each of the categories. The notice must request comment on areas of the regulations that are outdated, unnecessary, or unduly burdensome. This must be done on a 10-year cycle. The first cycle ends in September 2006. The notice for the first two categories was issued on July 3, 2003. The notice for the second category was issued on February 4, 2004. Notice for the third category was published on July 8, 2004. Notice for the fourth and fifth categories was published on February 4, 2005. Notice for the sixth and seventh categories was published on July 7, 2005. Notice for the last three categories was published on December 22, 2005. NCUA has prepared its own chapter for the final congressional report. The final report to Congress was prepared July 31, 2007, and delivered to Congress; a copy of the final report was published in the Federal Register on November 1, 2007.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Completed Action

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR ch 7 (To search for a specific CFR, visit the [Code of Federal Regulations](#))

Legal Authority: 12 USC 3311

Legal Deadline:

Action	Source	Date
Other	Statutory	09/00/2006

Timetable:

Action	Date	FR Cite
Notice	07/03/2003	68 FR 39803
Notice	02/04/2004	69 FR 5300
Notice	07/08/2004	69 FR 41202
Notice	02/04/2005	70 FR 5946
Notice	07/07/2005	70 FR 39202
Notice	12/22/2005	70 FR 75986
Final Action	11/01/2007	72 FR 62036

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

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National Credit Union Administration (NCUA)

RIN: 3133-AC90

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Title: Fair and Accurate Credit Transactions Act (FACTA) Red Flag Guidelines and Rule

Abstract: The Fair and Accurate Credit Transactions Act of 2003 directed NCUA and the Federal banking agencies jointly to establish and maintain red flag guidelines for use in identifying the possible existence of identity theft. The agencies also prescribed regulations to require the institutions they supervise to establish and follow reasonable policies and procedures to implement the guidelines.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Completed Action

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 717 (To search for a specific CFR, visit the [Code of Federal Regulations](#))

Legal Authority: 15 USC 1681m and 1681s

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	07/18/2006	71 FR 40785
NPRM Comment Period End	09/18/2006	
Final Action	11/09/2007	72 FR 63718

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Federalism: No

Energy Affected: No

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National Credit Union Administration (NCUA)

RIN: 3133-AC91

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Title: Fair and Accurate Credit Transactions Act (FACTA) Address Reconciliation Rule

Abstract: This regulation implements the Fair and Accurate Credit Transactions Act of 2003 requirement that NCUA and the Federal banking agencies prescribe regulations for credit card and debit card issuers to require the investigation of changes of addresses, including the requirement that card issuers follow reasonable policies and procedures and notify cardholders or use other means of evaluating address changes in certain circumstances.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Completed Action

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 717 (To search for a specific CFR, visit the [Code of Federal Regulations](#))

Legal Authority: 15 USC 1681c

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	07/18/2006	71 FR 40785
NPRM Comment Period End	09/18/2006	
Final Action	11/09/2007	72 FR 63718

Regulatory Flexibility Analysis Required: No **Government Levels Affected:** No

Federalism: No

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National Credit Union Administration (NCUA)

RIN: 3133-AD00

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Title: Fair and Accurate Credit Transactions Act (FACTA)--Affiliate Use of Information for Marketing Solicitations

Abstract: NCUA issued a joint final rule to implement section 214 of the Fair and Accurate Credit Transactions Act of 2003 with the Federal banking agencies. The final rule generally prohibits Federal credit union affiliates from using certain information to make or send marketing solicitations to consumers without first providing consumers with a notice and opportunity to opt-out of such solicitations.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Completed Action

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 717 (To search for a specific CFR, visit the [Code of Federal Regulations](#))

Legal Authority: 15 USC 1681s; 15 USC 1681s-3

Legal Deadline:

Action	Source	Date
Other	Statutory	09/04/2004

Timetable:

Action	Date	FR Cite
NPRM	07/15/2004	69 FR 42502
NPRM Comment Period End	08/16/2004	
Final Action	10/15/2007	72 FR 62910

Regulatory Flexibility Analysis Required: No **Government Levels Affected:** No

Federalism: No

Energy Affected: No

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National Credit Union Administration (NCUA)

RIN: 3133-AD34

 [View Related Documents](#)**Title:** Permissible Foreign Currency Investments for FCUs**Abstract:** NCUA issued an advance notice seeking comment on revising permissible investment rules to permit FCUs and corporate credit unions to make certain investments and deposits in foreign denominated currency, but has determined that it will not be proceeding with a proposed rule at this time.**Priority:** Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Completed Action**Major:** No**Unfunded Mandates:** No**CFR Citation:** 12 CFR 703 (To search for a specific CFR, visit the [Code of Federal Regulations](#))**Legal Authority:** 12 USC 1757(7), 1757(8), 1757(15)**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
ANPRM	08/01/2007	72 FR 41956
ANPRM Comment Period End	10/30/2007	
Withdrawn	02/25/2008	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** No**Small Entities Affected:** No**Federalism:** No**Energy Affected:** No**Public Comment URL:** www.regulations.gov

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National Credit Union Administration (NCUA)

RIN: 3133-AD37

 [View Related Documents](#)**Title:** Purchase, Sale, and Pledge of Eligible Obligations**Abstract:** NCUA amended its rule governing the purchase, sale, and pledge of eligible obligations by adding a conflict of interest provision that is substantially the same as the conflict of interest provision in the general lending rule. This addition, like other conflict of interest provisions, is intended to ensure FCU decisions regarding the purchase, sale, or pledge of eligible obligations are made in an FCU's best interest.**Priority:** Substantive, Nonsignificant**Agenda Stage of Rulemaking:** Completed Action**Major:** No**Unfunded Mandates:** No**CFR Citation:** 12 CFR 701.21; 12 CFR 701.23 (To search for a specific CFR, visit the [Code of Federal Regulations](#))**Legal Authority:** 12 USC 1752(5); 12 USC 1755 to 1757; 12 USC 1759; 12 USC 1761a to 1761b; 12 USC 1766 to 1767; 12 USC 1782; 12 USC 1784; 12 USC 1787; 12 USC 1789**Legal Deadline:** None

Timetable:

Action	Date	FR Cite
NPRM	06/27/2007	72 FR 35207
NPRM Comment Period End	08/27/2007	
Final Action	11/21/2007	72 FR 65441

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** No**Small Entities Affected:** No**Federalism:** No**Energy Affected:** No**RIN Information URL:** www.regulations.gov**Public Comment URL:** www.ncua.gov**Agency Contact:** Frank Kressman

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National Credit Union Administration (NCUA)**RIN:** 3133-AD39 [View Related Documents](#)**Title:** Procedures for Debt Collection

Abstract: This final rule implements the Debt Collection Improvement Act of 1996 (DCIA). The DCIA requires Federal agencies to collect debts owed to the United States under regulations prescribed by the head of the agency and standards prescribed by the Department of Justice and the Department of the Treasury. 31 U.S.C. 3711(d)(2). These standards, known as the Federal Claims Collection Standards (FCCS), became effective on December 22, 2000. 31 CFR chapter IX and parts 900 through 904. The DCIA also requires agencies, prior to collecting debts owed to the United States to: Adopt without change regulations on collecting debts by offset promulgated by the Department of Justice or Department of the Treasury (FCCS) or prescribe agency regulations for collecting such debts by offset, which are consistent with the FCCs. 31 U.S.C. 3716. Agency regulations protect the minimum due process rights that must be afforded to the debtor when an agency seeks to collect a debt by administrative offset, including the ability to verify, challenge, and compromise claims, and access to administrative appeals procedures which are both reasonable and protect the interests of the United States. NCUA has decided to issue its own rule for debt collection and offset, in part, to account for NCUA's status as an independent regulatory agency. The interim rule is, however, consistent with the FCCS, as required by the DCIA. The salary offset portion of the proposed rule has been submitted to the Office of Personnel Management (OPM), as required by 5 U.S.C. 5514(b)(1).

Priority: Info./Admin./Other**Agenda Stage of Rulemaking:** Completed Action**Major:** No**Unfunded Mandates:** No**CFR Citation:** 31 CFR 900 to 904; 5 CFR 550.1104; 12 CFR 796 (To search for a specific CFR, visit the [Code of Federal Regulations](#))**Legal Authority:** 12 USC 1752a (d); 5 USC 5514; 31 USC 3711, 3716, 3720**Legal Deadline:** None**Timetable:**

Action	Date	FR Cite
Final Action	03/03/2008	73 FR 11340

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Small Entities Affected: No

Federalism: No

Energy Affected: No

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