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November 2025 Regulatory Report

Agencies Issue Proposed Rules to Prohibit Use of Reputational Risk.

Federal Register, Vol. 90, No. 208, 10/30/2025, 48825-48835.

- The Federal Deposit Insurance Corporation (FDIC) and Office of the Comptroller of the Currency (OCC) (collectively, the agencies) issued a proposed rule to codify the elimination of reputation risk from their supervisory programs. The proposed rule would prohibit the agencies from criticizing or taking adverse action against an institution on the basis of reputation risk. The proposed rule would also prohibit the agencies from requiring, instructing, or encouraging an institution to close an account, refrain from providing an account, product, or service, or to modify or terminate any product or service on the basis of a person or entity's political, social, cultural, or religious views or beliefs, constitutionally protected speech, or solely on the basis of politically disfavored but lawful business activities perceived to present reputation risk. Comments are due **12/29/2025**. The proposed rule may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2025-10-30/pdf/2025-19715.pdf>.
- The National Credit Union Administration (NCUA) issued a proposed rule to codify the elimination of reputation risk from its supervisory programs. The proposed rule would prohibit NCUA from criticizing or taking adverse action against an institution, defined as an entity for which NCUA makes or will make supervisory determinations or other decisions, either solely or jointly on the basis of reputation risk. The proposed rule would also prohibit NCUA from requiring, instructing, or encouraging an institution to close an account, refrain from providing an account, product, or service, or to modify or terminate any product or service on the basis of a person or entity's political, social, cultural, or religious views or beliefs, constitutionally protected speech, or on the basis of politically disfavored but lawful business activities perceived to present reputation risk. Comments are due **12/22/2025**. The proposed rule may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2025-10-21/pdf/2025-19623.pdf>.

Federal Register, Vol. 90, No. 201,
10/21/2025, 48409-48414.

Agencies Seek to Define “Unsafe or Unsound Practice.”

The Federal Deposit Insurance Corporation (FDIC) and Office of the Comptroller of the Currency (OCC) (collectively, the agencies) issued a proposed rule to define the term “unsafe or unsound practice” for purposes of section 8 of the Federal Deposit Insurance Act and to revise the supervisory framework for the issuance of matters requiring attention and other supervisory communications. Comments are due **12/29/2025**. The proposed rule may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2025-10-30/pdf/2025-19711.pdf>.

Federal Register, Vol. 90, No. 208,
10/30/2025, 48835-48849.

CFPB Amends its Rules of Practice.

The Rules of Practice for Adjudication Proceedings govern adjudication proceedings conducted by the Consumer Financial Protection Bureau (CFPB). CFPB adopted amendments to the rules **02/22/2022**, and **03/29/2023**. The 2022 and 2023 amendments included a new deposition process, amendments concerning timing and deadlines, bifurcation of proceedings, the process for deciding dispositive motions, and requirements for issue exhaustion, as well as other technical changes. CFPB has rescinded the 2022 and 2023 amendments as previously proposed, except as related to narrow clarificatory and procedural changes further explained in the final rule. The final rule is effective **10/29/2025**. The final rule may be viewed

at:

<https://www.govinfo.gov/content/pkg/FR-2025-10-29/pdf/2025-19687.pdf>.

Federal Register, Vol. 90, No. 207,
10/29/2025, 48737-78760.

CFPB Rescinds Registry of Nonbank Covered Persons Subject to Certain Orders.

CFPB issued a final rule to rescind its rule requiring certain types of nonbank covered persons subject to certain final public orders obtained or issued by a government agency in connection with the offering or provision of a consumer financial product or service to report the existence of the orders and related information to a CFPB registry. The final rule is effective **10/29/2025**. The final rule may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2025-10-29/pdf/2025-19689.pdf>.

Federal Register, Vol. 90, No. 207,
10/29/2025, 48760-48776.

CFPB Issues Interpretive Rule that FCRA Preempts State Law.

CFPB issued an interpretive rule to clarify that the Fair Credit Reporting Act (FCRA) generally preempts State laws that touch on broad areas of credit reporting, consistent with Congress’ intent to create national standards for the credit reporting system. The interpretive rule replaces a July 2022 interpretive rule that CFPB withdrew in May 2025. The interpretive rule is applicable **10/28/2025**. The interpretive rule may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2025-10-28/pdf/2025-19671.pdf>.

Federal Register, Vol. 90, No. 206,
10/28/2025, 48710-48715.

CFPB Withdraws Proposed Rule on Registry of Supervised Nonbanks.

CFPB announced the withdrawal of a proposed rule titled, Registry of Supervised Nonbanks That Use Form Contracts to Impose Terms and Conditions That Seek to Waive or Limit Consumer Legal Protections, published in the *Federal Register* **02/01/2023**. CFPB determined the rulemaking is not necessary or appropriate at this time to address the subject matter of the proposal. The withdrawal is effective **10/29/2025**. The notice may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2025-10-29/pdf/2025-19690.pdf>.

Federal Register, Vol. 90, No. 207,
10/29/2025, 48787-48792.

FDIC Seeks Comment on Information Collections.

The Federal Deposit Insurance Corporation (FDIC) seeks comment regarding two information collections: Interagency Charter and Federal Deposit Insurance Application and Community Reinvestment Act (CRA). The information collections are used when applying to FDIC to obtain deposit insurance and as records for compliance with CRA. Comments are due **12/01/2025**. The notice may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2025-10-30/pdf/2025-19701.pdf>.

Federal Register, Vol. 90, No. 208,
10/30/2025, 48883-48884.

IRS Issues Proposed Rule on Domestically Controlled Qualified Investment Entities.

The Internal Revenue Service (IRS) issued a proposed rule to modify existing regulations on the determination of whether a qualified investment entity is domestically controlled by removing a rule that looks to the shareholders of certain domestic corporations in determining whether foreign persons hold directly or indirectly stock in a qualified investment entity. The proposed rule affects foreign persons that own stock in a qualified investment entity that would be a United States real property interest if the qualified investment entity were not domestically controlled. Comments are due **12/22/2025**. The proposed rule may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2025-10-21/pdf/2025-19625.pdf>.

Federal Register, Vol. 90, No. 201,
10/21/2025, 48422-48426.

NCUA Seeks Comment on Appraisal Information Collection.

The National Credit Union Administration (NCUA) seeks comment regarding an information collection titled, Appraisals, 12 CFR part 722. The information collection activity requires a credit union to obtain a written appraisal on federally related transactions or maintain written support of the estimated market value for transactions not required to have an appraisal. The use of the information by credit unions and NCUA helps ensure that federally insured credit unions are not exposed to risk of loss from inadequate

appraisals. Comments are due
12/01/2025. The notice may be viewed
at:
<https://www.govinfo.gov/content/pkg/F>

[R-2025-10-31/pdf/2025-19734.pdf](#).
Federal Register, Vol. 90, No. 209,
10/31/2025, 48956-48957.

Proposed Rules and Comment Due Dates

<u>Agency</u>	<u>Proposed Rule</u>	<u>Federal Register Publication Date and Page Number</u>	<u>Comment Due Date</u>
* Bureau of Consumer Financial Protection (CFPB)	NOTICE: Withdrawal of Proposed Rule for Registry of Supervised Nonbanks That Use Form Contracts to Impose Terms and Conditions That Seek to Waive or Limit Consumer Legal Protections.	<i>Federal Register</i> , Vol. 90, No. 207, 10/29/2025, 48787-48792.	Effective: Oct. 29, 2025
* Federal Deposit Insurance Corporation (FDIC)	Prohibition on Use of Reputation Risk by Regulators.	<i>Federal Register</i> , Vol. 90, No. 208, 10/30/2025, 48825-48835.	Dec. 29, 2025
* FDIC	Definition of Unsafe or Unsound Practices and Revision to Supervisory Framework for Issuance of Matters Requiring Attention and Other Supervisory Communications.	<i>Federal Register</i> , Vol. 90, No. 208, 10/30/2025, 48835-48849.	Dec. 29, 2025
* Internal Revenue Service (IRS)	Domestically Controlled Qualified Investment Entities.	<i>Federal Register</i> , Vol. 90, No. 201, 10/21/2025, 48422-48426.	Dec. 22, 2025
* National Credit Union Administration (NCUA)	Prohibition on Use of Reputation Risk.	<i>Federal Register</i> , Vol. 90, No. 201, 10/21/2025, 48409-48414.	Dec. 22, 2025
* Office of the Comptroller of Currency (OCC)	Prohibition on Use of Reputation Risk by Regulators.	<i>Federal Register</i> , Vol. 90, No. 208, 10/30/2025, 48825-48835.	Dec. 29, 2025

* OCC	Definition of Unsafe or Unsound Practices and Revision to Supervisory Framework for Issuance of Matters Requiring Attention and Other Supervisory Communications.	<i>Federal Register</i> , Vol. 90, No. 208, 10/30/2025, 48835-48849.	Dec. 29, 2025
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Final Rules and Effective Dates

<u>Agency</u>	<u>Final Rule</u>	<u>Federal Register Publication Date and Page Number</u>	<u>Effective Date</u>
Bureau of Consumer Financial Protection (CFPB)	Section 1033 Personal Financial Data Rights Rule.	<i>Federal Register</i> , Vol. 89, No. 222, 11/18/2024, 90838-90998.	Jan. 17, 2025 Mandatory Compliance for Subpart B and C begin: Apr. 01, 2026; Apr. 01, 2027; Apr. 01, 2028; Apr. 01, 2029; or Apr. 01, 2030, pursuant to Sec. 1033.121(c)
* CFPB	INTERPRETIVE RULE: Fair Credit Reporting Act Preemption of State Laws.	<i>Federal Register</i> , Vol. 90, No. 206, 10/28/2025, 48710-48715.	Oct. 28, 2025
* CFPB	Amendments to Rules of Practice for Adjudication Proceedings.	<i>Federal Register</i> , Vol. 90, No. 207, 10/29/2025, 48737-78760.	Oct. 29, 2025
* CFPB	Registry of Nonbank Covered Persons Subject to Certain Agency and Court Orders Final Rule Rescinded.	<i>Federal Register</i> , Vol. 90, No. 207, 10-29-2025, 48760-48776.	Oct. 29, 2025
CFPB	Extension of Mandatory Compliance Dates of Section 1071 Rule.	<i>Federal Register</i> , Vol. 90, No. 189, 10/02/2025, 47514-47523.	Dec. 01, 2025
CFPB	Residential Property Assessed Clean Energy Financing (PACE) Regulation Z Rule.	<i>Federal Register</i> , Vol. 90, No. 6, 01/10/2025, 2434-2548.	Mar. 01, 2026

Federal Crop Insurance Corporation (FCIC)	NOTICE: Comments Requested on Information Collection: Multiple Peril Crop Insurance.	<i>Federal Register</i> , Vol. 90, No. 182, 09/23/2025, 45718.	Comments Due: Nov. 24, 2025
Federal Deposit Insurance Corporation (FDIC)	Amendments to FDIC Official Signs and Advertising Requirements, False Advertising, Misrepresentation of Insured Status, and Misuse of FDIC's Name or Logo Rule. Extension of Mandatory Compliance Date. Extension of Mandatory Compliance Date of FDIC Official Digital Sign Requirements, Including ATMs.	<i>Federal Register</i> , Vol. 89, No. 12, 01/18/2024, 3504-3532. <i>Federal Register</i> , Vol. 89, No. 204, 10/22/2024, 84261-84262. <i>Federal Register</i> , Vol. 90, No. 46, 03/11/2025, 11659-11660.	Apr. 01, 2024 Mandatory Compliance: Jan. 01, 2025 May 01, 2025 Parts 328.4 and 328.5 Effective: Mar. 01, 2026
* FDIC	NOTICE: Comments Requested on Information Collections: Interagency Charter and Federal Deposit Insurance Application; and Community Reinvestment Act.	<i>Federal Register</i> , Vol. 90, No. 208, 10/30/2025, 48883-48884.	Dec. 01, 2025
Federal Reserve Board (FRB)	NOTICE: Semiannual Regulatory Flexibility Agenda.	<i>Federal Register</i> , Vol. 90, No. 182, 09/23/2025, 45898.	Issued: Sep. 23, 2025 Comments Due: Anytime during next 6 months
FRB	NOTICE: Comments Requested on Information Collection: Report of Net Debit Cap and Max Cap Resolution.	<i>Federal Register</i> , Vol. 90, No. 186, 09/29/2025, 46596-46567.	Comments Due: Nov. 28, 2025

FRB	NOTICE: Comments Requested on Information Collection: Annual Daylight Overdraft Capital Report for U.S. Branches and Agencies of Foreign Banks.	<i>Federal Register</i> , Vol. 90, No. 186, 09/29/2025, 46597-46598.	Comments Due: Nov. 28, 2025
Federal Trade Commission (FTC)	Amendments to Children's Online Privacy Protection Rule.	<i>Federal Register</i> , Vol. 90, No. 76, 04/22/2025, 16918-16983.	Jun. 23, 2025 Sections 312.11(d)(1), (d)(4), and (g) Effective: Apr. 22, 2026
Financial Crimes Enforcement Network (FinCEN)	NOTICE: Comments Requested on Information Collection: Information Sharing Between Government Agencies and Financial Institutions.	<i>Federal Register</i> , Vol. 90, No. 187, 09/30/2025, 47125-47132.	Comments Due: Dec. 01, 2025
FinCEN	NOTICE: Comments Requested on Information Collection: Cost of AML/CFT Compliance Survey.	<i>Federal Register</i> , Vol. 90, No. 187, 09/30/2025, 47132-47133.	Comments Due: Dec. 01, 2025
FinCEN	AML/CFT Program and SAR Filing Requirements for Registered Investment Advisers and Exempt Reporting Advisers.	<i>Federal Register</i> , Vol. 89, No. 171, 09/04/2024, 72156-72278.	Jan. 01, 2026
Housing and Urban Development, Dept. of (HUD)	Compliance Date Extended for Strengthening the Section 184 Indian Housing Loan Guarantee Program Rule.	<i>Federal Register</i> , Vol. 90, No. 11, 01/17/2025, 5604-5605.	Dec. 31, 2025
Internal Revenue Service (IRS)	Catch-Up Contributions.	<i>Federal Register</i> , Vol. 90, No. 177, 09/16/2025, 44527-44553.	Nov. 17, 2025
IRS	NOTICE: Comments Requested on Information	<i>Federal Register</i> , Vol. 90, No. 184,	Comments Due: Nov. 24, 2025

	Collection: Real Estate Mortgage Investment Conduits.	09/25/2025, 46304-46305.	
*	National Credit Union Administration (NCUA)	NOTICE: Comments Requested on Information Collection: Appraisals, 12 CFR part 722.	<i>Federal Register</i> , Vol. 90, No. 209, 10/31/2025, 48956-48957. Comments Due: Dec. 01, 2025
	NCUA	Succession Planning.	<i>Federal Register</i> , Vol. 89, No. 247, 12/26/2024, 104865-104877. Jan. 01, 2026
	NCUA	Amendments to Share Insurance Rules.	<i>Federal Register</i> , Vol. 89, No. 189, 09/30/2024, 79397-79416. Section 745.2(c)(2) Instruction 5, 745.3 Instruction 7, and 745.14 Instruction 13 Effective: Oct. 30, 2024
	Office of the Comptroller of the Currency (OCC)	NOTICE: Comments Requested on Information Collection: Privacy of Consumer Financial Information.	<i>Federal Register</i> , Vol. 90, No. 189, 10/02/2025, 47905-47906. Comments Due: Dec. 01, 2025
	Securities and Exchange Commission (SEC)	CONCEPT RELEASE: Residential Mortgage-Backed Securities Disclosures and Enhancements to Asset-Backed Securities Registration.	<i>Federal Register</i> , Vol. 90, No. 188, 10/01/2025, 47254-47266. Comments Due: Dec. 01, 2025
	SEC	Extension of Compliance Date for Required Daily Computation of Customer and Broker-Dealer Reserve Requirements Under the Broker-Dealer Customer Protection Rule.	<i>Federal Register</i> , Vol. 90, No. 124, 07/01/2025, 27990-27992. Jun. 30, 2026

* Denotes new item in the chart