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### **Agencies Issue Final Guidance on Risk Management of Third-Party Relationships.**

The Board of Governors of the Federal Reserve System (FRB), Federal Deposit Insurance Corporation (FDIC), and Office of the Comptroller of the Currency (OCC) (collectively, the agencies) issued final guidance on managing risks associated with third-party relationships. The final guidance offers the agencies' views on sound risk management principles for banking organizations when developing and implementing risk management practices for all stages in the life cycle of third-party relationships. The final guidance states that sound third-party risk management takes into account the level of risk, complexity, and size of the banking organization and the nature of the third-party relationship. The agencies issued the joint guidance to promote consistency in supervisory approaches; it replaces each agency's existing general guidance on the topic and is directed to all banking organizations supervised by the agencies. The guidance is final as of **06/06/2023**. The final guidance may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-06-09/pdf/2023-12340.pdf>. *Federal Register*, Vol. 88, No. 111, 06/09/2023, 37920-37937.

### **CFPB Publishes Final Section 1071 Rule and Releases Supervision and Enforcement Intentions for the Rule.**

- The Bureau of Consumer Financial Protection (CFPB) published the final rule which amends Regulation B to implement

changes to the Equal Credit Opportunity Act (ECOA) made by section 1071 of the Dodd-Frank Act. Consistent with section 1071, covered financial institutions are required to collect and report to CFPB data on applications for credit for small businesses, including those that are owned by women or minorities. The final rule also addresses CFPB's approach to privacy interests and the publication of data, shielding certain demographic data from underwriters and other persons, recordkeeping requirements, enforcement provisions, and compliance dates. The final rule is effective **08/29/2023**. The final rule may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2023-05-31/pdf/2023-07230.pdf>.

*Federal Register*, Vol. 88, No. 104, 05/31/2023, 35150-35571.

- CFPB issued policy guidance to inform covered financial institutions of its intention to focus supervisory and enforcement activities in connection with the section 1071 rule on ensuring that covered lenders do not discourage small business loan applicants from providing responsive data, including responses to lenders' ECOA-mandated demographic data requests. The policy guidance is effective **08/29/2023**. The policy guidance may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-31/pdf/2023-07231.pdf>. *Federal Register*, Vol. 88, No. 104, 05/31/2023, 34833-34834.

### **CFPB Issues LIBOR Interim Final Rule.**

CFPB issued an interim final rule to amend Regulation Z, which implements the Truth in



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Lending Act (TILA), to reflect the enactment of the Adjustable Interest Rate (LIBOR) Act (the LIBOR Act) and its implementing regulation promulgated by the Board of Governors of the Federal Reserve System (FRB). The interim final rule further addresses the planned cessation of most U.S. Dollar (USD) LIBOR tenors after **06/30/2023**, by incorporating the FRB-selected benchmark replacement for consumer loans into Regulation Z. The interim final rule conforms the terminology from the LIBOR Act and FRB's implementing regulation into relevant Regulation Z open-end and closed-end credit provisions and also addresses treatment of the 12-month USD LIBOR index and its replacement index, including permitting creditors to use alternative language in change-in-terms notice content requirements for situations where the 12-month tenor of the LIBOR index is being replaced consistent with the LIBOR Act. The interim final rule is effective **05/15/2023**. Comments are due **06/12/2023**. The interim final rule may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-11/pdf/2023-09129.pdf>. *Federal Register*, Vol. 88, No. 91, 05/11/2023, 30598-30632.

### **CFPB Publishes Consumer Financial Protection Circular Regarding Reopened Deposit Accounts.**

CFPB published Consumer Financial Protection Circular 2023-02, titled, Reopening Deposit Accounts That Consumers Previously Closed, in the *Federal Register*. In the circular, CFPB responds to the question, after

consumers have closed deposit accounts, if a financial institution unilaterally reopens those accounts to process a debit (i.e., withdrawal, ACH transaction, check) or deposit, can it constitute an unfair act or practice under the Consumer Financial Protection Act? CFPB released the circular on its website **05/10/2023**. The circular may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-24/pdf/2023-11094.pdf>. *Federal Register*, Vol. 88, No. 100, 05/24/2023, 33545-33548.

### **CFPB Issues Proposed Rule on Residential Property Assessed Clean Energy Financing.**

CFPB issued a proposed rule to implement Economic Growth, Regulatory Relief, and Consumer Protection Act (EGRRCPA) section 307 and to amend Regulation Z to address how the Truth in Lending Act (TILA) applies to Property Assessed Clean Energy (PACE) transactions to account for the unique nature of PACE. Section 307 of EGRRCPA directs CFPB to prescribe ability-to-repay rules for PACE financing and to apply the civil liability provisions of TILA for violations. PACE financing is financing to cover the costs of home improvements that results in a tax assessment on the real property of the consumer. Comments are due **07/26/2023**. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-11/pdf/2023-09468.pdf>. *Federal Register*, Vol. 88, No. 91, 05/11/2023, 30388-30440.

### **CFPB Seeks Comment on Making Ends Meet Survey.**



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CFPB seeks comment regarding an information collection titled, Making Ends Meet Survey. To improve its understanding of how consumers engage with financial markets, CFPB has successfully used surveys under its "Making Ends Meet" program. The "Making Ends Meet" program has also used CFPB's Consumer Credit Information Panel as a frame to survey people about their experiences in consumer credit markets. CFPB seeks approval for two yearly surveys under the "Making Ends Meet" program. The surveys solicit information on the consumer's experience related to household financial shocks, particularly shocks related to the economic effects of the COVID-19 pandemic, how households respond to the shocks, and the role of savings to help provide a financial buffer. Comments are due **07/17/2023**. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-16/pdf/2023-10423.pdf>. *Federal Register*, Vol. 88, No. 94, 05/16/2023, 31251-31252.

### CFPB Seeks Comment on Age-Friendly Banking Survey.

CFPB seeks comment regarding an information collection titled, CFPB National Age-Friendly Banking Survey. The proposed survey examines how banking experiences may vary as people age and how they may differ for specific subpopulations of older adults that face unique challenges related to accessibility and quality of banking services (such as older adults living in rural communities, older adults of color, and the oldest segment of the population (75 and older)). Additionally, the survey will enable CFPB to understand the experiences of older adults with banking, including challenges and

opportunities for adoption of "age-friendly" account features. The survey will collect information on respondents' experiences with their primary bank or credit union. Comments are due **07/21/2023**. The notice may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2023-05-22/pdf/2023-10805.pdf>. *Federal Register*, Vol. 88, No. 98, 05/22/2023, 32757-32758.

### FRB Revises Regulation A.

The Board of Governors of the Federal Reserve System (FRB) issued a final rule to adopt amendments to Regulation A to reflect FRB's approval of an increase in the rate for primary credit at each Federal Reserve Bank. The Federal Reserve Banks make primary and secondary credit available to depository institutions as a backup source of funding on a short-term basis, usually overnight. The primary and secondary credit rates are the interest rates that the twelve Federal Reserve Banks charge for extensions of credit under the programs. In accordance with the Federal Reserve Act, the primary and secondary credit rates are established by the boards of directors of the Federal Reserve Banks, subject to review and determination of FRB. On **05/03/2023**, FRB voted to approve a **0.25** percentage point increase in the primary credit rate, thereby increasing the primary credit rate from **5** percent to **5.25** percent. In addition, FRB had previously approved the renewal of the secondary credit rate formula, the primary credit rate plus 50 basis points. Under the formula, the secondary credit rate increased by **0.25** percentage points as a result of FRB's primary credit rate action, thereby increasing the secondary credit rate from **5.50** percent to **5.75** percent. The final



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rule is effective **05/11/2023**. The rate changes for primary and secondary credit were applicable **05/04/2023**. The final rule may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2023-05-11/pdf/2023-10021.pdf>. *Federal Register*, Vol. 88, No. 91, 05/11/2023, 30215-30216.

### FRB Revises Regulation D.

FRB issued a final rule to adopt amendments to Regulation D to revise the rate of interest paid on balances (IORB) maintained at Federal Reserve Banks by or on behalf of eligible institutions. The final amendments specify that IORB is **5.15** percent, a **0.25** percentage point increase from its prior level. The amendment is intended to enhance the role of IORB in maintaining the federal funds rate in the target range established by the Federal Open Market Committee. The amendments are effective **05/11/2023**. The IORB rate change was applicable **05/04/2023**. The final rule may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-11/pdf/2023-10022.pdf>. *Federal Register*, Vol. 88, No. 91, 05/11/2023, 30216-30217.

### FRB Updates Delegation of Authority Rules.

FRB issued a final rule to update its Rules Regarding Delegation of Authority to add delegations of authority previously approved by FRB and make certain technical corrections. FRB's Rules Regarding Delegation of Authority (delegation rules) implement section 11(k) of the Federal Reserve Act and enumerate the actions that FRB has

determined to delegate. By delegating actions that do not raise significant legal, supervisory, or policy issues, FRB can respond more efficiently to applications, requests, and other matters. FRB published a final rule in 2022 that comprehensively revised the delegation rules. FRB has amended the delegation rules to publish delegations of authority previously approved by FRB and make certain technical corrections, including cross-references that erroneously used the letter "l" in place of the number "1". The final rule is effective **05/22/2023**. The final rule may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-22/pdf/2023-10502.pdf>. *Federal Register*, Vol. 88, No. 98, 05/22/2023, 32621-32623.

### FDIC Announces Intent to Terminate Receiverships.

The Federal Deposit Insurance Corporation (FDIC), as Receiver for the institutions listed in the notices, announced it intends to terminate its receiverships for the institutions. The liquidation of the assets for the receiverships has been completed. To the extent permitted by available funds and in accordance with law, the Receiver will be making a final dividend payment to proven creditors. Based upon the foregoing, the Receiver has determined that the continued existence of the receiverships will serve no useful purpose. Consequently, notice is given that the receiverships shall be terminated, to be effective no sooner than thirty days after the date of the notices. If any person wishes to comment concerning the termination of the receiverships, such comment must be made in writing, identify the receivership to which the comment pertains, and sent within thirty days of the date of the notice to: Federal Deposit



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Insurance Corporation, Division of Resolutions and Receiverships, Attention: Receivership Oversight Section, 600 North Pearl, Suite 700, Dallas, TX 75201. No comments concerning the termination of the receivership will be considered which are not sent within this time frame. The notices may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-22/pdf/2023-10838.pdf>. *Federal Register*, Vol. 88, No. 98, 05/22/2023, 32768-32769; and <https://www.govinfo.gov/content/pkg/FR-2023-05-30/pdf/2023-11385.pdf>. *Federal Register*, Vol. 88, No. 103, 05/30/2023, 34501.

### **FDIC Issues Proposed Rule Regarding Special Assessments.**

FDIC seeks comment on a proposed rule that would impose special assessments to recover the loss to the Deposit Insurance Fund (DIF) arising from the protection of uninsured depositors in connection with the systemic risk determination announced on **03/12/2023**, following the closures of Silicon Valley Bank, Santa Clara, CA, and Signature Bank, New York, NY, as required by the Federal Deposit Insurance Act (FDI Act). The assessment base for the special assessments would be equal to an insured depository institution's (IDI's) estimated uninsured deposits, reported as of **12/31/2022**, adjusted to exclude the first \$5 billion in estimated uninsured deposits from the IDI, or for IDIs that are part of a holding company with one or more subsidiary IDIs, at the banking organization level. FDIC has proposed to collect special assessments at an annual rate of approximately 12.5 basis points, over eight quarterly assessment periods, which it estimates will result in total revenue of \$15.8 billion. Because the estimated loss pursuant to the systemic risk determination

will be periodically adjusted, FDIC would retain the ability to cease collection early, extend the special assessment collection period one or more quarters beyond the initial eight-quarter collection period to collect the difference between actual or estimated losses and the amounts collected, and impose a final shortfall special assessment on a one-time basis after the receiverships for Silicon Valley Bank and Signature Bank terminate. FDIC has proposed an effective date of **01/01/2024**, with special assessments collected beginning with the first quarterly assessment period of 2024 (i.e., **01/01/2024** through **03/31/2024**, with an invoice payment date of **06/28/2024**). Comments are due **07/21/2023**. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-22/pdf/2023-10447.pdf>. *Federal Register*, Vol. 88, No. 98, 05/22/2023, 32694-32709.

### **FDIC Seeks Comment on Information Collections for Reverse Mortgages and Volcker Rule Restrictions.**

FDIC seeks comment regarding two information collections. The first collection is titled, Reverse Mortgages Products. Insured state nonmember banks and state savings associations making reverse mortgages must prepare and provide certain disclosures to consumers (e.g., that insurance products and annuities are not FDIC-insured) and obtain consumer acknowledgments. The information collection is used in connection with required disclosures. The second information collection is titled, Volcker Rule Restrictions on Proprietary Trading and Relationships with Hedge Funds and Private Equity Funds. Section 13 of the Bank Holding Company Act





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contains certain restrictions on the ability of a banking entity to engage in proprietary trading and to have certain interests in, or relationships with, a hedge fund or private equity fund. The information collection is used in connection with Section 13 restrictions. Comments are due **07/31/2023**. The notice may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2023-06-01/pdf/2023-11603.pdf>. *Federal Register*, Vol. 88, No. 105, 06/01/2023, 35874-35876.

### **OCC Seeks Comment on Guidance for Supervisory Review Process of Capital Adequacy Related to Basel II Advanced Capital Framework.**

The Office of the Comptroller of the Currency (OCC) seeks comment regarding an information collection titled, Supervisory Guidance: Supervisory Review Process of Capital Adequacy (Pillar 2) Related to the Implementation of the Basel II Advanced Capital Framework. In 2008, OCC, Board of Governors of the Federal Reserve System (FRB), and Federal Deposit Insurance Corporation (FDIC) issued a supervisory guidance document to assist banking organizations in implementing the supervisory review process, or Pillar 2, of the advanced approaches risk-based capital rule. The guidance is relevant for OCC-supervised national banks and federal savings associations that are subject to the advanced approaches capital rule. It does not apply to small banks. Comments are due **07/24/2023**. The notice may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2023-05-24/pdf/2023-10994.pdf>. *Federal Register*, Vol. 88, No. 100, 05/24/2023, 33665-33666.

<https://www.govinfo.gov/content/pkg/FR-2023-06-01/pdf/2023-11603.pdf>. *Federal Register*, Vol. 88, No. 105, 06/01/2023, 35874-35876.

### **OCC Seeks Comment on Conversions from Mutual to Stock Information Collection.**

OCC seeks comment regarding an information collection titled, Conversions from Mutual to Stock Form. The information collection is related to the process through which a savings association may convert from the mutual to the stock form of ownership and sets forth the procedures and submissions required in connection with that process. Comments are due **08/07/2023**. The notice may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2023-06-07/pdf/2023-12147.pdf>. *Federal Register*, Vol. 88, No. 109, 06/07/2023, 37305-37309.

### **OCC Seeks Information on Annual Consumer Trust in Banking Survey.**

OCC seeks information and comment to inform the development of an annual survey to understand consumer trust in banking and bank supervision that OCC plans to develop and implement, as discussed in the OCC's Strategic Plan for 2023-2027. The purpose of the request is to solicit input to maximize the value and use of any survey. Specifically, OCC seeks comments on the scope of the survey, components and drivers of trust, and ways to track and analyze trust over time. Comments are due **10/10/2023**. The notice may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2023-06-09/pdf/2023-12301.pdf>. *Federal Register*, Vol. 88, No. 110, 06/09/2023, 38305-38309.



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*Register*, Vol. 88, No. 111, 06/09/2023, 37917-37920.

### **HUD Issues Final Rule to Implement NSPIRE.**

The Department of Housing and Urban Development (HUD) issued a final rule establishing a new approach to defining and assessing housing quality: The National Standards for the Physical Inspection of Real Estate (NSPIRE). The final rule is part of a broad revision of the way HUD-assisted housing is inspected and evaluated. The purpose of NSPIRE is to strengthen HUD's physical condition standards and improve HUD oversight through the alignment and consolidation of the inspection regulations used to evaluate HUD housing across multiple programs. The final rule also incorporates provisions of the Economic Growth and Recovery, Regulatory Relief and Consumer Protection Act that will reduce administrative burden on small rural public housing authorities. The final rule is effective **07/01/2023**. The final rule may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-11/pdf/2023-09693.pdf>. *Federal Register*, Vol. 88, No. 91, 05/11/2023, 30442-30506.

### **FEMA Issues Final Flood Hazard Determinations.**

The Federal Emergency Management Agency (FEMA) issued a notice which identifies communities in the states of **Alabama, Ohio, Texas, Washington, and Wisconsin**, where flood hazard determinations, which may include additions or modifications of Base Flood Elevations (BFEs), base flood depths,

Special Flood Hazard Area (SFHA) boundaries or zone designations, or regulatory floodways on the Flood Insurance Rate Maps (FIRMs) and where applicable, in the supporting Flood Insurance Study (FIS) reports have been made final. The FIRM and FIS report are the basis of the floodplain management measures that a community is required either to adopt or to show evidence of having in effect in order to qualify or remain qualified for participation in FEMA's National Flood Insurance Program (NFIP). The date of **10/19/2023**, has been established for the FIRM and, where applicable, the supporting FIS report showing the new or modified flood hazard information for each community. The notice may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2023-05-24/pdf/2023-11097.pdf>. *Federal Register*, Vol. 88, No. 100, 05/24/2023, 33630-33632.

### **FEMA Issues Final Changes in Flood Hazard Determinations.**

New or modified Base (1-percent annual chance) Flood Elevations (BFEs), base flood depths, Special Flood Hazard Area (SFHA) boundaries or zone designations, and/or regulatory floodways (hereinafter referred to as flood hazard determinations) as shown on the indicated Letter of Map Revision (LOMR) have been made final for communities in the states of **Colorado, Florida, Massachusetts, North Carolina, Oklahoma, Pennsylvania, South Carolina, South Dakota, Texas, and Virginia**, as listed in the table in the notice. Each LOMR revises the Flood Insurance Rate Maps (FIRMs), and in some cases the Flood Insurance Study (FIS) reports, currently in effect for the listed communities. Each LOMR was finalized as indicated in the table in the



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notice. The final notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-24/pdf/2023-11094.pdf>. *Federal Register*, Vol. 88, No. 100, 05/24/2023, 33628-33630.

### FEMA Issues Notice of Changes in Flood Hazard Determinations.

FEMA issued a notice which lists communities in the states of **Alabama, Colorado, Delaware, Florida, Kentucky, Maryland, Massachusetts, Michigan, Montana, New Mexico, North Carolina, South Carolina, Tennessee, Texas, and Virginia**, where the addition or modification of Base Flood Elevations (BFEs), base flood depths, Special Flood Hazard Area (SFHA) boundaries or zone designations, or the regulatory floodway (hereinafter referred to as flood hazard determinations), as shown on the Flood Insurance Rate Maps (FIRMs), and where applicable, in the supporting Flood Insurance Study (FIS) reports, prepared by FEMA for each community, is appropriate because of new scientific or technical data. The FIRM, and where applicable, portions of the FIS report, have been revised to reflect the flood hazard determinations through issuance of a Letter of Map Revision (LOMR), in accordance with federal regulations. The flood hazard determinations will be finalized on the dates listed in the table in the notice and revise the FIRM panels and FIS report in effect prior to the determination for the listed communities. From the date of the second publication of notification of the changes in a newspaper of local circulation, any person has 90 days in which to request through the community that the Deputy Associate Administrator for Insurance and Mitigation reconsider the changes. The flood hazard determination information may be changed

during the 90-day period. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-25/pdf/2023-11155.pdf>. *Federal Register*, Vol. 88, No. 101, 05/25/2023, 33897-33901.

### FEMA Issues Proposed Flood Hazard Determinations.

- FEMA seeks comment regarding proposed flood hazard determinations, which may include additions or modifications of any Base Flood Elevation (BFE), base flood depth, Special Flood Hazard Area (SFHA) boundary or zone designation, or regulatory floodway on the Flood Insurance Rate Maps (FIRMs), and where applicable, in the supporting Flood Insurance Study (FIS) reports for communities in the states of **Massachusetts and Ohio**, as listed in the table in the notice. The FIRM and FIS report are the basis of the floodplain management measures that the community is required either to adopt or to 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 **08/22/2023**. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-24/pdf/2023-11096.pdf>. *Federal Register*, Vol. 88, No. 100, 05/24/2023, 33623-33624.
- FEMA seeks comment regarding proposed flood hazard determinations, which may include additions or modifications of any Base Flood Elevation (BFE), base flood depth, Special Flood Hazard Area (SFHA)





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boundary or zone designation, or regulatory floodway on the Flood Insurance Rate Maps (FIRMs), and where applicable, in the supporting Flood Insurance Study (FIS) reports for communities in the state of **Missouri**, as listed in the table in the notice. The FIRM and FIS report are the basis of the floodplain management measures that the community is required either to adopt or to 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 **08/22/2023**. The notice may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2023-05-24/pdf/2023-11099.pdf>.

*Federal Register*, Vol. 88, No. 100, 05/24/2023, 33624-33625.

- FEMA seeks comment regarding proposed flood hazard determinations, which may include additions or modifications of any Base Flood Elevation (BFE), base flood depth, Special Flood Hazard Area (SFHA) boundary or zone designation, or regulatory floodway on the Flood Insurance Rate Maps (FIRMs), and where applicable, in the supporting Flood Insurance Study (FIS) reports for communities in the states of **Colorado** and **Wyoming**, as listed in the table in the notice. The FIRM and FIS report are the basis of the floodplain management measures that the community is required either to adopt or to 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 **08/22/2023**. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-24/pdf/2023-11098.pdf>.

[R-2023-05-24/pdf/2023-11098.pdf](https://www.govinfo.gov/content/pkg/FR-2023-05-24/pdf/2023-11098.pdf).

*Federal Register*, Vol. 88, No. 100, 05/24/2023, 33626-33627.

- FEMA seeks comment regarding proposed flood hazard determinations, which may include additions or modifications of any Base Flood Elevation (BFE), base flood depth, Special Flood Hazard Area (SFHA) boundary or zone designation, or regulatory floodway on the Flood Insurance Rate Maps (FIRMs), and where applicable, in the supporting Flood Insurance Study (FIS) reports for communities in the states of **Arkansas**, **Georgia**, and **Kentucky**, as listed in the table in the notice. The FIRM and FIS report are the basis of the floodplain management measures that the community is required either to adopt or to 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 **08/22/2023**. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-24/pdf/2023-11095.pdf>.
- FEMA seeks comment regarding proposed flood hazard determinations, which may include additions or modifications of any Base Flood Elevation (BFE), base flood depth, Special Flood Hazard Area (SFHA) boundary or zone designation, or regulatory floodway on the Flood Insurance Rate Maps (FIRMs), and where applicable, in the supporting Flood Insurance Study (FIS) reports for communities in the state of **Michigan**, as



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listed in the table in the notice. The FIRM and FIS report are the basis of the floodplain management measures that the community is required either to adopt or to 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 **08/23/2023**. The notice may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2023-05-25/pdf/2023-11160.pdf>.

*Federal Register*, Vol. 88, No. 101, 05/25/2023, 33896-33897.

- FEMA seeks comment regarding proposed flood hazard determinations, which may include additions or modifications of any Base Flood Elevation (BFE), base flood depth, Special Flood Hazard Area (SFHA) boundary or zone designation, or regulatory floodway on the Flood Insurance Rate Maps (FIRMs), and where applicable, in the supporting Flood Insurance Study (FIS) reports for communities in the states of **Colorado** and **Oregon**, as listed in the table in the notice. The FIRM and FIS report are the basis of the floodplain management measures that the community is required either to adopt or to 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 **09/05/2023**. The notice may be viewed at:  
<https://www.govinfo.gov/content/pkg/FR-2023-06-05/pdf/2023-11812.pdf>.  
*Federal Register*, Vol. 88, No. 107, 06/05/2023, 36607-36609.

- FEMA seeks comment regarding proposed flood hazard determinations, which may include additions or modifications of any Base Flood Elevation (BFE), base flood depth, Special Flood Hazard Area (SFHA) boundary or zone designation, or regulatory floodway on the Flood Insurance Rate Maps (FIRMs), and where applicable, in the supporting Flood Insurance Study (FIS) reports for communities in the state of **Florida**, as listed in the table in the notice. The FIRM and FIS report are the basis of the floodplain management measures that the community is required either to adopt or to 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 **09/05/2023**. The notice may be viewed at:  
<https://www.govinfo.gov/content/pkg/FR-2023-06-05/pdf/2023-11809.pdf>.  
*Federal Register*, Vol. 88, No. 107, 06/05/2023, 36609-36610.

### FEMA Withdraws Proposed Flood Hazard Determinations.

FEMA has withdrawn proposed flood hazard determinations, which may include the addition or modification of any Base Flood Elevation, base flood depth, Special Flood Hazard Area boundary or zone designation, or regulatory floodway (herein after referred to as proposed flood hazard determinations) on the Flood Insurance Rate Maps and, where applicable, in the supporting Flood Insurance Study reports for McIntosh County, **North**



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**Dakota** and Incorporated Areas. The withdrawal is effective **06/05/2023**. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-06-05/pdf/2023-11811.pdf>. *Federal Register*, Vol. 88, No. 107, 06/05/2023, 36609.

### **FEMA Seeks Comment on Standard Flood Hazard Determination Form.**

FEMA seeks comment regarding an information collection titled, Standard Flood Hazard Determination Form (SFHDF). The form is used by federally-regulated lending institutions, federal agency lenders, Federal National Mortgage Association (Fannie Mae), Federal Home Loan Mortgage Corporation (Freddie Mac), and Government National Mortgage Association (Ginnie Mae). Federally-regulated lending institutions complete the form when making, increasing, extending, renewing, or purchasing each loan for the purpose of determining whether flood insurance is required and available. Comments are due **08/07/2023**. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-06-07/pdf/2023-12154.pdf>. *Federal Register*, Vol. 88, No. 109, 06/07/2023, 37259.

### **Treasury Announces Mandatory Survey of Foreign-Residents' Holding of U.S. Securities.**

The Department of Treasury (Treasury) announced a mandatory survey of foreign-residents' holdings of U.S. securities, including equities, short-term debt securities (including selected money market instruments), and long-term debt securities,

as of **06/30/2023**. The mandatory survey is conducted under the authority of the International Investment and Trade in Services Survey Act. Copies of the survey and instructions, which contain information on reporting procedures and definitions, may be obtained at the website address provided in the notice. Data should be submitted by **08/31/2023**. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-16/pdf/2023-10350.pdf>. *Federal Register*, Vol. 88, No. 94, 05/16/2023, 31305-31306.

### **IRS Issues Revised Actuarial Tables Used to Value Inter Vivos and Testamentary Transfers of Interests.**

The Internal Revenue Service (IRS) issued final regulations relating to the use of actuarial tables in valuing annuities, interests for life or a term of years in property, and remainder or reversionary interests in property. The regulations are necessary because applicable law requires that the actuarial tables be revised not less frequently than once every 10 years. The regulations will affect persons valuing inter vivos and testamentary transfers of interests in property dependent on one or more measuring lives. The regulations are effective **06/01/2023**. The final regulations may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-06-07/pdf/2023-11837.pdf>. *Federal Register*, Vol. 88, No. 109, 06/07/2023, 37424-37466.

### **IRS Proposes Guidance on Low-Income Communities Bonus Credit Program.**



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IRS issued a proposed rule concerning the low-income communities bonus energy investment credit program established pursuant to the Inflation Reduction Act. Applicants investing in certain solar and wind powered-electricity generation facilities may apply for an allocation of environmental justice solar and wind capacity limitation to increase the amount of an energy investment credit for the taxable year in which the facility is placed in service. IRS has proposed definitions and requirements that would be applicable for the program allocating the calendar year 2023 capacity limitation, which also would inform guidance applicable for future program years. Comments are due **06/30/2023**. The proposed rule may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-06-01/pdf/2023-11718.pdf>. *Federal Register*, Vol. 88, No. 105, 06/01/2023, 35791-35802.

### **IRS Issues Proposed Rule on Malta Personal Retirement Scheme Listed Transaction.**

IRS issued a proposed rule that would identify transactions that are the same as, or substantially similar to, certain Malta personal retirement scheme transactions as listed transactions, a type of reportable transaction. Material advisors and participants in the listed transactions would be required to file disclosures with IRS and be subject to penalties for failure to disclose. Malta's personal retirement schemes were enacted as part of the Retirement Pensions Act and implemented by regulations in 2015. They are tax-favored savings arrangements in Malta that allow individuals or their employers to

contribute assets to a trust or other investment vehicle for such individuals' benefit. Comments are due **08/07/2023**. The proposed rule may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-06-07/pdf/2023-11861.pdf>. *Federal Register*, Vol. 88, No. 109, 06/07/2023, 37186-37194.

### **IRS Seeks Comment on Disclosure of Penalty on Income Tax Return Preparers Who Understate Taxpayer Liability.**

IRS seeks comment regarding an information collection titled, Penalty on Income Tax Return Preparers Who Understate Taxpayer's Liability on a Federal Income Tax Return or Claim for Refund. Section 6694 of the Internal Revenue Code sets forth the penalty for understatement of a taxpayer's liability on a federal income tax return or claim for refund. In certain circumstances, the preparer may avoid the penalty by disclosing on a Form 8275 or by advising the taxpayer or another preparer that disclosure is necessary. Comments are due **08/04/2023**. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-06-05/pdf/2023-11851.pdf>. *Federal Register*, Vol. 88, No. 107, 06/05/2023, 36649-36650.

### **FHFA Issues Correction to Prudential Management and Operation Standards Proposed Rule.**

The Federal Housing Finance Agency (FHFA) issued a correction to inadvertent typographical errors in the preamble of a



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proposed rule published in the *Federal Register* on **05/04/2023**. The proposed rule amends the regulation which governs prudential management and operations standards located at 12 CFR Part 1236. Comments remain due **07/03/2023**. The correction may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-06-01/pdf/2023-11604.pdf>. *Federal Register*, Vol. 88, No. 105, 06/01/2023, 35780.

### **SBA Seeks Comment on Changes to 504 Loan Program.**

The Small Business Administration (SBA) seeks comment regarding changes to the job creation or retention requirements under the Development Company Loan Program (504 Loan Program). The changes increase the dollar amounts used in calculating the number of jobs that must be created or retained for each 504 Project and for the portfolio average of each Certified Development Company. The job creation or retention requirements will apply to all 504 loans that are approved under the 504 Loan Program on or after **05/11/2023**. Comments are due **06/12/2023**. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-11/pdf/2023-10055.pdf>. *Federal Register*, Vol. 88, No. 91, 05/11/2023, 30379-30381.

### **SBA Opens New Small Business Lending Company Application Period.**

SBA announced the opening of the application period for new Small Business Lending Companies (SBLC) licenses from **06/01/2023** to **07/31/2023**, and shared the process by which entities may apply. SBA is not accepting

applications for Community Advantage SBLCs at this time; however, qualified entities may apply under the Community Advantage pilot authority until **09/30/2023**. See the notice for new SBLC license application deadlines. The notice is effective **06/01/2023**. Comments are due **06/21/2023**. The notice may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2023-05-22/pdf/2023-10310.pdf>. *Federal Register*, Vol. 88, No. 98, 05/22/2023, 32623-32625.

### **Agencies Propose to Amend RBDG Program References to Tribes and Tribal Business to Provide Equitable Access.**

The Rural Business-Cooperative Service (RBC) and the Rural Utilities Service (RUS) (collectively, the agencies) issued a proposed rule meant to increase Tribal Government participation with the Rural Business Development (RBDG) Program through programmatic amendments as outlined in the proposed rule. The RBDG Program is intended for governmental entities and non-profits that foster economic development, job creation, and business creation in rural and Tribal communities. Eligible applicants for RBDG assistance include rural towns, communities, State agencies, authorities, nonprofit corporations, institutions of higher education, Federally-recognized Tribes, and cooperatives (if organized as a private nonprofit corporation). Comments are due **07/24/2023**. The proposed rule may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-24/pdf/2023-10631.pdf>. *Federal Register*, Vol. 88, No. 100, 05/24/2023, 33552-33555.





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### Agencies Seek Applications for Various Programs.

- The Rural Utilities Service (RUS) issued a notice of funding opportunity (NOFO) soliciting Letters of Interest for applications under the Empowering Rural America (New ERA) Program. In addition, RUS announced the eligibility requirements, application process and deadlines, and the criteria that will be used by RUS to assess applications. RUS will utilize the New ERA funds to assist eligible entities to achieve the greatest reduction in greenhouse gas emissions while advancing the long-term resiliency, reliability, and affordability of rural electric systems. See the NOFO for deadlines and application details. NOFO may be viewed at:  
<https://www.govinfo.gov/content/pkg/FR-2023-05-16/pdf/2023-10392.pdf>.  
*Federal Register*, Vol. 88, No. 94, 05/16/2023, 31218-31232.
- The Rural Utilities Service (RUS) issued a notice of funding opportunity (NOFO) soliciting Letters of Interest (LOI) for loan applications under the Powering Affordable Clean Energy (PACE) Program. The loan funds will be made to qualified PACE applicants to finance power generation Projects for Renewable Energy Resource systems or Energy Storage Systems that support renewable energy resource projects. See the NOFO for deadlines and application details. The NOFO may be viewed at:  
<https://www.govinfo.gov/content/pkg/FR-2023-05-16/pdf/2023-10388.pdf>.

*Federal Register*, Vol. 88, No. 96, 05/16/2023, 31232-31243.

- The Rural Housing Service (RHS) issued a notice of funding availability (NOFA) for applications under its Native Community Development Financial Institution (NCDFI) Relending Demonstration Program for fiscal year 2023. Loans under the program will be made to qualified NCDFI to relend funds to low- and very low-income ultimate recipients to acquire, build, rehabilitate, improve, or relocate dwellings on Tribal Land in rural areas. See the NOFA for deadlines, and program details. The NOFA may be viewed at:  
<https://www.govinfo.gov/content/pkg/FR-2023-05-18/pdf/2023-10605.pdf>.  
*Federal Register*, Vol. 88, No. 96, 05/18/2023, 31669-31674.
- The Farm Service Agency (FSA) issued a notice of funding availability (NOFA) for marketing assistance to organic dairy operations in the United States. Eligible Organic Dairy Marketing Assistance Program (ODMAP) participants will receive a one-time payment to assist with projected marketing costs for 2023. See the NOFA for program information, application details, and deadlines. The NOFA may be viewed at:  
<https://www.govinfo.gov/content/pkg/FR-2023-05-24/pdf/2023-11030.pdf>.  
*Federal Register*, Vol. 88, No. 100, 05/24/2023, 33562-33566.

### FSA Seeks Comment on Two Farm Loan Program Information Collections.



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The Farm Service Agency (FSA) seeks comment regarding two Farm Loan Program information collections. The two collection requests in the Farm Loan Programs are: Guaranteed Farm Loan and General Program Administration. In the General Program Administration, the information collected is used to ensure that applicants meet statutory eligibility requirements, loan funds are used for authorized purposes, and the government's interest in security is adequately protected. In the Guaranteed Farm Loan Program, the collected information is needed to make and service loans guaranteed by FSA to eligible farmers and ranchers by commercial lenders and nontraditional lenders. Comments are due **07/24/2023**. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-23/pdf/2023-10910.pdf>. *Federal Register*, Vol. 88, No. 99, 05/23/2023, 33080-33081.

### **RUS Confirms Previously Published Rules as Final.**

- The Rural Utilities Service (RUS) published a final rule with comment in the *Federal Register* on **02/06/2023**, to revise its Policy on Audits to change the title, remove an unnecessary report, update terminology, clarify RUS contacts and filing requirements, and update or remove any outdated references. The document also made conforming changes to other regulations. The changes provide uniformity and consistency for all RUS awardees. RUS has confirmed the rule as final. The final rule is confirmed as of **05/08/2023**. The final rule may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-18/pdf/2023-10413.pdf>.

[R-2023-05-18/pdf/2023-10413.pdf](https://www.govinfo.gov/content/pkg/FR-2023-05-18/pdf/2023-10413.pdf).

*Federal Register*, Vol. 88, No. 98, 05/18/2023, 31603-31604.

- RUS published a final rule with comment in the *Federal Register* on **01/30/2023**, to make updates to the Rural eConnectivity Program regulation to ensure that requirements are clear, accurate as presented, and in compliance with federal reporting requirements. RUS has confirmed the rule as final. The final rule is confirmed as of **05/01/2023**. The final rule may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-25/pdf/2023-11134.pdf>. *Federal Register*, Vol. 88, No. 101, 05/25/2023, 33816.

### **RHS Seeks Comment on Rural Rental Housing Program Information Collection.**

The Rural Housing Service (RHS) seeks comment regarding an information collection titled, 7 CFR 3560, Rural Rental Housing Program. The program provides adequate, affordable, decent, safe, and sanitary rental units for very low-, low-, and moderate-income households in rural areas. The information collection is being revised as further explained in the notice. Comments are due **08/08/2023**. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-06-09/pdf/2023-12331.pdf>. *Federal Register*, Vol. 88, No. 111, 06/09/2023, 37848-37849.



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### **CFTC Seeks Comment on Exemption from DCO Registration Information Collection.**

The Commodity Futures Trading Commission (CFTC) seeks comment regarding an information collection titled, Exemption from Derivatives Clearing Organization (DCO) Registration. The information collection is associated with CFTC regulations which codify the policies and procedures that CFTC follows with respect to granting exemptions from registration as a DCO for the clearing of proprietary swaps for U.S. persons and futures commission merchants. The information collected is necessary for CFTC to determine whether a clearing organization qualifies for exemption from DCO registration, to evaluate the continued eligibility of the exempt DCO for exemption to review compliance by the exempt DCO with any conditions of such exemption, or to conduct its oversight of U.S. persons and the swaps that are cleared by U.S. persons through the exempt DCO. Comments are due **07/31/2023**. The notice may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2023-05-30/pdf/2023-11423.pdf>. *Federal Register*, Vol. 88, No. 103, 05/30/2023, 34489-34490.

### **SEC Makes Technical Amendments to Forms BD and BDW.**

The Securities and Exchange Commission (SEC) issued a final rule to make technical amendments to Form BD and Form BDW, the uniform broker-dealer registration form and the uniform request for withdrawal from broker-dealer registration, respectively. The technical amendments update the current list

of self-regulatory organizations and government jurisdictions and make conforming changes to the definition of "jurisdiction" in the forms. The final rule is effective **05/23/2023**. The final rule may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2023-05-23/pdf/2023-10442.pdf>. *Federal Register*, Vol. 88, No. 99, 05/23/2023, 32963-32966.

### **SEC Issues Final Rule on Share Repurchase Disclosure Modernization.**

SEC issued a final rule to modernize and improve disclosure about repurchases of an issuer's equity securities that are registered under the Securities Exchange Act. The amendments require additional detail regarding the structure of an issuer's repurchase program and its share repurchases, require the filing of daily quantitative repurchase data either quarterly or semi-annually, and eliminate the requirement to file monthly repurchase data in an issuer's periodic reports. The amendments also revise and expand the existing periodic disclosure requirements about repurchases. Finally, the amendments add new quarterly disclosure in certain periodic reports related to an issuer's adoption and termination of certain trading arrangements. The final rule is effective **07/31/2023**. The final rule may be viewed at:

<https://www.govinfo.gov/content/pkg/FR-2023-06-01/pdf/2023-09965.pdf>. *Federal Register*, Vol. 88, No. 105, 06/01/2023, 36002-36063.



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### **SEC Issues Proposed Rule to Amend Covered Clearing Agency Resilience, Recovery, and Wind-Down Plans.**

SEC issued a proposed rule to amend certain portions of the Covered Clearing Agency Standards under the Securities Exchange Act to strengthen existing rules regarding margin with respect to intraday margin and the use of substantive inputs to a covered clearing agency's risk-based margin system. SEC has also proposed a new rule to establish requirements for the contents of a covered clearing agency's recovery and wind-down plan. Comments are due **07/17/2023**. The proposed rule may be viewed at <https://www.govinfo.gov/content/pkg/FR-2023-05-30/pdf/2023-10889.pdf>. *Federal Register*, Vol. 88, No. 103, 05/30/2023, 34708-34743.

### **FASB Seeks Comment on Leases Implementation Guidance Updates.**

The Federal Accounting Standards Advisory Board (FASB) announced the release of an exposure draft technical release titled, Leases Implementation Guidance Updates. The release may be found on the FASB website. FASB seeks comment on any part of the exposure draft. Comments are due **06/30/2023**. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-06-05/pdf/2023-11836.pdf>. *Federal Register*, Vol. 88, No. 107, 06/05/2023, 36578.

### **VA Seeks Comment on Status of Loan Account Information Collection.**

The Department of Veterans Affairs (VA) seeks comment regarding an information

collection titled, Status of Loan Account, Foreclosure or Other Liquidation, VA Form 26-0971. VA Form 26-0971 is used when the holder of a delinquent vendee account is legally entitled to repurchase the loan by VA when the loan has been continuously in default for three months and the amount of the delinquency equals or exceeds the sum of two monthly installments. Comments are due within 30 days of publication of the notice. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-18/pdf/2023-10601.pdf>. *Federal Register*, Vol. 88, No. 96, 05/18/2023, 31854.

### **VA Seeks Comment on Statement Assuming Seller's Loan Information Collection.**

VA seeks comment regarding an information collection titled, Statement of Purchaser or Owner Assuming Seller's Loan, VA Form 26-6382. Title 38, U.S.C., section 3702, authorizes collection of the information to help determine the release of liability and substitution of entitlement. Comments are due within 30 days of publication of the notice. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-18/pdf/2023-10597.pdf>. *Federal Register*, Vol. 88, No. 96, 05/18/2023, 31854.

### **CDFI Amends Deadlines for Bank Enterprise Award Program Applications.**

The Community Development Financial Institutions (CDFI) Fund issued a notice to amend five deadlines contained in the notice of funds availability (NOFA) for the Bank Enterprise Award Program (BEA Program). On



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**04/03/2023**, CDFI Fund published a NOFA in the *Federal Register* for grants under BEA Program pursuant to the Consolidated Appropriations Act, 2023. The amended deadlines are listed in Table A within the notice. The notice may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-19/pdf/2023-10767.pdf>. *Federal Register*, Vol. 88, No. 97, 05/19/2023, 32277-32278.

### **Presidential Proclamation Revokes Air Travel COVID-19 Vaccination Requirement.**

President Biden issued a proclamation to revoke the air travel COVID-19 vaccination requirement. The proclamation states the finding that, except as provided in any other applicable proclamation, the unrestricted entry of persons described in section 2 of Proclamation 10294 is no longer detrimental to the interests of the United States. Therefore, the air travel COVID-19 vaccination requirement has been revoked. The proclamation is effective **05/12/2023**. The proclamation may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-15/pdf/2023-10406.pdf>. *Federal Register*, Vol. 88, No. 91, 05/15/2023, 30889-30890.

### **NCUA Issues Proposed Rule on Charitable Donation Accounts.**

The National Credit Union Administration (NCUA) issued a proposed rule to amend the charitable donation accounts (CDA) section of NCUA's incidental powers regulation to add "war veterans' organizations," (veterans' organizations) as defined under section

501(c)(19) of the Internal Revenue Code, to the definition of a "qualified charity" that a federal credit union may contribute to using a CDA. NCUA is also asking if there are other groups, entities, or organizations NCUA should consider adding to the definition of a "qualified charity" to inform potential future rulemaking. Comments are due **07/31/2023**. The proposed rule may be viewed at: <https://www.govinfo.gov/content/pkg/FR-2023-05-31/pdf/2023-11556.pdf>. *Federal Register*, Vol. 88, No. 104, 05/31/2023, 34792-34794.





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### 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>
* <b>Bureau of Consumer Financial Protection (CFPB)</b>	Amendments to Regulation Z to Address PACE Financing.	<i>Federal Register</i> , Vol. 88, No. 91, 05/11/2023, 30388- 30440.	<b>Jul. 26, 2023</b>
<b>Commodity Futures Trading Commission (CFTC)</b>	DCO Risk Management Regulations for the Treatment of Separate Accounts.	<i>Federal Register</i> , Vol. 88, No. 72, 04/14/2023, 22934- 22955.	<b>Jun. 13, 2023</b>
* <b>Federal Deposit Insurance Corporation (FDIC)</b>	Special Assessments Pursuant to Systemic Risk Determination.	<i>Federal Register</i> , Vol. 88, No. 98, 05/22/2023, 32694- 32709.	<b>Jul. 21, 2023</b>
<b>Federal Housing Finance Agency (FHFA)</b>	Fair Lending, Fair Housing, and Equitable Housing Finance Plans.	<i>Federal Register</i> , Vol. 88, No. 80, 04/26/2023, 25293- 25309.	<b>Jun. 26, 2023</b>
* <b>FHFA</b>	Prudential Management and Operations Standards.  <b>CORRECTION:</b> Prudential Management and Operations Standards.	<i>Federal Register</i> , Vol. 88, No. 86, 05/04/2023, 28433- 28440.  <i>Federal Register</i> , Vol. 88, No. 105, 06/01/2023, 35780.	<b>Jul. 03, 2023</b>
<b>Federal Trade Commission (FTC)</b>	Amendments to Negative Option Rule.	<i>Federal Register</i> , Vol. 88, No. 78, 04/24/2023, 24716- 24739.	<b>Jun. 23, 2023</b>



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	<b>Financial Stability Oversight Council (FSOC)</b>	<b>GUIDANCE:</b> Authority To Require Supervision and Regulation of Certain Non-Bank Financial Companies.	<i>Federal Register</i> , Vol. 88, No. 82, 04/28/2023, 26234-26244.	<b>Jun. 27, 2023</b>
	<b>Housing and Urban Development, Dept. of (HUD)</b>	<b>ANPR:</b> Updates to Section 504 Regulations to Adopt Accessibility Standard.	<i>Federal Register</i> , Vol. 88, No. 79, 04/25/2023, 24938-24944.	<b>Jul. 24, 2023</b>
*	<b>Internal Revenue Service (IRS)</b>	Guidance on Low-Income Communities Bonus Credit Program.	<i>Federal Register</i> , Vol. 88, No. 105 06/01/2023, 35791-35802.	<b>Jun. 30, 2023</b>
	<b>IRS</b>	Repatriations of Intangible Property.	<i>Federal Register</i> , Vol. 88, No. 85, 05/03/2023, 27819-27832.	<b>Jul. 03, 2023</b>
	<b>IRS</b>	Rules for Supervisory Approval of Penalties.	<i>Federal Register</i> , Vol. 88, No. 69, 04/11/2023, 21564-21572.	<b>Jul. 10, 2023</b>
	<b>IRS</b>	Valuable Consideration Rules for Exchanges of Life Insurance and Other Life Insurance Contract Transactions.	<i>Federal Register</i> , Vol. 88, No. 90, 05/10/2023, 30058-30068.	<b>Jul. 10, 2023</b>
*	<b>IRS</b>	Malta Personal Retirement Scheme Listed Transaction.	<i>Federal Register</i> , Vol. 88, No. 109, 06/07/2023, 37186-37194.	<b>Aug. 07, 2023</b>
*	<b>National Credit Union Administration (NCUA)</b>	Amendments to Charitable Donation Accounts Provisions of Incidental Powers Regulation.	<i>Federal Register</i> , Vol. 88, No. 104, 05/31/2023, 34792-34794.	<b>Jul. 31, 2023</b>



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*	<b>Rural Business-Cooperative Service (RBC)</b>	Amendments to Tribes and Tribal Business References in Rural Business Development Grant Regulation to Provide Equitable Access.	<i>Federal Register</i> , Vol. 88, No. 100, 05/24/2023, 33552-33555.	<b>Jul. 24, 2023</b>
*	<b>Rural Utilities Service (RUS)</b>	Amendments to Tribes and Tribal Business References in Rural Business Development Grant Regulation to Provide Equitable Access.	<i>Federal Register</i> , Vol. 88, No. 100, 05/24/2023, 33552-33555.	<b>Jul. 24, 2023</b>
	<b>Securities and Exchange Commission (SEC)</b>	Comment Period Reopened for Modernization of Beneficial Ownership Reporting.	<i>Federal Register</i> , Vol. 88, No. 86, 05/04/2023, 28440-28442.	<b>Jun. 27, 2023</b>
*	<b>SEC</b>	Amendments to Rules for Covered Clearing Agency Resilience, Recovery, and Wind-Down Plans.	<i>Federal Register</i> , Vol. 88, No. 103, 05/30/2023, 34708-34743.	<b>Jul. 17, 2023</b>

### Final Rules and Effective Dates



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	<u>Agency</u>	<u>Final Rule</u>	<u>Federal Register Publication Date and Page Number</u>	<u>Effective Date</u>
*	<b>Bureau of Consumer Financial Protection (CFPB)</b>	<b>INTERIM FINAL RULE:</b> Amendments to Regulation Z to Facilitate LIBOR Transition Consistent With LIBOR Act.	<i>Federal Register</i> , Vol. 88, No. 91, 05/11/2023, 30598- 30632.	<b>May 15, 2023</b>  Comments Due: <b>Jun. 12, 2023</b>
*	<b>CFPB</b>	<b>CIRCULAR:</b> 2023-02, Reopening Deposit Accounts That Consumers Previously Closed.	<i>Federal Register</i> , Vol. 88, No. 100, 05/24/2023, 33545- 33548.	Published: <b>May 24, 2023</b>
	<b>CFPB</b>	<b>NOTICE:</b> Comments Requested on Information Collection: Student Loan Survey.	<i>Federal Register</i> , Vol. 88, No. 81, 04/27/2023, 25624- 25625.	Comments Due: <b>Jun. 26, 2023</b>
*	<b>CFPB</b>	<b>NOTICE:</b> Comments Requested on Information Collection: Making Ends Meet Survey.	<i>Federal Register</i> , Vol. 88, No. 94, 05/16/2023, 31251- 31252.	Comments Due: <b>Jul. 17, 2023</b>
*	<b>CFPB</b>	<b>NOTICE:</b> Comments Requested on Information Collection: CFPB National Age-Friendly Banking Survey.	<i>Federal Register</i> , Vol. 88, No. 98, 05/22/2023, 32757- 32758.	Comments Due: <b>Jul. 21, 2023</b>
*	<b>CFPB</b>	Section 1071 Small Business Lending Rule Under Equal Credit Opportunity Act, Regulation B.	<i>Federal Register</i> , Vol. 88, No. 104, 05/31/2023, 35150- 35571.	<b>Aug. 29, 2023</b>
*		<b>NOTICE:</b> Statement on Enforcement and Supervisory Practices Relating to Section 1071 Small Business Lending Rule Under Equal Credit Opportunity Act, Regulation B.	<i>Federal Register</i> , Vol. 88, No. 104, 05/31/2023, 34833- 34834.	<b>Aug. 29, 2023</b>





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*	<b>Commodity Futures Trading Commission (CFTC)</b>	<b>NOTICE:</b> Comments Requested on Information Collection: Exemption From DCO Registration.	<i>Federal Register</i> , Vol. 88, No. 103, 05/30/2023, 34489-34490.	Comments Due: <b>Jul. 31, 2023</b>
	<b>CFTC</b>	Clearing Requirement Determination to Account for the Transition From LIBOR.	<i>Federal Register</i> , Vol. 87, No. 163, 08/24/2022, 52182-52221.	<b>Sep. 23, 2022</b>  Amendatory Instructions 3 and 5, Effective: <b>Jul. 01, 2023</b>
*	<b>Community Development Financial Institutions Fund (CDFI)</b>	<b>NOTICE:</b> Application Deadlines Amended for Bank Enterprise Award Program.	<i>Federal Register</i> , Vol. 88, No. 97, 05/19/2023, 32277-32278.	Issued: <b>May 19, 2023</b>
*	<b>Farm Service Agency (FSA)</b>	<b>NOTICE:</b> Funding Availability for Organic Dairy Marketing Assistance Program.	<i>Federal Register</i> , Vol. 88, No. 100, 05/24/2023, 33562-33566.	Issued: <b>May 24, 2023</b>
	<b>FSA</b>	<b>NOTICE:</b> Comments Requested on Information Collection: Power of Attorney, Form FSA-211.	<i>Federal Register</i> , Vol. 88, No. 84, 05/02/2023, 27432.	Comments Due: <b>Jul. 03, 2023</b>
*	<b>FSA</b>	<b>NOTICE:</b> Comments Requested on Information Collections: Guaranteed Farm Loan Program and General Program Administration.	<i>Federal Register</i> , Vol. 88, No. 99, 05/23/2023, 33080-33081.	Comments Due: <b>Jul. 24, 2023</b>
*	<b>Federal Accounting Standards Advisory Board (FASB)</b>	<b>NOTICE:</b> Comments Requested on Exposure Draft Technical Release: Leases Implementation Guidance Updates.	<i>Federal Register</i> , Vol. 88, No. 107, 06/05/2023, 36578.	Comments Due: <b>Jun. 30, 2023</b>



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	<b>Federal Communications Commission (FCC)</b>	Effective Date for Rules that Implement Section 8 of TRACED Act.	<i>Federal Register</i> , Vol. 88, No. 13, 01/20/2023, 3668.	Amendments to 47 CFR 64.1200(a)(3)(ii) through (v), (b)(2) and (3), and (d): <b>Jul. 20, 2023</b>
	<b>FCC</b>	Limits on Exempted Calls Under Telephone Consumer Protection Act.	<i>Federal Register</i> , Vol. 88, No. 13, 01/20/2023, 3668-3677.	<b>Jul. 20, 2023</b>
*	<b>Federal Deposit Insurance Corporation (FDIC)</b>	<b>NOTICE:</b> Intent To Terminate Receiverships.	<i>Federal Register</i> , Vol. 88, No. 98, 05/22/2023, 32768-32769.  <i>Federal Register</i> , Vol. 88, No. 103, 05/30/2023, 34501.	Issued: <b>May 22, 2023</b>  Issued: <b>May 30, 2023</b>
*	<b>FDIC</b>	<b>GUIDANCE:</b> Third-Party Relationships: Risk Management.	<i>Federal Register</i> , Vol. 88, No. 111, 06/09/2023, 37920-37937.	<b>Jun. 06, 2023</b>
	<b>FDIC</b>	Technical Correction Instruction for Equal Housing Lending Poster.	<i>Federal Register</i> , Vol. 88, No. 78, 04/24/2023, 24677-24678.	<b>Jun. 23, 2023</b>
	<b>FDIC</b>	<b>NOTICE:</b> Comments Requested on Information Collection: Fast-Track Generic Qualitative Surveys.	<i>Federal Register</i> , Vol. 88, No. 78, 04/24/2023, 24796-24797.	Comments Due: <b>Jun. 23, 2023</b>
*	<b>FDIC</b>	<b>NOTICE:</b> Comments Requested on Information Collections: Reverse Mortgage Products and Volcker Rule Restrictions on Proprietary Trading and	<i>Federal Register</i> , Vol. 88, No. 105, 06/01/2023, 35874-35876.	Comments Due: <b>Jul. 31, 2023</b>



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	Relationships with Hedge Funds and Private Equity Funds.		
* <b>Federal Emergency Management Agency (FEMA)</b>	<b>NOTICE:</b> Comments Requested on Information Collection: Standard Flood Hazard Determination Form.	<i>Federal Register</i> , Vol. 88, No. 109, 06/07/2023, 37259.	Comments Due: <b>Aug. 07, 2023</b>
<b>Federal Reserve Board (FRB)</b>	<b>NOTICE:</b> Semiannual Regulatory Agenda.	<i>Federal Register</i> , Vol. 88, No. 35, 02/22/2023, 11366-11367.	Issued: <b>Feb. 22, 2023</b>  Comments may be submitted any time during next 6 months.
* <b>FRB</b>	Amendments to Regulation A to Increase Rates for Primary and Secondary Credit Extensions by Federal Reserve Banks.	<i>Federal Register</i> , Vol. 88, No. 91, 05/11/2023, 30215-30216.	<b>May 11, 2023</b>
* <b>FRB</b>	Amendments to Regulation D to Revise Rate of Interest Paid on Balances at Federal Reserve Banks.	<i>Federal Register</i> , Vol. 88, No. 91, 05/11/2023, 30216-30217.	<b>May 11, 2023</b>
* <b>FRB</b>	Amendments to Delegation of Authority Rules.	<i>Federal Register</i> , Vol. 88, No. 98, 05/22/2023, 32621-32623.	<b>May 22, 2023</b>
* <b>FRB</b>	<b>GUIDANCE:</b> Third-Party Relationships: Risk Management.	<i>Federal Register</i> , Vol. 88, No. 111, 06/09/2023, 37920-37937.	<b>Jun. 06, 2023</b>
<b>Financial Stability Oversight Council (FSOC)</b>	<b>NOTICE:</b> Proposed Analytic Framework for Financial Stability Risk Identification, Assessment, and Response.	<i>Federal Register</i> , Vol. 88, No. 82, 04/28/2023, 26305-26311.	Comments Due: <b>Jun. 27, 2023</b>



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	<b>Housing and Urban Development, Dept. of (HUD)</b>	<b>NOTICE:</b> Reduction to Upfront and Annual Loan Guarantee Fees for Section 184 Indian Housing Program.	<i>Federal Register</i> , Vol. 88, No. 86, 05/04/2023, 28598.	Applicable: <b>Jul. 01, 2023</b>
*	<b>HUD</b>	Implementation of National Standards for the Physical Inspection of Real Estate.	<i>Federal Register</i> , Vol. 88, No. 91, 05/11/2023, 30442-30506.	<b>Jul. 01, 2023</b>
*	<b>Internal Revenue Service (IRS)</b>	Revised Actuarial Tables for Use in Valuing Annuities, Interests for Life or a Term of Years, and Remainder or Reversionary Interests.	<i>Federal Register</i> , Vol. 88, No. 109, 06/07/2023, 37424-37466.	<b>Jun. 01, 2023</b>
*	<b>IRS</b>	<b>NOTICE:</b> Comments Requested on Proposed Information Collection: Penalty on Income Tax Return Preparers Who Understate Taxpayer's Liability on a Federal Income Tax Return or Claim for Refund.	<i>Federal Register</i> , Vol. 88, No. 107, 06/05/2023, 36649-36650.	<b>Aug. 04, 2023</b>
	<b>National Credit Union Administration (NCUA)</b>	<b>NOTICE:</b> Comments Requested on Climate-Related Financial Risk to Federally-Insured Credit Unions.	<i>Federal Register</i> , Vol. 88, No. 79, 04/25/2023, 25028-25031.	Comments Due: <b>Jun. 26, 2023</b>
*	<b>Office of the Comptroller of the Currency (OCC)</b>	<b>GUIDANCE:</b> Third-Party Relationships: Risk Management.	<i>Federal Register</i> , Vol. 88, No. 111, 06/09/2023, 37920-37937.	<b>Jun. 06, 2023</b>
*	<b>OCC</b>	<b>NOTICE:</b> Comments Requested on Information Collection: Supervisory Guidance: Supervisory Review Process of Capital Adequacy (Pillar 2) Related to the Implementation of the Basel II Advanced Capital Framework.	<i>Federal Register</i> , Vol. 88, No. 100, 05/24/2023, 33665-33666.	Comments Due: <b>Jul. 24, 2023</b>



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*	<b>OCC</b>	<b>NOTICE:</b> Comments Requested on Information Collection: Conversions from Mutual to Stock Form.	<i>Federal Register</i> , Vol. 88, No. 108, 06/07/2023, 33665-33666.	Comments Due: <b>Aug. 07, 2023</b>
*	<b>OCC</b>	<b>NOTICE:</b> Comments Requested on Annual Consumer Trust in Banking Survey.	<i>Federal Register</i> , Vol. 88, No. 111, 06/09/2023, 37917-37920.	Comments Due: <b>Oct. 10, 2023</b>
*	<b>Presidential Proclamation</b>	Revocation of Air Travel COVID-19 Vaccination Requirement.	<i>Federal Register</i> , Vol. 88, No. 93, 05/15/2023, 30889-30890.	<b>May 12, 2023</b>
*	<b>Rural Housing Service (RHS)</b>	<b>NOTICE:</b> Funding Availability for Native Community Development Financial Institution Relending Demonstration Program.	<i>Federal Register</i> , Vol. 88, No. 96, 05/18/2023, 31669-31674.	Issued: <b>May 18, 2023</b>
*	<b>RHS</b>	<b>NOTICE:</b> Comments Requested on Information Collection: 7 CFR 3560, Rural Rental Housing Program.	<i>Federal Register</i> , Vol. 88, No. 111, 06/09/2023, 37848-37849.	Comments Due: <b>Aug. 08, 2023</b>
*	<b>Rural Utilities Service (RUS)</b>	Rural eConnectivity Program Rule Confirmed as Final.	<i>Federal Register</i> , Vol. 88, No. 101 05/25/2023, 33816.	<b>May 01, 2023</b>
*	<b>RUS</b>	Policy on Audits of RUS Awardees Rule Confirmed as Final.	<i>Federal Register</i> , Vol. 88, No. 96, 05/18/2023, 31603-31604.	<b>May 08, 2023</b>
*	<b>RUS</b>	<b>NOTICE:</b> Funding Opportunity for Empowering Rural America, New ERA Program.	<i>Federal Register</i> , Vol. 88, No. 94, 05/16/2023, 31218-31232.	Issued: <b>May 16, 2023</b>





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*	<b>RUS</b>	<b>NOTICE:</b> Funding Opportunity for Powering Affordable Clean Energy Program.	<i>Federal Register</i> , Vol. 88, No. 94, 05/16/2023, 31232-31243.	Issued: <b>May 16, 2023</b>
*	<b>Securities and Exchange Commission (SEC)</b>	Technical Amendments to Forms BD and BDW.	<i>Federal Register</i> , Vol. 88, No. 99, 05/23/2023, 32963-32966.	<b>May 23, 2023</b>
	<b>SEC</b>	Enhancement of the Information Mutual Funds, Exchange-Traded Funds, and Other Funds Need Report About Proxy Votes.	<i>Federal Register</i> , Vol. 87, No. 245, 12/22/2022, 78770-78818.	<b>Jul. 01, 2024</b>
*	<b>SEC</b>	Amendments to Modernize and Improve Share Repurchase Disclosures.	<i>Federal Register</i> , Vol. 88, No. 105, 06/01/2023, 36002-36063.	<b>Jul. 31, 2023</b>
*	<b>Small Business Administration (SBA)</b>	<b>NOTICE:</b> Changes to Job Creation and Retention Requirements for Projects under 504 Loan Programs.	<i>Federal Register</i> , Vol. 88, No. 91, 05/11/2023, 30379-30381.	<b>May 11, 2023</b>  Comments Due: <b>Jun. 12, 2023</b>
*	<b>SBA</b>	<b>NOTICE:</b> Small Business Lending Company Application Deadline and Process.	<i>Federal Register</i> , Vol. 88, No. 98, 05/22/2023, 32623-32625.	<b>Jun. 01, 2023</b>  Comments Due: <b>Jun. 21, 2023</b>
*	<b>Treasury, Dept. of (Treasury)</b>	<b>NOTICE:</b> Mandatory Survey of Foreign-Residents' Holdings of U.S. Securities.	<i>Federal Register</i> , Vol. 88, No. 94, 05/16/2023, 31305-31306.	Data Submitted by: <b>Aug. 31, 2023</b>
*	<b>Veterans Affairs, Dept. of (VA)</b>	<b>NOTICE:</b> Comments Requested on Information Collection: Statement of Purchaser or Owner Assuming Seller's Loan.	<i>Federal Register</i> , Vol. 88, No. 96, 05/18/2023, 31854.	Comments due within 30 days of publication.



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*	<b>VA</b>	<b>NOTICE:</b> Comments Requested on Information Collection: Status of Loan Account, Foreclosure or Other Liquidation.	<i>Federal Register</i> , Vol. 88, No. 96, 05/18/2023, 31854.	Comments due within 30 days of publication.
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\* *Denotes new item in the chart*