

M E M O R A N D U M

To: Members, Subcommittee on Financial Institutions and Consumer Credit

From: Committee Majority Staff

Date: September 23, 2016

Subject: September 27, 2016, Financial Institutions and Consumer Credit Subcommittee Hearing entitled “Examining Legislative Proposals to Address Consumers Access to Mainstream Banking Services”

The Subcommittee on Financial Institutions and Consumer Credit will hold a hearing entitled “Examining Legislative Proposals to Address Consumers Access to Mainstream Banking Services” at 10:00 a.m. on Tuesday September 27, 2016, in room 2128 of the Rayburn House Office Building. This will be a one-panel hearing and will include the following witnesses:

- Dr. Michael Turner, President & CEO, Policy and Economic Research Council (PERC);
- Mr. Ron Paul, CEO of Eagle Bank, on behalf of the Independent Community Bankers of America;
- Dr. Norbert Michel, Research Fellow in Financial Regulations, Heritage Foundation; and
- Professor Emma Coleman Jordan, Professor of Law, Georgetown University Law Center.

The purpose of this hearing is to receive testimony on the following legislative proposals.

H.R. 347 (Rep. Royce), the “Facilitating Access to Credit Act of 2015”

Introduced by Representative Royce, the Facilitating Access to Credit Act of 2015 amends the Credit Repair Organizations Act to clarify the applicability of certain requirements and consumer legal protections for consumer reporting agencies that are supervised by the Consumer Financial Protection Bureau.

H.R. 4116 (Rep. Moore), to amend the Federal Deposit Insurance Act to ensure that the reciprocal deposits of an insured depository institution are not considered to be funds obtained by or through a deposit broker, and for other purposes

Introduced by Representative Moore, this bill amends the Federal Deposit Insurance Act to update the definition of deposit broker to allow for a limited exemption for reciprocal deposits held by and institution that:

- (1) was found, at its most recent examination, to have a composite condition of “good” or “outstanding;” or
- (2) does not hold reciprocal deposit exceeding the lesser of \$10 billion or 20 percent of total liabilities

H.R. 4172 (Rep. Ellison), the “Credit Access and Inclusion Act of 2015”

Introduced by Representative Ellison, this bill amends the Fair Credit Reporting Act to allow the Department of Housing and Urban Development as well as utility and telecom companies to report on-time payment data to credit reporting agencies.

H.R. 4211 (Rep. Royce), the “Credit Score Competition Act of 2015”

Introduced by Representative Royce, this bill amends the Federal National Mortgage Association Charter Act to authorize the establishment and public release of the validation and approval process of any credit scoring model used by the Federal National Mortgage Association (Fannie Mae) and the Federal Home Loan Mortgage Corporation (Freddie Mac) in purchasing residential mortgages.

H.R. 5660, (Rep. Williams), the “Retail Checking Account Protection Act of 2016”

Introduced by Representative Williams, this bill amends the Federal Deposit Insurance Act to exempt certain retail deposits from the definition of “brokered deposit,” if they are:

- (1) opened by a retail customer; and
- (2) held in the name of the retail customer.

H.R. ____, (Rep. Tipton), the “Protect Prepaid Accounts Act of 2016”

To be introduced by Representative Tipton, this bill amends the Federal Deposit Insurance Act to ensure that prepaid funds deposited in an insured depository institution satisfy the requirements of the primary purpose exclusion to the definition of deposit broker, and for other purposes.