



Supervisory Update News Summary

AS OF NOVEMBER 15, 2021

TITLE	TYPE/DATE	DESCRIPTION	SOURCE
CFPB Orders Tech Giants to Turn Over Information on their Payment System Plans	Press Release Oct. 21, 2021	The CFPB issued a series of orders to collect information on the business practices of large technology companies operating payments systems in the United States. The information will help the CFPB better understand how these firms use personal payments data and manage data access to users so the Bureau can ensure adequate consumer protection.	CFPB
CFPB, DOJ and OCC Take Action Against Trustmark National Bank for Deliberate Discrimination Against Black and Hispanic Families	Press Release Oct. 22, 2021	The CFPB and U.S. Department of Justice (DOJ), in cooperation with the OCC, took action today to put an end to alleged redlining by Trustmark National Bank. The CFPB and DOJ allege that Trustmark discriminated against Black and Hispanic neighborhoods by deliberately not marketing, offering, or originating home loans to consumers in majority-Black and Hispanic neighborhoods in the Memphis metropolitan area. The CFPB and DOJ also allege that Trustmark discouraged consumers residing in or seeking credit for properties located in these neighborhoods from applying for credit.	CFPB OCC DOJ
Statement of CFPB Director Chopra on Stablecoin Report	Press Release Nov. 1, 2021	CFPB Director Rohit Chopra released a statement today regarding the Report on Stablecoins issued by the President's Working Group on Financial Markets, the OCC, and the FDIC.	CFPB FDIC OCC
CFPB Finds Credit Report Disputes Far More Common in Majority Black and Hispanic Neighborhoods	Press Release Nov. 2, 2021	The CFPB released research finding that consumers in majority Black and Hispanic neighborhoods, as well as younger consumers and those with low credit scores, are far more likely to have disputes appear on their credit reports. The new research is a part of a series of reports focusing on trends in the consumer financial marketplace, and uses data on auto loan, student loan, and credit card accounts opened between 2012 and 2019.	CFPB

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Financial Education Webinar: Holiday Spending Presented Jointly by the Office of Consumer Credit Commissioner and Texas Department of Banking	Industry Notice Nov. 10, 2021	The 45-minute webinar will provide attendees a series of helpful tips on how to achieve a stressfree holiday shopping experience, including how to create and stick to a budget, avoid the most common shopping mistakes, shop safely online, and many other timely recommendations. The webinar will be followed by a 15-minute Question and Answer session	TDB OCCC
Policy for Other Real Estate Owned (OREO) for State-Chartered Trust Companies	Supervisory Memorandum – 1032 Nov. 1, 2021	The TDB has revised Supervisory Memorandum 1032 related to the Policy for Other Real Estate Owned for State-Chartered Trust Companies. This Supervisory Memorandum interprets the state statutes and rules governing other real estate and defines the Department’s classification policy for OREO for state-chartered trust companies.	TDB
FDIC Creates New Office of Minority and Community Development Banking to Support Mission-Driven Banks	PR-93-2021 Nov. 2, 2021	FDIC Chairman Jelena McWilliams announced the creation of a new office to support the agency’s ongoing strategic and direct engagement with Minority Depository Institutions (MDIs), Community Development Financial Institution banks (CDFIs), and other mission-driven banks. The new office will further promote private sector investments in low- and moderate-income (LMI) communities.	FDIC
FDIC Issues List of Banks Examined for CRA Compliance	PR-94-2021 Nov. 3, 2021	<p>The FDIC issued its list of state nonmember banks recently evaluated for compliance with the Community Reinvestment Act (CRA). The list covers evaluation ratings that the FDIC assigned to institutions in August 2021.</p> <p>Included in this list were five state-chartered banks, all of which received a rating of Satisfactory</p>	FDIC

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Joint Statement on Managing the LIBOR Transition	FIL-70-2021 Oct. 20, 2021	Five federal financial institution regulatory agencies, in conjunction with the state bank and state credit union regulators, (collectively, agencies) are jointly issuing this statement to emphasize the expectation that supervised institutions with LIBOR exposure continue to progress toward an orderly transition away from LIBOR. Additionally, this statement includes clarification regarding new LIBOR contracts, considerations when assessing appropriateness of alternative reference rates, and expectations for fallback language. Failure to adequately prepare for LIBOR’s discontinuance could undermine financial stability and institutions’ safety and soundness and create litigation, operational, and consumer protection risks.	FDIC FRB OCC NCUA CFPB CSBS
Final Rulemaking to Amend the Real Estate Lending Standards	FIL-71-2021 Oct. 22, 2021	On October 21, 2021, the FDIC Board of Directors adopted a final rule to amend the Interagency Guidelines for Real Estate Lending Policies to incorporate consideration of the capital framework established in the community bank leverage ratio (CBLR) rule into the method for calculating the ratio of loans in excess of the supervisory loan-to-value limits (LTV limits). The amendment provides a consistent approach for calculating the ratio of loans in excess of the supervisory LTV limits at all FDIC-supervised institutions without requiring the computation of total capital.	FDIC
Revision to the Consolidated Reports of Condition and Income (Call Reports) Related to the Standardized Approach for Counterparty Credit Risk (SA-CCR)	FIL-72-2021 Nov. 9, 2021	The FDIC, FRB, and OCC (collectively, the agencies), under the auspices of the FFIEC, published the attached final regulatory reporting changes in the <i>Federal Register</i> . The SA-CCR related reporting change proposed by the agencies on July 22, 2021 (see FIL-53-2021 , dated July 26, 2021) would apply to the three versions of the Call Report (FFIEC 031, FFIEC 041, and FFIEC 051), and is subject to approval by the U.S. Office of Management and Budget	FDIC FRB OCC

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<p>Joint Statement on Supervisory and Enforcement Practices Regarding the Mortgage Servicing Rules in Response to the Continuing COVID-19 Pandemic and CARES Act</p>	<p>FIL-73-2021 Nov. 10, 2021</p>	<p>The FRB, CFPB, FDIC, NCUA, OCC, and state financial regulators (collectively, the agencies) are issuing a joint statement to alert industry that the supervisory flexibilities outlined in the April 2020 <i>Joint Statement on Supervisory and Enforcement Practices Regarding the Mortgage Servicing Rules in Response to the COVID-19 Emergency and the CARES Act</i> (April 2020 Joint Statement) no longer apply.</p>	<p>FDIC FRB OCC NCUA CFPB CSBS</p>
<p>Two Men Plead Guilty in Multimillion-Dollar COVID-19 Relief Scheme</p>	<p>Press Release Nov. 8, 2021</p>	<p>Two individuals pleaded guilty today in the Southern District of Texas for their participation in a scheme to fraudulently obtain and launder millions of dollars in forgivable Paycheck Protection Program (PPP) loans guaranteed by the Small Business Administration (SBA) under the Coronavirus Aid, Relief, and Economic Security Act.</p>	<p>FDIC OIG</p>
<p>FFIEC Implements New “Announcements” Communication Tool</p>	<p>Announcement 2021-01 Nov. 10, 2021</p>	<p>The FFIEC introduced “FFIEC Announcements,” an email notification providing relevant and timely information designed specifically for examiners and practitioners within the financial services sector.</p>	<p>FFIEC</p>

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TITLE	TYPE/DATE	DESCRIPTION	SOURCE
Federal Reserve Board Announces a Broad Set of New Rules that will Prohibit the Purchase of Individual Securities, Restrict Active Trading, and Increase the Timeliness of Reporting and Public Disclosure by Federal Reserve Policymakers and Senior Staff	Press Release Oct. 21, 2021	Following a comprehensive review, the FRB announced a broad set of new rules that will prohibit the purchase of individual securities, restrict active trading, and increase the timeliness of reporting and public disclosure by Federal Reserve policymakers and senior staff. As a result of the new policies, senior Federal Reserve officials will be limited to purchasing diversified investment vehicles, like mutual funds.	FRB
Federal Reserve Board Announces it Will Begin its Survey of Finance Companies this Month as Part of the Board's Continuing Effort to Improve its Understanding of Credit Availability to Households and Businesses in the United States	Press Release Oct. 21, 2021	The FRB announced on Thursday that it will begin its Survey of Finance Companies this month as part of the Board's continuing effort to improve its understanding of credit availability to households and businesses in the United States.	FRB

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Federal Reserve Board Issues Statement in Support of the Glasgow Declaration by the Network of Central Banks and Supervisors for Greening the Financial System (NGFS)	Press Release Nov. 3, 2021	The FRB issued a statement in support of the Glasgow Declaration by the Network of Central Banks and Supervisors for Greening the Financial System (NGFS):	FRB
Randal K. Quarles Submits Resignation as a Member of the Federal Reserve Board, Effective at the End of December	Press Release Nov. 8, 2021	Randal K. Quarles submitted his resignation Monday as a member of the FRB, effective at the end of December. He served as the Board's first Vice Chair for Supervision and has been a member of the Board since October 13, 2017.	FRB
Exceptive Relief for Casinos from Certain Customer Identity Verification Requirements	Press Release Oct. 19, 2021	The FinCEN grants limited exceptive relief under the authority set forth in 31 U.S.C. § 5318(a)(7) and 31 CFR § 1010.970(a) to casinos from certain customer identity verification requirements in the context of online gaming. Specifically, under the terms of this relief, a casino may utilize suitable non-documentary methods to verify the identity of online customers. The suitability or non-suitability of any particular method should be evaluated based on risk.	FinCEN
Financial Action Task Force Identifies Jurisdictions with Anti-Money Laundering and Combating the Financing of Terrorism and Counter-Proliferation Deficiencies	Press Release Oct. 26, 2021	The FinCEN is informing U.S. financial institutions that the Financial Action Task Force (FATF), an intergovernmental body that establishes international standards to combat AML/CFT/CPF, has issued public statements updating its lists of jurisdictions with strategic AML/CFT/CPF deficiencies following its plenary meeting this month. U.S. financial institutions should consider the FATF's stance toward these jurisdictions when reviewing their obligations and risk-based policies, procedures, and practices.	FinCEN

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TITLE	TYPE/DATE	DESCRIPTION	SOURCE
FinCEN Renews Real Estate Geographic Targeting Orders for 12 Metropolitan Areas	Press Release Oct. 29, 2021	The FinCEN announced the renewal of its Geographic Targeting Orders (GTOs) that require U.S. title insurance companies to identify the natural persons behind shell companies used in all-cash purchases of residential real estate. The purchase amount threshold remains \$300,000 for each covered metropolitan area.	FinCEN
FinCEN Releases Updated Advisory on Ransomware and the Use of the Financial System to Facilitate Ransom Payments	Press Release Nov. 8, 2021 FIN-2021-A004 Nov. 8, 2021	In connection with a set of actions announced today by the Treasury and focused on disrupting criminal ransomware actors, FinCEN has released an update to its 2020 advisory on ransomware and the use of the financial system to facilitate ransom payments.	FinCEN
Acting Comptroller Discusses LIBOR Cessation and Replacement	NR 2021-110 Oct. 26, 2021	Acting Comptroller of the Currency Michael J. Hsu today discussed the importance of maintaining trust in the banking system during the transition from LIBOR to replacement rates at the Alternative Reference Rates Committee (ARRC) Symposium.	OCC
Community Reinvestment Act: Frequently Asked Questions Regarding Notice of Proposed Rulemaking to Rescind the OCC's June 2020 CRA Rule	OCC Bulletin 2021-50 Oct. 26, 2021	The OCC issued responses to frequently asked questions (FAQ) about a notice of proposed rulemaking soliciting comments on the proposal to rescind the OCC's CRA rule issued on June 5, 2020 (June 2020 CRA rule). The notice, which was published in the <i>Federal Register</i> on September 17, 2021, proposes that the June 2020 CRA rule largely be replaced with the rules adopted jointly by the OCC, the FRB, and the FDIC in 1995, as revised.	OCC
Truth in Lending Act: Revised Interagency Examination Procedures and Rescissions	OCC Bulletin 2021-51 Oct. 28, 2021	The Task Force on Consumer Compliance of the FFIEC has adopted revised interagency examination procedures for the Truth in Lending Act (TILA), implemented by Regulation Z. The revised interagency procedures reflect amendments to Regulation Z published in the <i>Federal Register</i> through May 30, 2021.	OCC

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Governor Abbott Renews COVID-19 Disaster Declaration In October 2021	Proclamation Oct. 28, 2021	Governor Greg Abbott renewed a proclamation extending his Disaster Declaration for all Texas counties in response to COVID-19. Originally issued on March 13th, the Disaster Declaration provides the state a number of resources to effectively serve Texans as the Lone Star State continues to mitigate the spread of COVID-1	TxGov
Financial Stability Oversight Council Identifies Climate Change as an Emerging and Increasing Threat to Financial Stability	Press Release Oct. 21, 2021	The Financial Stability Oversight Council (FSOC) has released a new report in response to President Biden’s Executive Order 14030, Climate-related Financial Risk. For the first time, FSOC has identified climate change as an emerging and increasing threat to U.S. financial stability.	Treasury
More than 510,000 Households Received Emergency Rental Assistance in September, Totaling Nearly \$2.8 Billion in Payments	Press Release Oct. 25, 2021	State and local governments distributed nearly \$2.8 billion from the Treasury’s Emergency Rental Assistance (ERA) program to more than 510,000 households in September, up from 459,000[1] in August. Through September 30, state, local, and Tribal governments have made over 2 million payments to households and distributed over \$10 billion.	Treasury
President’s Working Group on Financial Markets Releases Report and Recommendations on Stablecoins	Press Release Nov. 1, 2021	The President’s Working Group on Financial Markets (PWG), joined by the FDIC and OCC, released a report on stablecoins. Stablecoins are a type of digital asset generally designed to maintain a stable value relative to the U.S. dollar.	Treasury
Treasury and IRS Disburse Fifth Month of Advance Child Tax Credit Payments	Press Release Nov. 15, 2021	The Treasury and the Internal Revenue Service announced today that more than \$15 billion in payments were made to families that include roughly 61 million eligible children as a part of the fifth monthly payment of the expanded and advanceable Child Tax Credit included in the American Rescue Plan.	Treasury

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INDUSTRY PUBLICATIONS

Department of Banking - [Financial Education Brochure](#) - October 2021

FRB [Beige Book](#) - Summary of Commentary on Current Economic Conditions - October 20, 2021

FRB [Senior Loan Officer Opinion Survey on Bank Lending Practices](#) - October 2021

FRB [Financial Stability Report](#) - November 2021

FRB Dallas - [Your Texas Economy](#) - An overview of the Texas economy as of October 22, 2021, examining job growth, unemployment trends, and the performance of key industry sectors

FRB Kansas City - [Highlight: Balance Sheet Growth Pressures Community Bank Capital Ratios](#) (National) - November 1, 2021

OCC - [Updated Comptroller's Handbook](#): Booklet and Rescissions – Revised “Retail Lending” section - October 28, 2021

Texas Comptroller of Public Accounts - [Fiscal Notes](#) - Periodic summary providing information, original research, and balanced analysis of the Texas economy, October 2021; issue includes an article examining the economic impact of Winter Storm Uri..

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OTHER RESOURCES
Bloomberg Business and Financial News
Consumer Financial Protection Bureau (CFPB)
The Financial Forecast Center - Discount Rate Information
FFIEC Information Technology Handbook InfoBase
FFIEC BSA/AML Examination Manual InfoBase
Financial Accounting Standards Board (FASB)
Financial Action Task Force (FATF)
Financial Crimes Enforcement Network (FinCEN)
Office of Foreign Assets Control, U.S. Treasury (OFAC)
Real Estate Market Reports (Texas A&M RE Center)
Simply Stated (CSBS podcast)
Temporary Liquidity Guarantee Program
Texas Constitution and Statutes
The Texas Economy – Texas Comptroller
Texas and National Economy – Federal Reserve Bank of Dallas
Troubled Asset Relief Program (TARP)
Uniform Bank Performance Reports (UBPR) and Users Guide

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ACRONYMS AND ABBREVIATIONS

ACRONYM/ABBREVIATION	MEANING
AML	Anti-Money Laundering
ASU	Accounting Standards Update
BIS	Bank for International Settlements
BSA	Bank Secrecy Act
CFR	Code of Federal Regulations
CRA	Community Reinvestment Act
CRE	Commercial Real Estate
CFPB	Consumer Financial Protection Bureau
CSBS	Conference of State Bank Supervisors
Dodd-Frank Act	The Dodd-Frank Wall Street Reform and Consumer Protection Act
DOJ	Department of Justice
FASB	Financial Accounting Standards Board
FC	Finance Commission of Texas
FCA	Farm Credit Administration
FDIC	Federal Deposit Insurance Corporation
FDIC-OIG	FDIC Office of Inspector General
FFIEC	Federal Financial Institutions Examination Council
FHA	Federal Housing Authority

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ACRONYM/ABBREVIATION	MEANING
FHFA	Federal Housing Finance Agency
FinCEN	Financial Crimes Enforcement Network
FRB (or Fed or FR)	Federal Reserve Board or Federal Reserve
FTC	Federal Trade Commission
HUD	Housing and Urban Development Department
NCUA	National Credit Union Association
OCC	Office of the Comptroller of the Currency
OFAC	Office of Foreign Asset Control
OIG	Office of Inspector General
SDN	Specially Designated National
SEC	Securities and Exchange Commission
TDB	Texas Department of Banking
TSSB	Texas State Securities Board
Treasury	U.S. Department of Treasury