



National Credit Union Administration

**BOARD ACTION MEMORANDUM**

**TO:** NCUA Board

**DATE:** July 17, 2012

**FROM:** Office of General Counsel *MM*  
Office of Examination and Insurance *4*

**SUBJ:** Notice of Proposed  
Rulemaking – Access to  
Emergency Liquidity

**ACTION REQUESTED:** Board approval to publish the attached notice of proposed rulemaking (NPRM) in the Federal Register for a 60-day comment period.

**DATE ACTION REQUESTED:** July 24, 2012.

**OTHER OFFICES CONSULTED:** Regions, OCCU, OSCUI.

**VIEWS OF OTHER OFFICES CONSULTED:** Concur.

**BUDGET IMPACT, IF ANY:** None.

**SUBMITTED TO INSPECTOR GENERAL FOR REVIEW:** Yes.

**RESPONSIBLE STAFF MEMBERS:** Owen Cole, Director, Division of Credit and Capital Markets, Office of Examination and Insurance, and Lisa Henderson, Staff Attorney, Office of General Counsel.

**SUMMARY:** The NCUA Board (Board) is requesting public comment on a proposed regulation requiring federally insured credit unions (FICUs) with assets of \$10 million or more to have a contingency funding plan that clearly sets out strategies for addressing liquidity shortfalls in emergency situations. The NPRM also requires FICUs with assets of \$100 million or more to have access to a backup federal liquidity source for emergency situations. Finally, the NPRM requires FICUs with less than \$10 million in assets to maintain a basic written policy that provides a board-approved framework for managing liquidity and a list of contingent liquidity sources that can be employed under adverse circumstances. The NPRM follows an earlier Advance Notice of Proposed Rulemaking requesting public comment on the scope and requirements of a regulation regarding backup liquidity requirements. If promulgated, the regulation would be codified at new §741.12, so as to apply uniformly to both federal and state-chartered credit unions. The regulation would apply to natural person credit unions and corporate credit unions.

**RECOMMENDED ACTION:** The NCUA Board issue the attached NPRM.

**ATTACHMENT:** NPRM.