

BOARD ACTION MEMORANDUM

TO: NCUA Board

DATE: April 25, 2017

FROM: Office of General Counsel

SUBJ: Notice of Proposed Rulemaking –
Part 746, Subpart B – Appeals Procedures

ACTION REQUESTED: Board approval to issue the attached Notice of Proposed Rulemaking creating new Part 746, Subpart B – Appeals Procedures.

DATE ACTION REQUESTED: May 25, 2017.

OTHER OFFICES CONSULTED: N/A.

VIEWS OF OTHER OFFICES CONSULTED: N/A.

BUDGET IMPACT, IF ANY: Minimal.

SUBMITTED TO INSPECTOR GENERAL FOR REVIEW: Yes.

RESPONSIBLE STAFF MEMBER: Ross Kendall, Special Counsel to the General Counsel.

SUMMARY: Proposed new Part 746, Subpart B would establish procedures to govern appeals to the Board that would apply to agency regulations that currently have their own embedded appeals provisions. The proposed rule would replace those provisions with a uniform, comprehensive set of procedures that would apply in cases in which a decision rendered by a regional director or other program office director is subject to appeal to the Board. The proposed procedures are intended to result in greater efficiency, consistency, and better understanding of the way in which matters under the covered regulations may be appealed to the Board.

RECOMMENDED ACTION: Recommend the Board issue the proposed rule for a 60-day comment period.

ATTACHMENT: Proposed rule.