



National Credit Union Administration
Office of General Counsel

BOARD ACTION MEMORANDUM

TO: NCUA Board

DATE: January 22, 2020

FROM: Office of General Counsel

SUBJ: Part 708a, Subpart D

ACTION REQUESTED: Board approval to issue the attached proposed rule adding a new Subpart D to Part 708a to address certain transactions with institutions other than credit unions and clarifying § 741.8 to add cross-references.

DATE ACTION REQUESTED: January 23, 2020.

OTHER OFFICES CONSULTED: Regional Offices.

VIEWS OF OTHER OFFICES CONSULTED: Concur.

BUDGET IMPACT, IF ANY: None.

SUBMITTED TO INSPECTOR GENERAL FOR REVIEW: Yes.

RESPONSIBLE STAFF MEMBERS: Elizabeth Wirick, Senior Staff Attorney.

SUMMARY: The proposed rule creates a new Subpart D within Part 708a to establish requirements related to transactions where a FICU proposes to assume liabilities from an institution other than a credit union. The proposed rule also addresses a FICU's merger or consolidation with an entity other than a credit union. Finally, the proposed rule adds cross-references to § 741.8, to clarify its scope and applicability to the purchase of assets and assumption of liabilities by FICUs.

RECOMMENDED ACTION: Recommend the Board approve publication of the proposed rule.

ATTACHMENT: Proposed rule.