

From: [Tracy Miller](#)
To: [Regulatory Comments](#)
Subject: Risk-Based Capital Comment
Date: Tuesday, March 10, 2015 1:23:12 PM

To: Regulatory Comments
From: Tracy Miller
Kellogg Community Federal Credit Union

03/10/2015

Dear Mr. Poliquin:

As pointed out in the Hon. J. Mark McWatters' dissent, the NCUA has pivoted away from its own long-standing interpretation of Section 216(d) of the Federal Credit Union Act. In 2007, the NCUA asked Congress to amend the regulation because you said the NCUA needed additional authority to create a two-tiered Risk Based Capital test. Can you explain why you suddenly believe the NCUA has the authority to do so, when your past practice has been the exact opposite?



Tracy Miller
Kellogg Community Federal Credit Union