

FINAL REGULATIONS/RULES

Effective Date	Rule (Agency)	Citation	Summary

PROPOSED REGULATIONS

Comments Due	Rule (Agency)	Citation	Summary
10/03/2023	Nondiscrimination on the Basis of Disability; Accessibility of Web Information and Services of State and Local Government Entities (DOJ)	88 FR 51948	The Justice Department released its proposed changes for Nondiscrimination on the Basis of Disability; Accessibility of Web Information and Services of State and Local Government Entities . The proposed changes only apply to entities covered by Title II of the ADA – state and local government services. The proposed changes require compliance with Web Content Accessibility Guidelines (WCAG), Version 2.1, Level AA – with a few exceptions. While the proposal does not apply to financial institutions, it would be smart to comply with the requirements as they are setting the standard.

RESOURCES/GUIDANCE

Guidance	Summary
Supervisory Highlights (CFPB)	The findings included in this edition of the CFPB’s Supervisory Highlights cover examinations in the areas of auto origination, auto servicing, consumer reporting, debt collection, deposits, fair lending, information technology, mortgage origination, mortgage servicing, payday and small dollar lending, and remittances that were completed from July 1, 2022, to March 31, 2023.
FIN-2023-NTC1 (FinCEN)	The Financial Crimes Enforcement Network (FinCEN), in coordination with IRS Criminal Investigation (CI), issued a Notice to financial institutions calling attention to a concerning increase in state and federal payroll tax evasion and workers’ compensation insurance fraud in the U.S. residential and commercial real estate construction industries. Every year, state and federal tax authorities lose hundreds of millions of dollars to these schemes, which are perpetrated by illicit actors primarily through banks and check cashers. The Notice describes how payroll tax evasion and workers’ compensation fraud schemes may involve networks of individuals and the use of shell companies and fraudulent documents. These schemes affect the local and national construction job markets and put legitimate construction contractors and their employees at a competitive disadvantage. The Notice aligns with the Anti-Money Laundering/Countering the Financing of Terrorism National

	<p>Priorities and provides financial institutions with an overview of the underlying schemes, red flag indicators, and specific Suspicious Activity Report (SAR) filing instructions.</p>
<p>Bulletin 2023-27 (OCC)</p>	<p>The OCC published Bulletin 2023-27 to provide banks with guidance regarding the applicability of the legal lending limit to purchased loans. The bulletin provides background information on loan purchase activities and the LLL, and on the applicability of the LLL to purchased loans and types of recourse arrangements.</p>
<p>SR 23-7: Creation of Novel Activities Supervision Program SR 23-8 / CA 23-5: Supervisory Nonobjection Process for State Member Banks Seeking to Engage in Certain Activities Involving Dollar Tokens (Fed Reserve)</p>	<p>The Federal Reserve provided additional information on its program to supervise novel activities in the banks it oversees. The goal of the novel activities supervision program is to foster the benefits of financial innovation while recognizing and appropriately addressing risks to ensure the safety and soundness of the banking system.</p>
<p>Census Flat File & Median Family Income Report (FFIEC)</p>	<p>The FFIEC released the 2023 Census flat file and the 2023 FFIEC Median Family Income Report. The FFIEC reports that a second release of the flat file later this year will include demographics for the four island areas, followed shortly thereafter by the final 2022 flat file release. This release does not include boundary changes from OMB Bulletin 23-01 (or any future bulletins for 2023); these will be included in the 2024 release next year.</p>
<p>FIL-47-2023 (FDIC)</p>	<p>FDIC-supervised institutions are required to maintain up-to-date Equal Housing Lender (EHL) posters in branches, as required by the Fair Housing Act. The FDIC recently amended some details of the posters, including updating the name of the office to which complaints should be addressed, as well as adding the web address of the FDIC's web-based complaint portal. FDIC-supervised institutions may obtain compliant posters from the FDIC Online Catalog through FDICconnect.</p>

REMINDER

As of Friday, September 1, 2023, the NCUA's new [Cyber Incident Notification Requirements Rule](#) went into effect. All federally insured credit unions will need to notify the NCUA as soon as possible, and no later than 72 hours, after the credit union reasonably believes it has experienced a reportable cyber incident or received a notification from a third party regarding a reportable cyber incident.