Regulatory Impact: The Community Bank Perspective

The Independent Community Bankers of America, representing community banks across the nation with nearly ORFDWLRQV DSSUHFLDWHV WKH RSSRUWXQLW\ WR SURYLGH ³Politicized Financial Regulation and its Impact on Consumer Credit and Community Development.´

We take this opportunity to express our support for several bills before the committee today.

The Rectifying UDAAP Act (H.R. 6789)(Rep. Barr)

ICBA strongly supports Rep. Barr¶V Rectifying UDAAP Act because it would bring much needed clarity and balance to the application of the Consumer Financial Protection Bureau¶V 8'$$3 DXWKRULW\ XQGHU W Frank Act.

The Bureau has repeatedly exceeded its statutory authority under UDAAP and thereby threatened continued safe and secure access to the products and services on which American consumers depend. The Bureau must act with accountability and respect for the limits of its statutory authority. H.R. 6789 would promote such accountability by requiring clear descriptions of acts or SUDFWLFHV WKDW DUH ³DEXVLYH´; establishing policies and procedures for the imposition of civil penalties, including mitigating factors; mandating cost-benefit analysis of any final rule under UDAAP; and clarifying that the Bureau may not interpret its authority under UDAAP to include discriminatory practices, among other requirements.

Together, these provisions would create a more transparent UDAAP with consistent and predictable application