

December 22, 2020

The Honorable Rodney E. Hood, Chairman
The Honorable Kyle S. Hauptman, Vice Chairman
The Honorable Todd M. Harper, Board Member
National Credit Union Administration
1775 Duke Street
Alexandria, VA 22314

Re: Temporary Asset Thresholds

Dear Chairman Hood, Vice Chairman Hauptman, and Board Member Harper:

On behalf of the Credit Union National Association (CUNA), America's credit unions and their 120 million members, thank you for your responsiveness to industry concerns during the COVID-19 crisis. Your keen attention to the industry is critical to helping credit unions effectively serve members and communities during this difficult time.

I am writing today to ask the National Credit Union Administration (NCUA) to continue its diligence toward helping credit unions effectively serve members by providing additional relief consistent with the Office of the Comptroller of the Currency, Board of Governors of the Federal Reserve System, and Federal Deposit Insurance Corporation (hereinafter, the banking agencies) interim final rule regarding temporary asset thresholds.¹ The banking agencies' interim final rule will allow banks, through December 31, 2021, to determine applicability of certain asset-based regulatory thresholds using asset data as of December 31, 2019, if the bank's assets as of that date were less than its assets on the date as of which the applicability of a given threshold would normally be determined. This regulatory relief would apply to asset-based regulatory thresholds for requirements such as debit card interchange fees and routing, and eligibility for 18-month examinations, among other asset-based requirements.

Credit unions have been instrumental in providing products and services to consumers and communities in response to COVID-19, and like banks, have experienced balance-sheet growth as a result of the pandemic and the government's response. Also, credit unions are subject to a wide range of statutory requirements, regulations, and reporting requirements based on their risk profile and asset size. Due to the COVID-19 pandemic and balance sheet growth as a result of new COVID-related policies, there are credit unions that could be subject to additional regulatory or reporting requirements in 2021 because they are temporarily pushed over an asset-size threshold for compliance.

CUNA strongly urges the NCUA to address this issue as the banking agencies have and publish an interim final rule for credit unions that will allow them to use 2019 asset-size data for regulatory

¹ Interim Final Rule, request for public comment, [85 Fed. Reg. 77,345](#) (Dec. 2, 2020).

requirements through the end of 2021, so they will not be required to comply with new regulatory or reporting requirements until the beginning of 2022, at the earliest.

Thank you for your prompt attention to this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Nussle". The signature is fluid and cursive, with a large initial "J" and "N".

Jim Nussle
President & CEO