

**FEDERAL HOUSING FINANCE AGENCY****12 CFR Ch. XII****Agenda of Federal Regulatory and Deregulatory Actions**

**AGENCY:** Federal Housing Finance Agency.

**ACTION:** Semiannual regulatory agenda.

**SUMMARY:** The Federal Housing Finance Agency hereby publishes items for the Unified Agenda of Federal Regulatory and Deregulatory Actions, as required by section 4 of Executive Order 12866.

**ADDRESSES:** Federal Housing Finance Agency, 1700 G Street NW., Washington, DC 20552.

**FOR FURTHER INFORMATION CONTACT:** Alfred M. Pollard, General Counsel, Federal Housing Finance Agency, 1700 G Street NW., Washington, DC 20552, (202) 414-3788, (not a toll-free number). The telephone number for the Telecommunications Device for the Deaf (TDD) is (800) 877-8339.

**SUPPLEMENTARY INFORMATION:** The Federal Housing Finance Agency, an independent agency of the Federal Government, is submitting its semiannual unified agenda. On July 30, 2009, by statutory provision, the Federal Housing Finance Board (FHFB) and the Office of Federal Housing Enterprise Oversight (OFHEO) were abolished. Regulations issued by those agencies that are still in effect (chapter IX, parts 900 through 999 and chapter XVII, parts 1700 through 1799, respectively), together with those applicable regulations relative to Housing and Urban Development Government-Sponsored Enterprise Mission that are still in effect, are continued in force and effect, until modified, terminated, set aside, or superseded. Regulations of FHFA are found in 12 CFR chapter XII, parts 1200 through 1299.

FHFA has regulatory authority over the Federal National Mortgage Association, the Federal Home Loan Mortgage Corporation, the Federal Home Loan Banks, and the Office of Finance of the Federal Home Loan Bank System.

The Internet is the primary means for disseminating FHFA's unified agenda. The complete Unified Agenda will be available online at <http://www.reginfo.gov> in a format that offers users a greatly enhanced ability to obtain information from the Unified Agenda database.

FHFA's preamble and its entries will not appear in the printed agenda because entries printed in the **Federal Register** are limited to any rulemaking identified by the agency as likely to have a significant economic impact on a substantial number of small entities under section 602 of the Regulatory Flexibility Act and to any rulemaking identified for periodic review under section 610 of the Regulatory Flexibility Act.

**Dated:** September 9, 2009.

**NAME:** Edward J. DeMarco,  
*Acting Director, Federal Housing Finance Agency.*

## The 30 Regulatory Agendas

## Federal Housing Finance Agency - Proposed Rule

Title	Regulation Identifier Number
Rules of Practice and Procedure in Hearings on the Record	<a href="#">2590-AA14</a>
Bank Interim Housing Goals	<a href="#">2590-AA16</a>
Conservatorship and Receivership	<a href="#">2590-AA23</a>
Community Financial Institution Amendments	<a href="#">2590-AA24</a>
Enterprise Housing Goals	<a href="#">2590-AA26</a>
Duty To Serve Underserved Markets for Enterprises	<a href="#">2590-AA27</a>
Minority and Women Inclusion	<a href="#">2590-AA28</a>
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## Federal Housing Finance Agency - Final Rule

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Record Retention	<a href="#">2590-AA10</a>
Reporting of Fraudulent Financial Instruments	<a href="#">2590-AA11</a>
Executive Compensation	<a href="#">2590-AA12</a>
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## Federal Housing Finance Agency - Long-term Action

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Minimum Capital--Temporary Increase	<a href="#">2590-AA01</a>
Supplemental Standards of Ethical Conduct for Employees of the Federal Housing Finance Agency	<a href="#">2590-AA02</a>
Disclosure of Non-Public Information	<a href="#">2590-AA06</a>
Golden Parachute and Indemnification Payments	<a href="#">2590-AA08</a>
Prudential Management and Operations Standards	<a href="#">2590-AA13</a>
Debt Collection Act	<a href="#">2590-AA15</a>
Office of Ombudsman	<a href="#">2590-AA20</a>
Equal Access to Justice Act Implementation	<a href="#">2590-AA29</a>

## Federal Housing Finance Agency - Completed Action

Title	Regulation Identifier Number
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Federal Home Loan Bank Boards of Directors: Eligibility and Elections	<a href="#">2590-AA03</a>
Privacy Act Implementation	<a href="#">2590-AA07</a>
Post-Employment Restrictions for Senior Examiners	<a href="#">2590-AA19</a>
Capital Classifications and Critical Capital Levels for the Federal Home Loan Banks	<a href="#">2590-AA21</a>
2009 Enterprise Transition Affordable Housing Goals	<a href="#">2590-AA25</a>

Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA14

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Title: Rules of Practice and Procedure in Hearings on the Record

Abstract: The Housing and Economic Recovery Act of 2008 amended the Federal Housing Enterprises Financial Safety and Soundness Act. This regulation will implement the Director's broader enforcement powers over the regulated entities as provided by HERA.

Priority: Info./Admin./Other

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1209 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 1371 to 1379F; 12 USC 4631 to 4641F

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	12/00/2009	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

RIN Information URL: [www.fhfa.gov](http://www.fhfa.gov); [www.regulations.gov](http://www.regulations.gov)

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA16

 [View Related Documents](#)

Title: Bank Interim Housing Goals

Abstract: This regulation would implement section 1205 of the Housing and Economic Recovery Act of 2008, requiring the agency to establish interim housing target goals for the purchase of mortgages, if any, by the Federal Home Loan Banks for the transition period years of 2009 and 2010.

Priority: Other Significant

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1281 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 1430c

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	12/00/2009	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA23

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Title: Conservatorship and Receivership

Abstract: This proposed regulation would address aspects of FHFA's statutory powers to appoint a conservator or receiver for a regulated entity and the operation of the resulting conservatorship or receivership.

Priority: Other Significant

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1237 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 4617(b)(1)

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	12/00/2009	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA24

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Title: Community Financial Institution Amendments

Abstract: This proposed regulation would implement 1211(b) of HERA which amended the Federal Home Loan Bank Act (Bank Act) to allow a community financial institution (CFI) to access long-term Federal Home Loan Bank (Bank) advances for "community development activities," and to use secured loans for community development activities as collateral for Bank advances. HERA also amended the Bank Act to require the FHFA to define the term "community development activities."

Priority: Other Significant

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1266 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 1422(10); 12 USC 1430(a)(2)(B); 12 USC 1430(a)(3)(E); 12 USC 1430(a)(6) (as amended)

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	12/00/2009	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA26

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Title: Enterprise Housing Goals

Abstract: Sections 1128(a) and (b) of the Housing and Economic Recovery Act of 2008 (HERA), Public Law 110-289, 122 Stat. 2654, amended the Federal Housing Enterprises Financial Safety and Soundness Act of 1992 by repealing and inserting new sections 1331 through 1333 (12 U.S.C. 4561 to 4563). The amended sections require the Director to establish annual housing goals for mortgage purchases by Fannie Mae and Freddie Mac.

Priority: Other Significant

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1282 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 4561 to 4563

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	12/00/2009	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Federalism: No

Energy Affected: No

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA27

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Title: Duty To Serve Underserved Markets for Enterprises

Abstract: Section 1129(a) of the Housing and Economic Recovery Act of 2008 (HERA), Public Law 110-289, 122 Stat. 2654, amended section 1335 of the Federal Housing Enterprises Financial Safety and Soundness Act of 1992 (12 U.S.C. 4565). The amended section provides that the Director shall establish a manner for evaluating whether and the extent to which the Enterprises have complied with the new duty to serve underserved markets.

Priority: Other Significant

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1282 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 4565

Legal Deadline: None

Timetable:

Action	Date	FR Cite
ANPRM	08/04/2009	74 FR 38572
ANPRM Comment Period End	09/18/2009	
NPRM	12/00/2009	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA28

 [View Related Documents](#)

Title: Minority and Women Inclusion

Abstract: This proposed rule would set forth FHFA's program and policy to promote non-discrimination, diversity and inclusion of women and minorities in its own activities. It also will establish FHFA's framework for regulating diversity in the business and activities of the Federal National Mortgage Association, the Federal Home Loan Mortgage Corporation, and the Federal Home Loan Banks (Regulated Entities).

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1207 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 4520 and 4526; 12 USC 1833e; EO 11478

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	12/00/2009	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA31

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Title: Federal Home Loan Bank Directors' Compensation and Expenses

Abstract: This proposed regulation would implement section 1202 of the Housing and Economic Recovery Act of 2008 (HERA), which amended section 7(i) of the Federal Home Loan Bank Act (Bank Act) by repealing the statutory caps on the compensation that can be paid to Federal Home Loan Bank (Bank) directors. The proposed regulation would allow each Bank to pay its directors reasonable compensation and expenses, subject to the authority of the Director (Director) of the Federal Housing Finance Agency (FHFA) to object to, and to prohibit prospectively, compensation and/or expenses that the Director determines are not reasonable. This proposed regulation would relocate the FHFB regulations relating to director compensation in their entirety from part 918 of the FHFB regulations to part 1261 of the FHFA regulations. In addition, the proposed regulation would amend certain provisions of those regulations to reflect the changes made by HERA.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Proposed Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1261 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 1427; 12 USC 4526

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	10/23/2009	74 FR 54758
NPRM Comment Period End	12/07/2009	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA32

 [View Related Documents](#)

Title: Federal Home Loan Bank Investments

Abstract: The Housing and Economic Recovery Act of 2008 amended section 1311 of the Federal Housing Enterprises Financial Safety and Soundness Act of 1992. This amendment resulted in the establishment of the Federal Housing Finance Agency (FHFA) and the abolishment of the Federal Housing Finance Board (Finance Board) and the Office of Federal Housing Enterprise Oversight. The rule would remove old Finance Board regulation part 956, which governs requirements for investments and certain other transactions undertaken by the Federal Home Loan Banks (Banks). It would readopt the regulation as FHFA regulation part 1267. It would also reorganize this rule and amend the rule to incorporate certain restrictions on mortgage-backed and asset-backed securities that are currently contained in the Financial Management Policy applicable to the Banks.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Proposed Rule

Major: Undetermined

Unfunded Mandates: No

CFR Citation: 12 CFR 956; 12 CFR 1267 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 4511; 12 USC 4513; 12 USC 4526; 12 USC 1429; 12 USC 1430; 12 USC 1430b; 12 USC 1431; 12 USC 1436

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	12/00/2009	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA04

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Title: Affordable Housing Program Amendments: Federal Home Loan Bank Mortgage Refinancing Authority

Abstract: This regulation implements statutory changes and makes appropriate conforming amendments to the existing Affordable Housing Program (AHP) regulation administered by each of the Federal Home Loan Banks (Banks). The regulation authorizes the Banks, until July 30, 2010, to use AHP subsidies through the homeownership set-aside program to refinance certain qualifying mortgage loans. Such loans must be secured by a first mortgage on a primary residence of any family having an income at or below 80 percent of the median income for the area. The amended regulation broadens the scope of the refinancing program authority, and provides the Banks greater flexibility in implementing the program.

Priority: Other Significant

Agenda Stage of Rulemaking: Final Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1291 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 1430(j)(2)

Legal Deadline: None

Timetable:

Action	Date	FR Cite
Interim Final Rule Effective	10/17/2008	73 FR 61660
Interim Final Rule	10/17/2008	73 FR 61660
Interim Final Rule Comment Period End	12/16/2008	73 FR 61660
Second Interim Final Rule Effective	08/04/2009	74 FR 38514
Second Interim Final Rule	08/04/2009	74 FR 38514
Second Interim Final Rule Comment Period End	10/05/2009	
Final Action	12/00/2009	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Energy Affected: No

Government Levels Affected: No

Federalism: No

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA10

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Title: Record Retention

Abstract: The Federal Housing Finance Agency (FHFA) is proposing to issue a Record Retention regulation to set forth record retention requirements with respect to the record management programs of the Federal National Mortgage Association, the Federal Home Loan Mortgage Corporation and the Federal Home Loan Banks consistent with the prudential management and operations standards of FHFA under the Federal Housing Enterprises Financial Safety and Soundness Act of 1992, as amended.

Priority: Info./Admin./Other

Agenda Stage of Rulemaking: Final Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1235 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 4513b(a) and (11)

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	08/04/2009	74 FR 38559
NPRM Comment Period End	10/05/2009	
Final Action	02/00/2010	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Energy Affected: No

Government Levels Affected: No

Federalism: No

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA11

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Title: Reporting of Fraudulent Financial Instruments

Abstract: This proposed regulation would set forth the responsibilities of FHFA to require the regulated entities to submit a timely report upon discovery that it has purchased or sold a fraudulent loan or financial instrument, or suspects a possible fraud relating to the purchase or sale of any loan or financial instrument. In addition, the proposed regulation would require each regulated entity to establish and maintain procedures designed to discover any such transactions. Adoption of this regulation would remove the Mortgage Fraud regulations issued by OFHEO.

Priority: Info./Admin./Other

Agenda Stage of Rulemaking: Final Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1233 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 4514, 4526, and 4642

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	06/17/2009	74 FR 28636
NPRM Comment Period End	08/17/2009	
Final Action	12/00/2009	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA12

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Title: Executive Compensation

Abstract: The Federal Housing Finance Agency proposes a regulation setting forth requirements and processes with respect to compensation provided to executive officers by the Federal National Mortgage Association, the Federal Home Loan Mortgage Corporation, the Federal Home Loan Banks, and the Office of Finance, consistent with the safety and soundness responsibilities of FHFA under the Federal Housing Enterprises Financial Safety and Soundness Act of 1992, as amended by

the Housing and Economic Recovery Act of 2008.

Priority: Other Significant

Agenda Stage of Rulemaking: Final Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1230 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 1427; 1431(l)(5); 1452(h); 1455(l)(5); 4502(6) and (12), 4513, 4514, 4517, 4518, 4526, 4631, 4632, 4636, 1719(g)(5), 1723a(d)

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM Comment Period End	08/04/0009	
NPRM	06/05/2009	74 FR 26989
Final Action	01/00/2010	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA17

 [View Related Documents](#)

Title: Prior Approval for Enterprise Products

Abstract: This regulation will implement the statutory authority of the Director, found at section 1321 of the amended Safety and Soundness Act of 1992. This charges the Director to review Enterprise new activities and new products for the Federal National Mortgage Association and the Federal Home Loan Mortgage Corporation before those new activities and new products may be undertaken. Key requirements set forth will clearly describe the approval authority of the Director before any new activity or new product can be undertaken; the process and standards for considering and approving notices of new activities; for determining whether the new activity is a new product; and for approving new products.

Priority: Other Significant

Agenda Stage of Rulemaking: Final Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1253 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 4541; 12 USC 4526

Legal Deadline: None

Timetable:

Action	Date	FR Cite

Interim Final Rule	07/02/2009	74 FR 31602
Interim Final Rule Comment Period End	08/31/2009	
Final Action	01/00/2010	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

RIN Information URL: [www.fhfa.gov](http://www.fhfa.gov); [www.regulations.gov](http://www.regulations.gov) Public Comment URL: [www.regulations.gov](http://www.regulations.gov) or by email: [RegComments@fhfa.gov](mailto:RegComments@fhfa.gov)

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA18

 [View Related Documents](#)

Title: Members of the Banks, Amendments--Community Development Financial Institutions Membership Eligibility

Abstract: This regulation implements section 1206 of the Housing and Economic Recovery Act of 2008, which authorizes institutions that are certified as community development financial institutions under the Community Development Banking and Financial Institutions Act of 1994 to become members of the Federal Home Loan Bank System.

Priority: Other Significant

Agenda Stage of Rulemaking: Final Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1263 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 1424

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	05/15/2009	74 FR 22848
NPRM Comment Period End	07/14/2009	
Final Action	12/00/2009	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

RIN Information URL: [www.fhfa.gov](http://www.fhfa.gov); [www.regulations.gov](http://www.regulations.gov) Public Comment URL: [www.regulations.gov](http://www.regulations.gov); by email: [RegComments@fhfa.gov](mailto:RegComments@fhfa.gov)

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA22

 [View Related Documents](#)

Title: Portfolio Holdings

Abstract: This regulation governs limits on the portfolio holdings of the Federal National Mortgage Association (Fannie Mae) and the Federal Home Loan Mortgage Corporation (Freddie Mac) in compliance with the statutory requirement that the agency issue this regulation within 180 days of July 30, 2008. Comments have been solicited on the regulation and other issues and questions set forth to give the public an opportunity to comment on the regulation and possible criteria governing Enterprise portfolio holdings that will apply at such time as the Enterprises are no longer subject to Stock Purchase Agreements that establish holdings criteria.

Priority: Info./Admin./Other

Agenda Stage of Rulemaking: Final Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1252 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 4624

Legal Deadline:

Action	Source	Description	Date
Other	Statutory	HERA, PL 110-289, 122 Stat 2456 mandate to issue rule by 180 days after enactment	07/30/2008

Timetable:

Action	Date	FR Cite
Interim Final Rule Effective	01/30/2009	74 FR 5609
Interim Final Rule	01/30/2009	74 FR 5609
Interim Final Rule Comment Period End	06/01/2009	
Final Action	01/00/2010	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

RIN Information URL: [www.regulations.gov](http://www.regulations.gov), [www.fhfa.gov](http://www.fhfa.gov)

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA30

 [View Related Documents](#)

Title: Board of Directors of Federal Home Loan Bank System Office of Finance

Abstract: The proposed regulation would remove and supersede regulations, which established and governed the operations of the Office of Finance, a joint office of the 12 Federal Home Loan Banks and amend and readopt the regulations as FHFA regulations part 1273. Most significantly, the regulation would expand the size of the board of directors for the Office of Finance, change the composition, and expand the duties of the audit committee of that board. Additionally, amendments would conform the regulation according to recent statutory changes.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Final Rule

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 985; 12 CFR 1273 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 1311(b)(2), 1313(a)(1), 1319G; 12 USC 1431(a) and (c), 1440; 12 USC 4511(b), 4513, 4514(a), 4526(a); 12 USC 1426

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	08/04/2009	74 FR 38564
NPRM Comment Period Extended	10/02/2009	74 FR 50926
NPRM Comment Period End	10/05/2009	
NPRM Extended Comment Period End	11/04/2009	
Final Action	12/00/2009	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

RIN Information URL: [www.fhfa.gov](http://www.fhfa.gov); [www.regulations.gov](http://www.regulations.gov)Public Comment URL: [www.regulations.gov](http://www.regulations.gov); email: [RegComments@fhfa.gov](mailto:RegComments@fhfa.gov)

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA01

 [View Related Documents](#)

Title: Minimum Capital--Temporary Increase

Abstract: The Housing and Economic Recovery Act of 2008 amended section 1362 of the Federal Housing Enterprises Financial Safety and Soundness Act resulting in a new subsection providing for temporary increases in minimum capital levels for the Federal Home Loan Mortgage Corporation, the Federal National Mortgage Association, and the Federal Home Loan Banks (collectively, the Regulated Entities). The regulation with request for comments would set forth the standards the Director of the Federal Housing Finance Agency will use to impose a temporary increase in minimum capital levels for the Regulated Entities.

Priority: Other Significant

Agenda Stage of Rulemaking: Long-term Action

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1225 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 4612(d); 12 USC 1426(a)(2)

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	00/00/0000	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

RIN Information URL: [www.regulations.gov](http://www.regulations.gov); [www.fhfa.gov](http://www.fhfa.gov)Public Comment URL: [www.regulations.gov](http://www.regulations.gov) or by email: [RegComments@fhfa.gov](mailto:RegComments@fhfa.gov)

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA02

 [View Related Documents](#)

Title: Supplemental Standards of Ethical Conduct for Employees of the Federal Housing Finance Agency

Abstract: The proposed regulation would request comment on the issuance of a supplement to the Standards of Ethical Conduct for Employees of the Executive Branch and would apply to agency employees, as statutory amendments resulted in the establishment of the Federal Housing Finance Agency.

Priority: Info./Admin./Other

Agenda Stage of Rulemaking: Long-term Action

Major: No

Unfunded Mandates: No

CFR Citation: 5 CFR 9001 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 5 CFR 2635.105

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	00/00/0000	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

RIN Information URL: [www.regulations.gov](http://www.regulations.gov); [www.fhfa.gov](http://www.fhfa.gov) Public Comment URL: [www.regulations.gov](http://www.regulations.gov) or by email: [RegComments@fhfa.gov](mailto:RegComments@fhfa.gov)

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA06

 [View Related Documents](#)

Title: Disclosure of Non-Public Information

Abstract: This proposed regulation would disclose internal agency rules and procedures governing the protection and release of non-public information, including records, information, and material not covered by, or exempt from disclosure under the Freedom of Information Act. This regulation would also identify and limit the authority to permit release of covered information and includes procedures for responding to information demands in litigation.

Priority: Info./Admin./Other

Agenda Stage of Rulemaking: Long-term Action

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1232 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 5 USC 301, 552; 12 USC 4513, 4522, 4526, 4639

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	00/00/0000	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

RIN Information URL: [www.regulations.gov](http://www.regulations.gov); [www.fhfa.gov](http://www.fhfa.gov) Public Comment URL: [www.regulations.gov](http://www.regulations.gov) or by email: [RegComments@fhfa.gov](mailto:RegComments@fhfa.gov)

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA08

 [View Related Documents](#)

Title: Golden Parachute and Indemnification Payments

Abstract: The Housing and Economy Recovery Act of 2008 amended section 4518 of the Federal Housing Enterprises Financial Safety and Soundness Act of 1992 to provide additional authorities for FHFA in addressing certain compensation and benefits, specifically golden parachute payments and indemnification payments. This amendment added a new paragraph (e)(2) to section 4518 addressing regulation and prohibition of these benefits. On September 16, 2008, FHFA issued an interim final

rule with request for comments addressing golden parachute payments; then subsequently on November 14, 2008, issued a proposed amendment to the interim final rule that addressed indemnification payments. On January 29, 2009, FHFA issued a final rule on golden parachute payments; then subsequently on June 29, 2009, issued a proposed rule amending the final rule. Because FHFA believed it is useful to provide an opportunity to the public to read and comment on both the proposed golden parachute payments and indemnification payments amendments in context, the proposed rule of June 29, 2009, addressed in more detail prohibited and permissible golden parachute payments and re-proposed the indemnification payments amendments that were first proposed on November 14, 2008.

Priority: Other Significant

Agenda Stage of Rulemaking: Long-term Action

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1231 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 4518(e)

Legal Deadline: None

Timetable:

Action	Date	FR Cite
Final Action	00/00/0000	
Correction	09/19/2008	73 FR 54309
Interim Final Rule Effective	09/16/2008	73 FR 53356
Interim Final Rule	09/16/2008	73 FR 53356
Correction	09/23/2008	73 FR 54673
Interim Final Rule Comment Period End	10/31/2008	73 FR 53356
Proposed Amendment	11/14/2008	73 FR 67424
Proposed Amendment Comment Period End	12/29/2008	73 FR 67424
Final Rule	01/29/2009	74 FR 5101
NPRM	06/29/2009	74 FR 30975
NPRM Comment Period End	07/29/2009	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

RIN Information URL: [www.regulations.gov](http://www.regulations.gov); [www.fhfa.gov](http://www.fhfa.gov)

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA13

 [View Related Documents](#)

Title: Prudential Management and Operations Standards

Abstract: Section 1108 of the Housing Economic Recovery Act of 2008 (HERA) amended the Federal Housing Enterprises Financial Safety and Soundness Act of 1992 (12 U.S.C. 4501 et seq.) by establishing a new section on Prudential Management and Operations Standards. This new section requires the Director to publish standards for the regulated entities relating to various aspects of management and operations. This regulation will implement section 1108 of HERA.

Priority: Other Significant

Agenda Stage of Rulemaking: Long-term Action

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1236 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 4511, 4513(a), 4513(f), 4513b, 4519g

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	00/00/0000	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

RIN Information URL: [www.regulations.gov](http://www.regulations.gov); [www.fhfa.gov](http://www.fhfa.gov)Public Comment URL: [www.regulations.gov](http://www.regulations.gov); or email: [RegComments@fhfa.gov](mailto:RegComments@fhfa.gov)

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA15

 [View Related Documents](#)

Title: Debt Collection Act

Abstract: The regulation provides procedures for the collection of debts owed by Federal employees, other persons, organizations, or entities that are indebted to FHFA, and by Federal employees of FHFA who are indebted to other agencies.

Priority: Info./Admin./Other

Agenda Stage of Rulemaking: Long-term Action

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1208 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 5 CFR 550, subpart K; 5 CFR 831.1801 to 831.1808; 26 CFR 301.6402-6; 31 CFR ch IX; 5 USC 5514; 12 USC 4526; 31 USC 3701 to 3720

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	00/00/0000	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

RIN Information URL: [www.fhfa.gov](http://www.fhfa.gov); [www.regulations.gov](http://www.regulations.gov) Public Comment URL: [www.fhfa.gov](http://www.fhfa.gov); by email: [RegComments@fhfa.gov](mailto:RegComments@fhfa.gov)

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA20

 [View Related Documents](#)

Title: Office of Ombudsman

Abstract: The regulation would establish of an Office of the Ombudsman (Office) to have responsibility of considering complaints and appeals from any regulated entity and any person that has a business relationship with a regulated entity, regarding any matter relating to the regulation and supervision of such regulated entity, by the agency. The regulation specifies the authority and duties of the Office.

Priority: Info./Admin./Other

Agenda Stage of Rulemaking: Long-term Action

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1213 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 4517

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	00/00/0000	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

RIN Information URL: [www.fhfa.gov](http://www.fhfa.gov), [www.regulations.gov](http://www.regulations.gov) Public Comment URL: [www.regulations.gov](http://www.regulations.gov); email: [RegComments@fhfa.gov](mailto:RegComments@fhfa.gov)

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA29

 [View Related Documents](#)

Title: Equal Access to Justice Act Implementation

Abstract: The agency will propose this regulation to implement its responsibility to establish procedures under the Equal Access to Justice Act. Provisions will include award of attorney or agent fees and other expenses to eligible individuals and entities who are parties to certain administrative proceedings (called "adversary adjudications") before agency. The regulations in this part would describe the parties eligible for awards and the proceedings that are covered. They also explain how to apply

for awards and the procedures and standards that the agency will use to make awards. Lastly, this part proposes to remove 12 CFR part 1705.

Priority: Info./Admin./Other  
 Major: No  
 CFR Citation: 12 CFR 1203 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)  
 Legal Authority: 5 USC 504(c)(1)  
 Legal Deadline: None

Agenda Stage of Rulemaking: Long-term Action

Unfunded Mandates: No

Timetable:

Action	Date	FR Cite
NPRM	00/00/0000	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA03

 [View Related Documents](#)

Title: Federal Home Loan Bank Boards of Directors: Eligibility and Elections

Abstract: This regulation with request for comments implements statutory changes by making appropriate conforming amendments to the existing Finance Board regulations relating to the boards of directors for the Federal Home Loan Banks regarding size and composition.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Completed Action

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1261 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 1426; 12 USC 1427; 12 USC 1432; 12 USC 4511; 12 USC 4526

Legal Deadline: None

Timetable:

Action	Date	FR Cite
Interim Final Rule Effective	09/26/2008	
Interim Final Rule	09/26/2008	73 FR 55710
Interim Final Rule Comment Period End	11/25/2008	
Final Action	10/07/2009	74 FR 51452

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

RIN Information URL: [www.regulations.gov](http://www.regulations.gov); [www.fhfa.gov](http://www.fhfa.gov)

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA07

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Title: Privacy Act Implementation

Abstract: This regulation implements the provisions of the Privacy Act and provides procedures for requesting and releasing covered information, restricting access to and distribution of such information and for notification as required by the Act.

Priority: Info./Admin./Other

Agenda Stage of Rulemaking: Completed Action

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1204 (To search for a specific CFR, visit the [Code of Federal Regulations.](#))

Legal Authority: 5 USC 301; 5 USC 552a; 12 USC 4513(b)

Legal Deadline: None

Timetable:

Action	Date	FR Cite
ANPRM	05/15/2009	74 FR 22842
ANPRM Comment Period End	06/15/2009	
Final Action	07/14/2009	74 FR 33907

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA19

 [View Related Documents](#)

Title: Post-Employment Restrictions for Senior Examiners

Abstract: The Federal Housing Finance Agency (FHFA) proposes to issue a regulation that cross-references the Supplemental Standards of Ethical Conduct for Employees of FHFA and that sets forth post-employment restrictions for senior examiners of the FHFA pursuant to 12 U.S.C. 4517(e).

Priority: Info./Admin./Other

Agenda Stage of Rulemaking: Completed Action

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1212 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 4526, 12 USC 4517(e)

Legal Deadline: None

Timetable:

Action	Date	FR Cite
NPRM	06/10/2009	74 FR 27470
NPRM Comment Period End	07/27/2009	
Final Action	10/05/2009	74 FR 51073
Final Action Effective	11/04/2009	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Energy Affected: No

Government Levels Affected: No

Federalism: No

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA21

 [View Related Documents](#)

Title: Capital Classifications and Critical Capital Levels for the Federal Home Loan Banks

Abstract: This regulation implements specific statutory requirements by establishing criteria based on the amount and type of capital held by a Federal Home Loan Bank (Bank) for each of the following capital classifications: Adequately capitalized; Undercapitalized; Significantly undercapitalized; and Critically undercapitalized, and by defining the critical capital level for each Bank. The regulation also implements the prompt corrective action authority of the Director of the FHFA for the Banks.

Priority: Substantive, Nonsignificant

Agenda Stage of Rulemaking: Completed Action

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1229 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 1426; 12 USC 4513; 12 USC 4526; 12 USC 4613 to 4618; 12 USC 4622 to 4623

Legal Deadline:

Action	Source	Description	Date
Other	Statutory	HERA, PL 110-289, 122 Stat 2654 mandate to issue rule by 180 days of enactment	07/30/2008

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/30/2009	74 FR 5595
Interim Final Rule Effective	01/30/2009	74 FR 5595
Interim Final Rule Comment Period End	04/30/2009	
Interim Final Rule Comment Period Extended	05/15/2009	74 FR 13083
Final Action	08/04/2009	74 FR 38508

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Energy Affected: No

Government Levels Affected: No

Federalism: No

RIN Information URL: [www.fhfa.gov](http://www.fhfa.gov); [www.regulations.gov](http://www.regulations.gov) Public Comment URL: [www.regulations.gov](http://www.regulations.gov) or by email: [RegComments@fhfa.gov](mailto:RegComments@fhfa.gov)

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Federal Housing Finance Agency ( FHFA )

RIN: 2590-AA25

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Title: 2009 Enterprise Transition Affordable Housing Goals

Abstract: Pursuant to the Housing and Economic Recovery Act of 2008 (HERA), Public Law 110-289, 122 Stat. 2654, the authority to establish, monitor and enforce the affordable housing goals for Fannie Mae and Freddie Mac (Enterprises) was transferred from HUD to FHFA. This final regulation adjusts the levels of the affordable housing goals for the Enterprises in accordance with the statutory requirement that the Director review the 2009 housing goals to determine their feasibility in light of current market conditions and to adjust the 2009 housing goals as appropriate. This regulation establishes the three overall housing goals at levels below the levels in the proposed rule, based on the latest information available; does not make additional changes to the levels of the home purchase subgoals; and increases the levels of the special affordable multifamily housing subgoals for the Enterprises above the levels established by HUD for 2008 and proposed by FHFA for 2009.

Priority: Other Significant

Agenda Stage of Rulemaking: Completed Action

Major: No

Unfunded Mandates: No

CFR Citation: 12 CFR 1282 (To search for a specific CFR, visit the [Code of Federal Regulations](#).)

Legal Authority: 12 USC 4561(c)

Legal Deadline: Pursuant to the Housing and Economic Recovery Act of 2008 (HERA), PL 110-289, 122 Stat 2654, the Director is to review the 2009 annual housing goals for Fannie Mae and Freddie Mac to determine the feasibility of the goal levels given the current market conditions. After seeking public comment, the Director may make appropriate adjustments to the goals consistent with market conditions. The deadline for such adjustment is April 26, 2009, 270 days from the date of enactment of HERA, July 30, 2008.

Action	Source	Description	Date
Other	Statutory		04/26/2009

Timetable:

Action	Date	FR Cite
NPRM	05/01/2009	74 FR 20236
NPRM Comment Period End	05/22/2009	
Final Action	08/10/2009	74 FR 39873
Final Action Effective	08/10/2009	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: No

Small Entities Affected: No

Federalism: No

Energy Affected: No

RIN Information URL: [www.fhfa.gov](http://www.fhfa.gov); [www.regulations.gov](http://www.regulations.gov)

Public Comment URL: [www.regulations.gov](http://www.regulations.gov) or by email: [RegComments@fhfa.gov](mailto:RegComments@fhfa.gov)

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