The CFPB and State Regulators

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Conference of State Bank Supervisors
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CFPB and State Regulators

• Dodd-Frank calls on the CFPB to coordinate and collaborate with state regulators
  – Supervision of state-chartered banks above $10 billion
  – Supervision of non-bank covered entities
  – Registration of covered entities
CFPB and State Regulators

• CFPB dialogue with states on:
  – NMLS information and data sharing
  – Large bank supervision
  – Identifying larger market participants
  – AMTPA
  – Consumer complaints
  – Registration of covered entities
  – SAFE Act examination procedures for non-bank mortgage industry participants
CFPB and State Regulators

• CFPB MOU with CSBS and state agencies in several areas:
  – Information sharing
  – Developing consistent exam standards
  – Coordinated supervision

• 40 state agencies covering 36 states have signed

• WWW.CSBS.ORG (Lots of great information)
States that have signed the CFPB-CSBS MOU

States in GREEN represent signed MOU’s

State Regulatory Associations that have signed the MOU:
- AARMR (American Assoc. of Residential Mortgage Regulators)
- NACCA (National Assoc. of consumer Credit Administrators)
- CSBS (Conference of State Bank Supervisors)
- NACARA (North American Collection Agency Regulatory Association)
- MTRA (Money Transmitter Regulators Association)

Texas Department of Banking
Texas Office of Consumer Credit Commissioner
Texas Department of Savings and Mortgage Lending
And a Word about Preemption

- Dodd-Frank resets the state-federal balance in a variety of areas, especially consumer financial protection
- OTS & OCC now have same Standard
- Op-Subs of banks not covered by preemption
- Statute articulates the standard as the Barnett decision’s “prevent or significantly interfere” but are other “standards” covered?
Thank You