

115TH CONGRESS
1ST SESSION

S. 1284

To raise the consolidated assets threshold under the small bank holding company policy statement, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MAY 25, 2017

Mr. HATCH (for himself, Mr. KING, and Mr. NELSON) introduced the following bill; which was read twice and referred to the Committee on Banking, Housing, and Urban Affairs

A BILL

To raise the consolidated assets threshold under the small bank holding company policy statement, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Community Bank Re-
5 lief Act”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act—

1 (1) the term “bank holding company” has the
 2 meaning given the term in section 2 of the Bank
 3 Holding Company Act of 1956 (12 U.S.C. 1841);

4 (2) the term “Board” means the Board of Gov-
 5 ernors of the Federal Reserve System; and

6 (3) the term “savings and loan holding com-
 7 pany” has the meaning given the term in section
 8 10(a) of the Home Owners’ Loan Act (12 U.S.C.
 9 1467a(a)).

10 **SEC. 3. CHANGES REQUIRED TO SMALL BANK HOLDING**
 11 **COMPANY POLICY STATEMENT ON ASSESS-**
 12 **MENT OF FINANCIAL AND MANAGERIAL FAC-**
 13 **TORS.**

14 (a) IN GENERAL.—Before the end of the 6-month pe-
 15 riod beginning on the date of the enactment of this Act,
 16 the Board of Governors of the Federal Reserve System
 17 shall revise appendix C of part 225 of title 12, Code of
 18 Federal Regulations (commonly known as the “Small
 19 Bank Holding Company and Savings and Loan Holding
 20 Company Policy Statement”), to raise the consolidated
 21 asset threshold under that appendix from \$1,000,000,000
 22 (as adjusted by Public Law 113–250 (12 U.S.C. 5371
 23 note)) to \$5,000,000,000 for bank holding companies and
 24 savings and loan holding companies that—

1 (1) are not engaged in significant nonbanking
2 activities either directly or through a nonbank sub-
3 sidiary;

4 (2) do not conduct significant off-balance sheet
5 activities (including securitization and asset manage-
6 ment or administration) either directly or through a
7 nonbank subsidiary; and

8 (3) do not have a material amount of debt or
9 equity securities outstanding (other than trust pre-
10 ferred securities) that are registered with the Securi-
11 ties and Exchange Commission.

12 (b) EXCLUSIONS.—The Board may exclude any bank
13 holding company or savings and loan holding company, re-
14 gardless of asset size, from the revision under subsection
15 (a) if the Board determines that such action is warranted
16 for supervisory purposes.

17 (c) CONFORMING AMENDMENT.—Section 171(b)(5)
18 of the Dodd-Frank Wall Street Reform and Consumer
19 Protection Act (12 U.S.C. 5371(b)(5)) is amended by
20 striking subparagraph (C) and inserting the following:

21 “(C) any bank holding company or savings
22 and loan holding company that is subject to the
23 application of appendix C of part 225 of title
24 12, Code of Federal Regulations (commonly
25 known as the ‘Small Bank Holding Company

- 1 and Savings and Loan Holding Company Policy
- 2 Statement’).”.

