



June 13th, 2025 | Volume 1 | Issue 10

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Hello & Headlines

Hello!

This week we are coming off our ACE25 event in Grand Rapids. It was so great to see so many of you and to hear from so many great presenters. I hope you all enjoyed it as much as I did! On the regulatory front, the state level has been quiet. We continue to stay in communication with the new Director of the Office of Credit Unions, Andrew Bedard, especially as we are working towards finalizing a list of updates, we would like to see to the MCUA. If any of you have any suggestions on things you would like updated or powers added to the MCUA please send me an email, we would love to hear from you!

On the federal level, the lawsuit brought by former NCUA board members, Tonya Otsuka and Todd Harper continues to play out in the courts. Oral arguments took place yesterday addressing the competing motions which were a preliminary injunction and summary judgment request filed by Otsuka and Harper (plaintiffs) and the cross-motion for summary judgment from the defendants. We will continue to keep you updated on this matter. On another note, last week the NCUA released its Q1 2025 Credit Union System Performance Data. Be sure to check out the highlights and the full report below. And finally, the NCUA also cancelled its June board meeting that was scheduled to be held next week. The next board meeting is now tentatively scheduled to be held on July 24th.

As for the CFPB, they also have outstanding litigation which continues to play out in the courts. We will continue to keep you updated on any of those cases and the impacts of them as we know more. On June 4th the CFPB notified the White House Office of Management and Budget (OMB) that the agency plans to review the loan originator compensation requirement found under the Truth in Lending Act and Regulation Z. More information about this is also included below.

Yesterday, the U.S. Department of Treasury issued a Request for Information (RFI) inviting public comment to assist in implementing [Presidential Executive Order \(EO\) 14247](#). This EO “*Modernizing Payments To and From America’s Bank Account*” was issued in March of this year. It directs the Secretary of the Treasury to cease issuing paper checks and transition to the use of electronic payments for all Federal disbursements. You can view this RFI [here](#). Comments for this RFI are due on or before June 30, 2025.

Over the next few editions of RegCorner we are going to be shaking some things up so stay tuned and as always if you need any assistance, please do not hesitate to reach out to the Compliance Helpline or me.

Cheers!

Haleigh

Some headlines you might have missed:

- **America’s Credit Unions:**
 - Compliance Blog—Adverse Action a Couple of Frequently Asked Questions ([Click to Read Blog](#))
 - Senators introduced bipartisan bill to create payment scam task force ([Click to Read Article](#))
 - House Financial Services Committee advances three credit union backed bills ([Click to Read Article](#))
 - Senate moves GENIUS Act closer to floor vote without ‘poison pills’ ([Click to Read Article](#))
- **Credit Union Times:**
 - NCUA Seeks Public Input on new Travel Management Information Collection ([Click to Read Article](#))
- **American Banker:**
 - CFPB lawsuit hinges on Trump’s ‘faithful’ execution of laws ([Click to Read Article](#))

Compliance Events

MCUL Compliance Office Hours

Formerly SAS Compliance Office Hours, the group has been expanded to all credit unions in MI, regardless of size. Join us each month where we’ll discuss recent compliance and regulatory updates, work through your compliance challenges, and have the opportunity to share resources, insights and other information with peers. You don’t want to miss these calls!

When: 1st Friday of every month, unless otherwise noted

Time: 9:00 am

Join us for the next session, scheduled for **Friday, July 11th**

[REGISTER HERE](#)

MCUL Cheers! to Compliance

Our next event is taking place next Friday! We will have a guest joining from the Michigan Notary Association so don’t forget to register if you haven’t and we look forward to seeing you next week.

Date: Friday, June 20th

Time: 3:30pm

Register: [Zoom](#)

Also, mark your calendars and register early for the Q3, and Q4 Cheers! events:

- [September 19th](#)
- [December 12th](#)

League InfoSight Masterclass™

October 6-10, 2025

The Henry Center, Lansing

https://cvent.me/wkVBIL?RefId=LIS_IS

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| <p>Make sure you check out our MCUL Education master calendar to find all the latest information on the wonderful events our team is hosting!</p> <p>Link to MCUL Education Calendar</p> | |
| Federal Regulators | |
| NCUA | |
| <p>The NCUA released Q1 2025 Credit Union System Performance Data last week (June 6th). Some of the highlights from this report were:</p> <ul style="list-style-type: none">• Total assets of federally insured credit unions increased to \$2.37 trillion. A 2.6% increase or \$60 billion increase over the year.• Total outstanding loans increased by \$52.8 billion (increase of 3.3%) to \$1.65 trillion over the year.• Total shares and deposits grew over the year to \$2.02 trillion in Q1, an increase of 4.5% or \$86.1 billion over the year.• The credit union system saw an increase in net worth of \$14.5 billion (5.9%) growing to \$259.3 billion.• As of March 31, 2025, there were 4,411 federally insured credit unions with 143.2 million members.• To read the full summary report click here and to read the NCUA’s Press Release click here. <p>The NCUA also cancelled the previously scheduled June 17, 2025, board meeting and the next meeting is tentatively scheduled for July 24, 2025 at 10:00 a.m.</p> | |
| CFPB | |
| <p>INFOSIGHT360 Highlights</p> <p>CFPB to Conduct Review of Loan Originator Compensation Rule</p> <p>On June 4th, the Consumer Financial Protection Bureau (CFPB) notified the White House Office of Management and Budget (OMB) that it plans to review the loan originator compensation requirements found under the Truth in Lending Act and Regulation Z.</p> <p>The requirements generally prohibit loan originator compensation based on a transaction term or a proxy for a transaction term. In other words, financial institutions may not pay their mortgage loan originators a higher level of compensation in connection with loans with a higher interest rate.</p> <p>The CFPB’s loan originator compensation rule, in place since 2013, has received mixed reviews within the industry. Some view it as a necessary consumer protection, while others view the requirements as overly restrictive. Although there is little argument that some tweaks may be looked upon favorably by mortgage lenders, what’s confusing is that in its notification to OMB, the CFPB went as far as to tease rescission of the rule in its entirety.</p> <p>So once again we find ourselves guessing as to what the CFPB’s actual intent is. Section 1403 of the Dodd-Frank Wall Street Reform and Consumer Protection Act reads as follows: “For any residential mortgage loan, no mortgage loan originator shall receive compensation that varies based on the terms of the loan.” Thus, we have statutory language that regulates loan originator compensation, and a complete repeal of the requirements is not possible absent an act of Congress.</p> <p>The moral of the story here is stay tuned. We may see some changes to Regulation Z’s loan originator compensation requirements because of this review; however, don’t anticipate a return to the previous days of the Wild West.</p> | |
| Open Comment Calls | |
| If you have input on any comment calls below that you would like to provide for consideration, please direct them to Haleigh.Krombeen@mcul.org no later than 3 weeks prior to the comment due date. | |
| <p>CFPB Proposed Rule: Registry of Nonbank Covered Persons Subject to Certain Agency and Court Orders; Proposed Rescission</p> <p>Docket No. CFPB-2025-0011</p> <p>The CFPB is proposing to rescind its rule requiring certain types of nonbank covered persons subject to certain final public orders obtained or issued by a government agency in connection with the offering or provision of a consumer financial product or service to report the existence of the orders and related information to a Bureau registry. The Bureau is proposing to rescind the NBR Rule based upon concern that the costs the rule imposes on regulated entities, and which may in large part be passed onto consumers, are not justified by the speculative and unquantified benefits to consumers discussed in the analysis proffered in the NBR Rule.</p> <p>Additional Reading:</p> <ul style="list-style-type: none">• Orrick InfoBytes – CFPB proposes to rescind its nonbank registry rule <p>Consumer Finance Monitor – CFPB proposes to rescind rule requiring nonbanks to register certain agency enforcement and court orders</p> | <p>Comments Due: June 13, 2025</p> <p><i>Agency Announcement</i></p> <p>Federal Register Regulations.gov</p> |
| <p>CFPB Proposed Rule: Procedures for Supervisory Designation Proceedings</p> <p>Docket No. CFPB-2025-0013</p> <p>The CFPB is proposing to rescind the amendments it adopted on April 29, 2022, November 21, 2022, and April 23, 2024, to the Procedures for Supervisory Designation Proceedings. Collectively, the rules proposed for rescission provided for public release of final decisions and orders by the Director and made other changes to the CFPB's procedures for designating nonbank covered persons for supervision. The Bureau proposes to rescind the rules in full.</p> <p>Additional Reading:</p> <ul style="list-style-type: none">• JD Supra, Troutman Pepper Locke – The Reversals Continue: CFPB Proposes Rescission of Supervisory Designation Amendments | <p>Comments Due: June 13, 2025</p> <p><i>Agency Announcement</i></p> <p>Federal Register Regulations.gov</p> |
| <p>CFPB Interim Final Rule: Protections for Borrowers Affected by the COVID-19 Emergency Under the Real Estate Settlement Procedures Act (RESPA), Regulation X; Rescission</p> <p>Docket No. CFPB-2025-0014</p> <p>This Interim Final Rule rescinds “Protections for Borrowers Affected by the COVID-19 Emergency Under the Real Estate Settlement Procedures Act (RESPA), Regulation X,” 86 FR 34848 (June 30, 2021) (2021 COVID RESPA Rule), for two reasons:</p> <ul style="list-style-type: none">• The temporary additional early intervention live contact requirements and the temporary special COVID-19 loss mitigation procedural safeguards have been sunset by their own terms, and the COVID-19 Public Health Emergency expired on May 11, 2023.• It is the policy of the Bureau to streamline regulatory requirements to reduce burdens on the American public. The Bureau has determined that, in light of the end of the COVID-19 | <p>Comments Due: June 16, 2025</p> <p><i>Agency Announcement</i></p> <p>Federal Register Regulations.gov</p> |

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| <p>pandemic, these regulations needlessly complicate Regulation X without commensurate benefits.</p> | |
| <p>CFPB Direct Final Rule: Rescission of State Official Notification Rules</p> <p>Docket No. CFPB-2025-0016</p> <p>This direct final rule rescinds the Consumer Financial Protection Bureau's (Bureau's) procedures by which a State official must notify the Bureau when the official takes an action to enforce the Consumer Financial Protection Act. Section 1042(b) of the Consumer Financial Protection Act of 2010 (CFPA) requires States to notify the Bureau and “the prudential regulators,” see 12 U.S.C. 5481(24), before “initiating any action in a court or other administrative or regulatory proceeding against any covered person as authorized by subsection (a) [of section 1042] to enforce any provision” of the CFPA. On June 29, 2012, the Bureau issued regulations, codified at 12 CFR 1082.1, regarding States' obligations to notify the Bureau and prudential regulators of actions covered by section 1042. Pursuant to the Bureau's policy of eliminating unnecessary regulatory burdens and rescinding rules that are not necessary to effectuate Congress's statutes, the Bureau is rescinding the regulations related to state notification codified at 12 CFR 1082.1. The rescission notes that regulations at 12 CFR 1082.1, with only minor tweaks that are not necessary to provide the Bureau or the prudential regulators adequate notice of State actions, merely restate the notification requirements codified in section 1042(b) and are, therefore, unnecessary.</p> <p>Additional Reading:</p> <ul style="list-style-type: none">• Orrick InfoBytes – CFPB rescinds prior notice on state enforcement scope | <p>Comments Due: June 20, 2025</p> <p><i>Agency Announcement</i></p> <p>Federal Register Regulations.gov</p> |
| <p>NCUA Request for Comments: Simplification of Share Insurance and Succession Planning Final Rules</p> <p>Docket No. NCUA-2025-0047</p> <p>Consistent with the January 20, 2025, White House memorandum to the Heads of Executive Departments and Agencies, captioned “Regulatory Freeze Pending Review,” the NCUA Board (Board) is soliciting public comment for a period of 60 days on two of its recently published final rules that have not fully taken effect. Specifically, through publication of this notice, the Board invites comment on its final rule captioned “Simplification of Share Insurance,” published on September 30, 2024, which takes full effect on December 1, 2026; and the final rule captioned “Succession Planning,” published on December 26, 2024, which takes full effect on January 1, 2026. The public comment period will allow interested parties to provide comments about issues of fact, law, and policy raised by the two final rules.</p> <p>Related Materials:</p> <ul style="list-style-type: none">• Succession Planning Final Rule<ul style="list-style-type: none">○ Federal Register○ Previously filed comments on Regulations.gov○ America’s Credit Union Response Letter to proposed rule• Simplification of Share Insurance Final Rule<ul style="list-style-type: none">○ Federal Register○ Previously filed comments on Regulations.gov• America’s Credit Union Response Letter to proposed rule | <p>Comments Due: June 23, 2025</p> <p><i>Agency Announcement</i></p> <p>Federal Register Regulations.gov</p> |
| <p>NCUA Request for Comment: 5300 Call Report Instructions Changes, Q3, 2025</p> <p>Docket No. NCUA-2025-0046</p> <p>Credit unions submit quarterly Call Report data to the NCUA. Call Report data serves a regulatory or public policy purpose by assisting the NCUA in fulfilling its mission of ensuring the safety and soundness of individual credit unions and the credit union system, protecting consumer financial rights, as well as agency-specific missions affecting federal and state-chartered credit unions, such as ensuring financial stability and administering share insurance.</p> <p>There are no proposed changes to the Form 5300 Call Report. However, the NCUA is proposing revisions to the 5300 Call Report Instructions to improve clarity and accurate reporting. These revisions are captured on page two of the draft 5300 Call Report Instructions.</p> <ul style="list-style-type: none">• The proposed revisions to the Form 5300 instructions in this notice would not have a material impact on the existing burden estimates. | <p>Comments Due: June 23, 2025</p> <p><i>Agency Announcement</i></p> <p>Federal Register Regulations.gov</p> |
| <p>NCUA Regulatory Review</p> <p>The NCUA reviews all of its existing regulations every three years. The NCUA’s Office of General Counsel maintains a rolling review schedule that identifies one-third of the NCUA’s existing regulations that are published in the Code of Federal Regulations for review each year and provides notice to the public of those regulations specifically under review so the public may have an opportunity to comment.</p> <p>The NCUA will specifically review the following regulations in 2025:</p> <ul style="list-style-type: none">• Part 700• Parts 701.1-701.4, 701.6, 701.14, 701.19-701.26, 701.30-701.39; Appendices A & B to Part 701• Parts 702, 703, 704, 705, 707, 708a, 708b, 709, and 710 <p>The NCUA’s goal is to ensure that all of our regulations are clearly articulated and easily understood. Comments are welcome on that aspect, as well as substantive suggestions for regulatory changes. Comments may be e-mailed to OGCMail@NCUA.GOV or mailed to Regulatory Review (2024), Office of General Counsel, National Credit Union Administration, 1775 Duke Street, Alexandria, Virginia 22314-3428. For e-mailed comments, please include the words “Regulatory Review (2025)” in the subject line.</p> <p>Related Materials:</p> <ul style="list-style-type: none">• America’s Credit Unions – Summary and Comment Request<ul style="list-style-type: none">○ Submit Feedback to America’s Credit Unions by Friday, July 11, 2025 | <p>Comments Due: July 25, 2025</p> <p>Agency Announcement</p> <p><i>Federal Register</i> <i>Regulations.gov</i></p> <p>Feedback to America’s Credit Unions Due: July 11, 2025</p> <p>Submit Feedback</p> |
| <p>NCUA Informal Request for Feedback: Operations and Initiatives; 2026-2030 Strategic Plan</p> <p>Docket No. n/a</p> <p>In preparation for the development of the NCUA’s 2026-2030 <i>Strategic Plan</i> and the agency’s 2026-2027 budget, Chairman Kyle Hauptman is inviting stakeholders to review the agency’s 2022-2026 Strategic Plan and</p> | <p>Comments Due: No Date Provided</p> <p>Agency Announcement</p> <p><i>Federal Register</i> <i>Regulations.gov</i></p> |

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| <p>provide your feedback and ideas. “Tell us what’s overly burdensome, what could be done better or quicker, and what do you think NCUA is doing that is not creating value,” Chairman Hauptman said.</p> <p>As part of its compliance with Executive Order 14210, Implementing the President’s “Department of Government Efficiency” Workforce Optimization Initiative, the NCUA implemented its Voluntary Separation Program to reduce the size of its workforce. The NCUA is also restructuring its operations to improve its effectiveness and efficiency while protecting the system of cooperative credit and its member-owners. The agency anticipates the <i>2026-2030 Strategic Plan</i> will further reinforce NCUA’s changes under the leadership of Chairman Hauptman consistent with the goals of Executive Order 14210.</p> <p>Note that comments are not being collected through the typical regulatory comment process. Credit unions wishing to provide feedback and suggestions can do so by emailing them to AskNCUA@ncua.gov. No comment due date has been provided.</p> <p>Related Materials:</p> <ul style="list-style-type: none">• NCUA 2022-2026 Strategic Plan• NCUA 2024/2025 Budget Presentation<ul style="list-style-type: none">○ NCUA 2025/2026 Budget Justification | |
| <p>Questions, Comments, Concerns? We are here to help! Email us at ComplianceHelpline@mcu.org</p> | |
| <p>If this newsletter was forwarded to you and you’d like your own emailed copy, or wish to be removed from this list, please contact Haleigh.Krombeen@mcu.org</p> | |