

**[DISCUSSION DRAFT]**

119<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

**H. R.** \_\_\_\_\_

To provide for additional requirements when Federal banking agencies undertake rulemakings that implement policies of non-governmental international organizations, to require Federal banking agencies to report on certain covered international organizations, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

Mr. LOUDERMILK introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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**A BILL**

To provide for additional requirements when Federal banking agencies undertake rulemakings that implement policies of non-governmental international organizations, to require Federal banking agencies to report on certain covered international organizations, 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 “Ensuring U.S. Author-  
5 ity over U.S. Banking Regulations Act”.

1 **SEC. 2. REQUIREMENTS IN CONNECTION WITH**  
2 **RULEMAKINGS IMPLEMENTING POLICIES OF**  
3 **NON-GOVERNMENTAL INTERNATIONAL OR-**  
4 **GANIZATIONS.**

5 (a) BOARD OF GOVERNORS OF THE FEDERAL RE-  
6 SERVE SYSTEM.—Section 10 of the Federal Reserve Act  
7 (12 U.S.C. 247b) is amended by inserting before para-  
8 graph (12) the following:

9 “(11) REQUIREMENTS IN CONNECTION WITH  
10 RULEMAKINGS IMPLEMENTING POLICIES OF NON-  
11 GOVERNMENTAL INTERNATIONAL ORGANIZATIONS.—

12 “(A) IN GENERAL.—The Board of Gov-  
13 ernors of the Federal Reserve System may not  
14 propose or finalize a major covered rule unless,  
15 not later than 120 days before issuing such a  
16 proposed or final rule, the Board of Governors  
17 provides the Committee on Financial Services  
18 of the House of Representatives and the Com-  
19 mittee on Banking, Housing, and Urban Affairs  
20 of the Senate with notice, testimony, and a de-  
21 tailed economic analysis with respect to the pro-  
22 posed or final rule, including projections of eco-  
23 nomic costs, sectoral effects, and effects on the  
24 availability of credit, the gross domestic prod-  
25 uct, and employment.

1           “(B) MAJOR COVERED RULE DEFINED.—  
2           In this paragraph, the term ‘major covered rule’  
3           means a rule—

4                   “(i) that the Board of Governors de-  
5                   termines would have an effect, in the ag-  
6                   gregate, on the economy of the United  
7                   States of \$10,000,000,000 or more during  
8                   the 10-year period beginning on the date  
9                   the rule takes effect; and

10                   “(ii) that is intended to align or con-  
11                   form with a recommendation from a non-  
12                   governmental international organization  
13                   (including the Financial Stability Board,  
14                   the Bank for International Settlements,  
15                   the Network of Central Banks and Super-  
16                   visors for Greening the Financial System,  
17                   and the Basel Committee on Banking Su-  
18                   pervision).”.

19           (b) OFFICE OF THE COMPTROLLER OF THE CUR-  
20 RENCY.—Section 324 of the Revised Statutes of the  
21 United States (12 U.S.C. 1) is amended by adding at the  
22 end the following:

23           “(c) REQUIREMENTS IN CONNECTION WITH  
24 RULEMAKINGS IMPLEMENTING POLICIES OF NON-GOV-  
25 ERNMENTAL INTERNATIONAL ORGANIZATIONS.—

1           “(1) IN GENERAL.—The Comptroller of the  
2           Currency may not propose or finalize a major cov-  
3           ered rule unless, not later than 120 days before  
4           issuing such a proposed or final rule, the Comp-  
5           troller of the Currency provides the Committee on  
6           Financial Services of the House of Representatives  
7           and the Committee on Banking, Housing, and  
8           Urban Affairs of the Senate with notice, testimony,  
9           and a detailed economic analysis with respect to the  
10          proposed or final rule, including projections of eco-  
11          nomic costs, sectoral effects, and effects on the  
12          availability of credit, the gross domestic product,  
13          and employment.

14          “(2) MAJOR COVERED RULE DEFINED.—In this  
15          subsection, the term ‘major covered rule’ means a  
16          rule—

17                 “(A) that the Comptroller of the Currency  
18                 determines would have an effect, in the aggre-  
19                 gate, on the economy of the United States of  
20                 \$10,000,000,000 or more during the 10-year  
21                 period beginning on the date the rule takes ef-  
22                 fect; and

23                 “(B) that is intended to align or conform  
24                 with a recommendation from a non-govern-  
25                 mental international organization (including the

1 Financial Stability Board, the Bank for Inter-  
2 national Settlements, the Network of Central  
3 Banks and Supervisors for Greening the Finan-  
4 cial System, and the Basel Committee on Bank-  
5 ing Supervision).”.

6 (c) FEDERAL DEPOSIT INSURANCE CORPORATION.—  
7 Section 2 of the Federal Deposit Insurance Act (12 U.S.C.  
8 1812) is amended by inserting after subsection (f) the fol-  
9 lowing:

10 “(g) REQUIREMENTS IN CONNECTION WITH  
11 RULEMAKINGS IMPLEMENTING POLICIES OF NON-GOV-  
12 ERNMENTAL INTERNATIONAL ORGANIZATIONS.—

13 “(1) IN GENERAL.—The Board of Directors of  
14 the Corporation may not propose or finalize a major  
15 covered rule unless, not later than 120 days before  
16 issuing such a proposed or final rule, the Board of  
17 Directors provides the Committee on Financial Serv-  
18 ices of the House of Representatives and the Com-  
19 mittee on Banking, Housing, and Urban Affairs of  
20 the Senate with notice, testimony, and a detailed  
21 economic analysis with respect to the proposed or  
22 final rule, including projections of economic costs,  
23 sectoral effects, and effects on the availability of  
24 credit, the gross domestic product, and employment.

1           “(2) MAJOR COVERED RULE DEFINED.—In this  
2 subsection, the term ‘major covered rule’ means a  
3 rule—

4           “(A) that the Board of Directors deter-  
5 mines would have an effect, in the aggregate,  
6 on the economy of the United States of  
7 \$10,000,000,000 or more during the 10-year  
8 period beginning on the date the rule takes ef-  
9 fect; and

10           “(B) that is intended to align or conform  
11 with a recommendation from a non-govern-  
12 mental international organization (including the  
13 Financial Stability Board, the Bank for Inter-  
14 national Settlements, the Network of Central  
15 Banks and Supervisors for Greening the Finan-  
16 cial System, and the Basel Committee on Bank-  
17 ing Supervision).”.

18           (d) NATIONAL CREDIT UNION ADMINISTRATION.—  
19 Section 102 of the Federal Credit Union Act (12 U.S.C.  
20 1752a) is amended by adding at the end the following:

21           “(g) REQUIREMENTS IN CONNECTION WITH  
22 RULEMAKINGS IMPLEMENTING POLICIES OF NON-GOV-  
23 ERNMENTAL INTERNATIONAL ORGANIZATIONS.—

24           “(1) IN GENERAL.—The Board may not pro-  
25 pose or finalize a major covered rule unless, not

1 later than 120 days before issuing such a proposed  
2 or final rule, the Board provides the Committee on  
3 Financial Services of the House of Representatives  
4 and the Committee on Banking, Housing, and  
5 Urban Affairs of the Senate with notice, testimony,  
6 and a detailed economic analysis with respect to the  
7 proposed or final rule, including projections of eco-  
8 nomic costs, sectoral effects, and effects on the  
9 availability of credit, the gross domestic product,  
10 and employment.

11 “(2) MAJOR COVERED RULE DEFINED.—In this  
12 subsection, the term ‘major covered rule’ means a  
13 rule—

14 “(A) that the Board determines would  
15 have an effect, in the aggregate, on the econ-  
16 omy of the United States of \$10,000,000,000  
17 or more during the 10-year period beginning on  
18 the date the rule takes effect; and

19 “(B) that is intended to align or conform  
20 with a recommendation from a non-govern-  
21 mental international organization (including the  
22 Financial Stability Board, the Bank for Inter-  
23 national Settlements, the Network of Central  
24 Banks and Supervisors for Greening the Finan-

1           cial System, and the Basel Committee on Bank-  
2           ing Supervision).”.

3           (e) FEDERAL HOUSING FINANCE ADMINISTRA-  
4 TION.—Section 1311 of the Housing and Community De-  
5 velopment Act of 1992 (12 U.S.C. 4511) is amended by  
6 adding at the end the following:

7           “(d) REQUIREMENTS IN CONNECTION WITH  
8 RULEMAKINGS IMPLEMENTING POLICIES OF NON-GOV-  
9 ERNMENTAL INTERNATIONAL ORGANIZATIONS.—

10           “(1) IN GENERAL.—The Director may not pro-  
11 pose or finalize a major covered rule unless, not  
12 later than 120 days before issuing such a proposed  
13 or final rule, the Director provides the Committee on  
14 Financial Services of the House of Representatives  
15 and the Committee on Banking, Housing, and  
16 Urban Affairs of the Senate with notice, testimony,  
17 and a detailed economic analysis with respect to the  
18 proposed or final rule, including projections of eco-  
19 nomic costs, sectoral effects, and effects on the  
20 availability of credit, the gross domestic product,  
21 and employment.

22           “(2) MAJOR COVERED RULE DEFINED.—In this  
23 subsection, the term ‘major covered rule’ means a  
24 rule—

1           “(A) that the Director determines would  
2           have an effect, in the aggregate, on the econ-  
3           omy of the United States of \$10,000,000,000  
4           or more during the 10-year period beginning on  
5           the date the rule takes effect; and

6           “(B) that is intended to align or conform  
7           with a recommendation from a non-govern-  
8           mental international organization (including the  
9           Financial Stability Board, the Bank for Inter-  
10          national Settlements, the Network of Central  
11          Banks and Supervisors for Greening the Finan-  
12          cial System, and the Basel Committee on Bank-  
13          ing Supervision).”.

14 **SEC. 3. REPORT ON CERTAIN CLIMATE-RELATED INTER-**  
15 **ACTIONS WITH COVERED INTERNATIONAL**  
16 **ORGANIZATIONS.**

17       (a) **IN GENERAL.**—A Federal banking regulator may  
18 not meet with or otherwise engage with a covered inter-  
19 national organization on the topic of climate-related finan-  
20 cial risk during a calendar year unless the Federal bank-  
21 ing regulator has issued a report to the Committee on Fi-  
22 nancial Services of the House of Representatives and the  
23 Committee on Banking, Housing, and Urban Affairs of  
24 the Senate containing, for the previous calendar year—

1           (1) a complete description of the activities of  
2 the covered international organization in which the  
3 Federal banking regulator participates (including  
4 any task force, committee, or other organizational  
5 unit thereof); and

6           (2) a detailed accounting of the governmental  
7 and non-governmental funding sources of the cov-  
8 ered international organization (including any task  
9 force, committee, or other organizational unit there-  
10 of).

11 (b) DEFINITIONS.—In this section:

12           (1) COVERED INTERNATIONAL ORGANIZA-  
13 TION.—The term “covered international organiza-  
14 tion” means the Financial Stability Board, the Net-  
15 work of Central Banks and Supervisors for Greening  
16 the Financial System, and the Basel Committee on  
17 Banking Supervision.

18           (2) FEDERAL BANKING REGULATOR.—The  
19 term “Federal banking regulator” means the Board  
20 of Governors of the Federal Reserve System, the  
21 Federal Deposit Insurance Corporation, the Federal  
22 Housing Finance Agency, the National Credit Union  
23 Administration, and the Office of the Comptroller of  
24 the Currency.