

103^D CONGRESS
1ST SESSION

H. R. 2661

To enhance the availability of credit in disaster areas by reducing the regulatory burden imposed upon insured depository institutions to the extent such action is consistent with the safety and soundness of the institutions.

IN THE HOUSE OF REPRESENTATIVES

JULY 15, 1993

Mr. GRAMS (for himself, Mr. BEREUTER, Mr. LEACH, Mr. SMITH of Iowa, Mr. McCOLLUM, Mr. NUSSLE, Mr. PETRI, Mr. GILCHREST, Mr. RAMSTAD, Mr. BARRETT of Nebraska, Mr. EMERSON, Mr. VOLKMER, Mr. LIGHTFOOT, Ms. DANNER, Mr. TALENT and Mr. WHEAT) introduced the following bill; which was referred to the Committee on Banking, Finance and Urban Affairs

A BILL

To enhance the availability of credit in disaster areas by reducing the regulatory burden imposed upon insured depository institutions to the extent such action is consistent with the safety and soundness of the institutions.

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 “Depository Institutions
5 Disaster Relief Act of 1993”.

1 **SEC. 2. EMERGENCY WAIVERS OF BURDENSOME REGU-**
2 **LATORY REQUIREMENTS FOR DISASTER**
3 **AREAS.**

4 The Federal Deposit Insurance Act (12 U.S.C. 1811
5 et seq.) is amended by adding at the end the following
6 new section:

7 **“SEC. 44. EMERGENCY WAIVERS FOR DISASTER AREAS.**

8 (a) IN GENERAL.—Each Federal banking agency
9 shall, by regulation or order, waive the applicability of any
10 provision of law or regulation to any insured depository
11 institution which is located within, or a significant portion
12 of the service area of which is located within, a disaster
13 area if—

14 “(1) the waiver takes effect before the end of
15 the 30-month period beginning on the date on which
16 the President determines, pursuant to section 401 of
17 the Robert T. Stafford Disaster Relief and Emer-
18 gency Assistance Act, that a major disaster exists in
19 the area; and

20 “(2) the agency determines that the waiver—

21 “(A) would enhance the institution’s ability
22 to make additional credit available in the disas-
23 ter area; and

24 “(B) is consistent with the safety and
25 soundness of the institution.

1 “(b) 3-YEAR LIMIT ON WAIVERS.—Any waiver grant-
2 ed under this section shall expire not later than 3 years
3 after the date of the determination referred to in sub-
4 section (a)(1).

5 “(c) PUBLICATION REQUIRED.—After granting any
6 waiver under subsection (a), an appropriate Federal bank-
7 ing agency shall publish in the Federal Register a state-
8 ment which—

9 “(1) describes the waiver; and

10 “(2) explains how the waiver—

11 “(A) will enhance the availability of addi-
12 tional credit in the disaster area; and

13 “(B) is consistent with safety and sound-
14 ness of any insured depository institution which
15 is subject to the waiver.

16 “(d) DISASTER AREA DEFINED.—For purposes of
17 this section, the term ‘disaster area’ means—

18 “(1) an area in which the President has deter-
19 mined, pursuant to section 401 of the Robert T.
20 Stafford Disaster Relief and Emergency Assistance
21 Act, that a major disaster exists; and

22 “(2) any area which—

23 “(A) is adjacent to an area described in
24 paragraph (1); and

1 “(B) has suffered flood- drought- or wind-
2 related damage as a result of the same set of
3 circumstances giving rise to the determination
4 referred to in paragraph (1) with respect to the
5 area described in such paragraph.”.

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