

MEMORANDUM TO: The Board of Directors

FROM: Sandra L. Thompson
Director
Division of Supervision and
Consumer Protection

Sara A. Kehey
General Counsel

SUBJECT: Interagency Final Rule Regarding Identity Theft Red Flags and Address
Discrepancies under Sections 114 and 315 of the Fair and Accurate Credit
Transactions Act of 2003

RECOMMENDATION:

We recommend that the Board of Directors (Board) of the Federal Deposit Insurance Corporation (FDIC or Corporation) authorize the Executive Secretary to publish in the *Federal Register* a final rule jointly with the Board of Governors of the Federal Reserve System, the Office of the Comptroller of the Currency, the Office of Thrift Supervision, the National Credit Union Administration, and the Federal Trade Commission (collectively, the Agencies) to implement Sections 114 and 315 of the Fair and Accurate Credit Transactions Act of 2003 (FACT Act).

The rule would establish: (1) interagency regulations requiring financial institutions and creditors to develop and implement a written identity theft prevention program; (2) interagency guidelines describing factors that financial institutions and creditors should address in their programs' policies and procedures; (3) interagency regulations requiring credit and debit card issuers to assess the validity of a request for a change of address under certain circumstances; and (4) interagency regulations addressing reasonable policies and procedures that a user of consumer reports should employ upon receiving a notice of address discrepancy from a consumer reporting agency.

We also recommend that the Board authorize the Executive Secretary and the General Counsel to make technical, nonsubstantive, or conforming changes to the text of the rule where necessary to ensure that the Agencies can jointly publish the rule, and to take such other actions and issue such other documents as they deem necessary or appropriate to fulfill the Board's objectives.

DISCUSSION:

1. Background. The guidelines and regulations are required by sections 114 and 315 of the FACT Act, which amend the Fair Credit Reporting Act (FCRA). Section 114 of the FACT Act requires the Agencies to jointly issue guidelines for use by financial institutions and creditors regarding identity theft. In developing the guidelines, the Agencies must identify patterns, practices, and specific forms of activity that indicate the possible existence of identity theft, and they must consider requiring financial institutions and creditors to follow reasonable policies and procedures that provide for notice to a consumer when a transaction occurs with an inactive account. In addition to the guidelines themselves, the Agencies must issue regulations requiring financial institutions and creditors to establish reasonable policies and procedures for implementing the guidelines. The Agencies also must issue regulations requiring credit and debit card issuers to assess the validity of change of address requests.

Example Memo To Board Of Directors

Isabel Heinemann



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The Board of Directors and Audit Committee Guide to Fiduciary Responsibilities Sheila Moran, Ronald Kral, 2013-07-21 You took the highly coveted position on the board or audit committee now it's time to figure out what you're doing. And with SEC scrutiny at an all-time high, there is little room for growing pains. Boards and audit committees can now be held liable for acts of fraud and other corporate malfeasance even if they had no knowledge of wrongdoing in the organization. But relax. This comprehensive and practical guide greatly simplifies complex corporate governance standards while mitigating the risks involved in the arduous work and increasing dramatically the positive effect over the enterprise that motivated you to take the position you did. Inside these essential pages, discover 10 crucial steps every governing body should take, including: Cultivate independence. Build a balanced team. Address stakeholder concerns. Approach risk proactively. Spearhead fraud deterrence initiatives. And more. You should be commended for taking on the duties you have not intimidated. With this invaluable resource by your side, you can learn how best to satisfy the requirements of board service while also protecting yourself, the other board members, and the organization you have committed to lead to success.

Plan to Turn Your Company Around in 90 Days Jonathan H. Lack, 2013-07-15 More than half of all businesses in the U.S. don't make it to their fifth birthday, and nearly 70 percent are gone by year ten. How do businesses get into trouble? A hundred different ways. Poor cash flow, undercapitalization, lax financial controls, poor worker productivity, boneheaded mistakes, inefficient processes, failure to adapt, loss of enthusiasm, the list goes on and on. The fact is, many businesses that face life-threatening challenges or are just stuck in the doldrums can turn their fortunes around. And Jonathan Lack is the expert who can show you how. Lack is a turnaround specialist, the guy called in to reinvigorate a stalled company or revamp the poor practices that reduce sales and decimate profits. Once he's done, the company is again on the road to growth and profitability. **Plan to Turn Your Company Around in 90 Days** is a pragmatic, step-by-step guide to helping your company not only survive but begin to grow again. Among other things, this book will teach you how to improve your company's cash flow, how to better manage your payroll and employee productivity, and how to get better results from your marketing and sales efforts. **Turn Your Company Around in 90 Days** will help you develop a framework to create a strategic plan that will move your company in the right direction and breathe new life into tired or worn-out operations and products. **Plan to Turn Your Company Around in 90 Days** will immediately help your firm in the following areas: How to get to cash flow positive and then grow. How to manage technology better. How to manage your payroll and employee productivity. How to improve marketing and increase sales. How to restore profitability. How to manage your board of directors and investors. If you're at all fearful that your company may not last the next couple of years, this book is for you. What you'll learn: How to manage and preserve cash. How to reduce your expenses. How to increase your margins. How to increase employee productivity and improve operations. How to assess the strength of your products and services. How to increase sales and marketing efficiency. How to create a strategic plan to turn

your company around How to restore enthusiasm and become a desirable employer again Who this book is for This book is written for CEOs CFOs COOs and CMOs of large companies midcaps and small businesses It s also for angel investors board directors private equity firms and venture capitalists It is intended to give readers the confidence that by developing a basic plan they can turn their company around and give it new life Table of Contents How to Manage Cash Flow Better How to Manage Accounts Payable Better How to Manage Accounts Receivable Better How to Manage Employee Productivity Better How to Manage Technology Facilities and Manufacturing Better How to Manage Process Flows Better How to Better Understand Your Customers Competitors and Key Trends How to Develop a More Effective Marketing Strategy How to Develop a More Effective Sales Strategy How to Manage Investors and the Board of Directors Better How to Hire and Manage Your Turnaround Consultant How to Manage Yourself and Your Staff Better Sample Consulting Proposal

Governing NOW Maryann Barakso,2018-08-06 Boasting more than five hundred thousand contributing members and five hundred chapters nationwide the National Organization for Women has been politically active for more than thirty five years In a book that offers tools for predicting the long term viability of a range of organizations Maryann Barakso traces the political development of NOW According to Barakso NOW s activities and the stances it has taken throughout its history have been shaped primarily by the organization s internal political system Established during the group s founding period NOW s governance structure consists of a set of principles and institutional rules that continue to guide the group s internal political dynamics and its decision making Focusing on interactions between NOW leaders and rank and file members Barakso reveals how the organization s internal structure affects its development and its participation in the wider political arena The author also reveals why strategic change has always been such a contentious issue for the organization the ways in which NOW enhances civic and political engagement and the limits on NOW s future mobilizing capacity *Governing NOW* contributes to a deeper understanding of membership based voluntary associations why they choose some goals and tactics over others why they invest resources as they do and why they join or abstain from coalition politics

Decisions and Orders of the National Labor Relations Board United States. National Labor Relations Board,1993

Decisions and Orders of the National Labor Relations Board National Labor Relations Board (U S),2007-11 Includes the decisions and orders of the Board a table of cases and a cross reference index from the advance sheet numbers to the volume page numbers

Behind the Mask of the Mattachine James Thomas Sears,2006 The Mattachine is the origin of the contemporary American gay movement One of the major players in this movement was Hal Call America s first openly gay journalist and the man most responsible for the end of government censorship of frontal male nude photography through the mail

How to Write It, Third Edition Sandra E. Lamb,2011-08-30 Write personal and professional communications with clarity confidence and style How to Write It is the essential resource for eloquent personal and professional self expression Award winning journalist Sandra E Lamb transforms even reluctant scribblers into articulate wordsmiths by providing compelling examples of nearly

every type and form of written communication Completely updated and expanded the new third edition offers hundreds of handy word phrase and sentence lists precisely crafted sample paragraphs and professionally designed document layouts How to Write It is a must own for students teachers authors journalists bloggers managers and anyone who doesn't have time to wade through a massive style guide but needs a friendly desk reference Managing Executive Transitions Tim Wolfred, 2009-06-09 The Essential Guide for Managing Leadership Turnovers A leadership transition can be a time of high vulnerability for a nonprofit organization On the other hand an executive turnover offers unique opportunities for renewal and fresh thinking Managing Executive Transitions shows how this state of transition can give board and staff members a chance to put things back together in new and creative ways to discard some old pieces and to bring in fresh elements Nonprofit boards and executive directors will find practical advice on how to manage leadership turnovers in ways that can heighten mission impact while avoiding potential downsides Author Tim Wolfred recommends a transformational process of three phases Prepare Pivot and Thrive In the Prepare phase board members staff volunteers and funders engage in an efficient process for updating the agency's strategic directions and crafting a profile of the skills needed in the next executive In the Pivot phase a search ensues conducted by a board reinvigorated and excited about the agency's future impact In the Thrive phase the board engages the newly hired executive as a leadership partner and gives him or her clear performance priorities derived from the strategic directions Engaging case studies and hands on tools such as planning agendas timelines sample letters and communication tips will smooth the transition to new executive leadership **National Labor Relations Act** United States. Congress. House. Special Committee to Investigate the National Labor Relations Board, 1940 In Defense of American Liberties Samuel Walker, 1999 This updated comprehensive history of the American Civil Liberties Union recounts the ACLU's stormy history since its founding in 1920 to fight for free speech and explores its involvement in some of the most famous causes in American history including the Scopes monkey trial the internment of Japanese Americans during World War II the Cold War anti Communist witch hunts and the civil rights movement The new introduction covers the history of the organization and developments in civil liberties in the 1990s including the U S Supreme Court's declaration of the Communications Decency Act as unconstitutional in *ACLU v Reno* **California. Court of Appeal (2nd Appellate District). Records and Briefs** California (State)., Official News Letter American Farm Bureau Federation, 1925 The Attorney-client Privilege in Civil Litigation Vincent S. Walkowiak, 2008 Previous editions published 1997 2nd and 1989 1st Volunteer Armed Force and Selective Service United States. Congress. Senate. Committee on Armed Services. Subcommittee on the Volunteer Armed Force and Selective Service, 1972 **Family Values** Isabel Heinemann, 2023-10-04 Clashes over the American family and its values have always implicitly or explicitly addressed issues of gender and highlighted the significance of present and future families to American society This is the insight underpinning Isabel Heinemann's groundbreaking study which traces over the course of the twentieth century debates on the family and its role

the relationship between the individual and society and individual decision making rights as well as their denial or curtailment Unpacking these issues in a vivid and innovative analysis the book recounts the prehistory of current conflicts over the family and gender while illuminating the relationship between social change normative shifts and the counter movements spawned in response to them *An Uncommon Union* John D. Hannah,2009-10-24 Dallas Theological Seminary is often viewed as a bastion of conservative evangelicalism marked by an unswerving devotion to theological positions of fundamentalism biblical inerrancy and dispensational premillennialism *An Uncommon Union* the first book length history of Dallas Theological Seminary written by a graduate and veteran faculty member of DTS provides a necessary corrective to such a simplistic assessment Using the tenures of the school s five presidents as the backbone for his narrative John D Hannah reveals the tensions that DTS has experienced in its eighty plus years of existence Each successive president of DTS brought his own unique style and perceptions to the school even as he dealt with the changing religious and cultural milieu that swirled around it Hannah argues that rather than being a monolithic institution Dallas Theological Seminary is a unique blend of differing heritages and of opposing traditions a place that defies easy categorization A keenly insightful and thoughtful work *An Uncommon Union* illuminates the path charted by the leaders of a prominent American seminary in a rapidly changing world All readers interested in the history and future of evangelicalism regardless of their theological persuasion will benefit from this book **Environmental Administrative Decisions: Environmental Appeals Board, June 2008 to August 2010** United States. Environmental Protection Agency,1995 **Volunteer Armed Force and Selective Service, Hearing Before the Subcommittee on the Volunteer Armed Service ..., 92-2, March 10 and 13, 1972** United States. Congress. Senate. Armed Services,1972 *SEC Docket* United States. Securities and Exchange Commission,1998 **Greenwood's Business Letter Phrases and Paragraphs** William John Greenwood,1927

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