



# AUGUST 2013 BCG TELEPHONE BRIEFING

## BCG MONTHLY TELEPHONE BRIEFING

Friday, August 16, 2013

12:00 - 1:30 p.m.

*(with live Q&A)*

ALDRICH BONNEFIN & MOORE, PLC

### Lending Limits Revisited

All financial institutions must consider the impact of every loan on their legal lending limit, but the rules are complex. Is the loan “secured” or “unsecured” for lending limit purposes? When must the loans of related companies be aggregated in the lending limit calculation? Should the institution include a standby letter of credit when determining a borrower’s total obligations? What about other financial arrangements? What if the institution’s capital declines? We will be answering these and other important questions during the August Monthly Telephone Briefing.

In addition, we will be discussing recent developments, such as the new requirement under the Dodd-Frank Reform Act to include derivative exposures as part of an institution’s lending limit calculation, the OCC’s Final Rule on that subject, and the California Department of Business Oversight’s Division of Financial Institutions’ (formerly, the Department of Financial Institutions) efforts to incorporate these requirements. Please join us for a discussion of the lending limit regulations and recent developments in this area.

### FATCA’s Impact On Domestic Deposit Operations

The Foreign Account Tax Compliance Act (FATCA) requires U.S. withholding agents (including financial institutions) to withhold tax on certain payments to foreign financial institutions that do not agree to report information to the Internal Revenue Service regarding their U.S. accounts, and on certain payments to non-financial foreign entities that do not provide information on U.S. taxpayers that hold a substantial ownership interest. A financial institution’s domestic deposit operations will be impacted by the requirements of FATCA to the extent it has foreign deposit customers with interest-bearing accounts.

The IRS published final FATCA regulations under Chapter 4 on January 17, 2013. Recently the IRS announced that it is delaying the implementation of FATCA until July 1, 2014. We will discuss the phased-in implementation requirements of the final regulations as they impact the domestic deposit operations of U.S. financial institutions.

## **AUGUST MONTHLY TELEPHONE BRIEFING**

---

**A**ldrich Bonnefin & Moore, PLC is hosting a monthly telephone briefing for Bankers' Compliance Group members. The meeting will be on **Friday, August 16, 2013**. This meeting will be presented live and will include two question and answer sessions. Members can ask questions by telephone, fax or e-mail. Each member that registers for the monthly telephone briefing will be given a password and instructions, which will allow them to participate in the telephone briefing.

### **Organize Your Participants**

This announcement is sent to our main contacts in order to encourage the institution to organize multiple attendees to participate at one location or several locations concurrently. In this manner, several attendees can be accommodated in one conference room with a speakerphone.

### **Download Handouts**

For convenience, members can go to the BCG website, **[www.bankerscompliancegroup.com](http://www.bankerscompliancegroup.com)**, and easily download this month's handout(s) the day before the briefing.

### **Not Able to Listen to the Program? Log on to Our Website!**

Should you or others at your institution miss the broadcast, you can tune into our streaming audio available on the BCG website. There will also be a package available which includes a CD of the meeting and the handout(s). The package is available upon request at no additional cost. Contact Laura Jagerman at 800-742-3600 or **[LJagerman@ABMLawFirm.com](mailto:LJagerman@ABMLawFirm.com)** to request this package.

**REGISTER ONLINE ANNUALLY AT:**

**<http://register.bankerscompliancegroup.com/subadmin/>**