

4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE LEACH OF IOWA, OR HIS DESIGNEE, TO BE DEBATABLE FOR 10 MINUTES:

AMENDMENT TO H.R. 1461, AS REPORTED
OFFERED BY MR. LEACH OF IOWA

Strike line 21 on page 49 and all that follows through line 4 on page 51 and insert the following new subsections:

1 “(c) ESTABLISHMENT OF REVISED MINIMUM CAP-
2 ITAL LEVELS.—Notwithstanding subsections (a) and (b)
3 and notwithstanding the capital classifications of the regu-
4 lated entities, the Director may, by regulations issued
5 under section 1319G(b) or by order—

6 “(1) establish a minimum capital level, for any
7 particular enterprise, that is higher than the level
8 specified in subsection (a) or, for any particular
9 Federal home loan bank, that is higher than the
10 level specified in subsection (b), as the Director
11 deems necessary or appropriate taking into consider-
12 ation the particular circumstances of the particular
13 regulated entity, which may include any prudential
14 standards necessary to ensure long-term insitutional
15 viability and competitive equity in the market; or

16 “(2) establish a minimum capital level for the
17 enterprises, for the Federal home loans banks, or for
18 both the enterprises and the banks, that is higher



1 than the level specified in subsection (a) for the en-
2 terprises or the level specified in subsection (b) for
3 the Federal home loan banks, to the extent needed
4 to ensure that the regulated entities operate in a
5 safe and sound manner.

6 “(d) EFFECT ON OTHER AUTHORITY.—Nothing in
7 this section may be construed to limit the authority of the
8 Director to require a regulated entity to raise or maintain
9 capital under other provisions of law, or pursuant to
10 prompt corrective action or administrative enforcement ac-
11 tions, or in connection with conservatorship or receivership
12 powers.”.

