

**AMENDMENT TO H.R. 4173**  
**OFFERED BY MR. Gutierrez**

Page 731, after line 24, insert the following:

1           (4) FINANCIAL EDUCATION AND COUNSELING  
2           PROGRAM.—

3                   (A) IN GENERAL.—To the extent such vic-  
4                   tims cannot be located or such payments are  
5                   otherwise not practicable, 5 percent of the Vic-  
6                   tims Relief Fund shall be transferred, up to  
7                   \$10,000,000 on an annual basis, to the Sec-  
8                   retary of the Treasury so that the Secretary  
9                   may carry out the Financial Education and  
10                  Counseling Grant Program established under  
11                  section 1132 of the Housing and Economic Re-  
12                  covery Act of 2008 (12 U.S.C. 1701x note).

13                  (B) MEMORANDUM OF UNDERSTANDING.—  
14                  Not later than 12 months after the date of en-  
15                  actment of this subtitle, the Director of the  
16                  CFPA shall enter into a memorandum of un-  
17                  derstanding with the Secretary of the Treasury  
18                  to coordinate the release of Civil Penalty Fund  
19                  amounts under subparagraph (A).

1 (C) ASSISTANCE FOR INDIVIDUALS AT FI-  
2 NANCIAL RISK.—Section 1132 of the Housing  
3 and Economic Recovery Act of 2008 (12 U.S.C.  
4 1701x note) is amended—

5 (i) in subsection (a), by striking “pro-  
6 spective homebuyers” each place that term  
7 appears and inserting “individuals at fi-  
8 nancial risk”;

9 (ii) in subsection (b)—

10 (I) in paragraph (1), by striking  
11 “prospective homebuyers” and insert-  
12 ing “individuals at financial risk”;  
13 and

14 (II) by adding at the end the fol-  
15 lowing:

16 “(3) DETERMINATION OF FINANCIAL RISK.—  
17 For purposes of this section, the Director of the  
18 Consumer Financial Protection Agency shall estab-  
19 lish the criteria used to determine whether an indi-  
20 vidual is at financial risk, and the Secretary shall  
21 use such criteria when selecting organizations under  
22 paragraph (2).”; and

23 (iii) in subsection (c)(1)—

24 (I) in subparagraph (A), by strik-  
25 ing “or”;

1 (II) in subparagraph (B), by  
2 striking the period and inserting “;  
3 or”; and

4 (III) by adding at the end the  
5 following:

6 “(C) a nonprofit corporation that—

7 “(i) is exempt from taxation under  
8 section 501(c)(3) of the Internal Revenue  
9 Code of 1986; and

10 “(ii) specializes or has expertise in  
11 working with individuals at financial  
12 risk.”.

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