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**AMENDMENT TO H.R. 4173
(FINANCIAL REGULATORY REFORM)**

OFFERED BY MR. HENSARLING OF TEXAS

Page 688, strike lines 4 through 9, and insert the following

1 (2) GENERAL AUTHORITY TO PRESCRIBE REGULATIONS;
2 AUTHORITY TO PRESCRIBE REGULATIONS LIMITED IN CERTAIN
3 CIRCUMSTANCES.—

4 (A) Notwithstanding any other provision of this Title, the
5 Director may prescribe such regulations and issue such orders in
6 accordance with this Act as the Director may determine to be
7 necessary for carrying out this Act and all other laws within the
8 Agency's jurisdiction, provided an affirmative finding under the study
9 required in section 4108(b)(2) that the establishment of the Agency
10 and such regulations it has prescribed and such orders it has issued
11 have not contributed to a decrease in the availability or an increase in
12 the cost of credit for a substantial number of consumers.

13 (B) Upon an affirmative finding under the study required in
14 section 4108 (b)(2) that the establishment of the Agency and such
15 regulations it has prescribed and such orders it has issued have

1 contributed to a decrease in the availability or an increase in the cost
2 of credit for a substantial number of consumers, the Director's
3 authority to prescribe such regulations and issue such orders in
4 accordance with this Act as may be necessary for carrying out this Act
5 shall be limited to the same authority to prescribe regulations and
6 issue orders that was held by the agencies set forth in Section 4103(c)
7 of this Title on the date this Title was enacted.

Page 714, after line 11 insert the following (and redesignate the subsequent paragraphs accordingly):

1 (2) analysis to determine whether and to what extent the
2 establishment of the Agency and such regulations it has prescribed
3 and such orders it has issued has led to a decrease in the availability of
4 credit or an increase in the cost of credit for a substantial number of
5 consumers;