

EN BLOC AMENDMENT TO H.R. 4173
OFFERED BY MR. INSLEE OF WASHINGTON AND
MR. DEFAZIO OF OREGON

Page 49, after line 20, insert the following new paragraph:

1 (6) MITIGATION OF SYSTEMIC RISK.—If the
2 Board determines, after notice and an opportunity
3 for hearing, that the size of a financial holding com-
4 pany referred to in paragraph (1) or the scope, na-
5 ture, scale, concentration, interconnectedness, or mix
6 of activities directly or indirectly conducted by such
7 a financial holding company poses a threat to the fi-
8 nancial stability or economy of the United States,
9 the Board shall require the financial holding com-
10 pany to sell or otherwise transfer assets or off-bal-
11 ance sheet items to unaffiliated firms, to terminate
12 one or more activities, or to impose conditions on the
13 manner in which the financial holding company con-
14 ducts one or more activities.

Page 87, line 17, strike “1 or more” and insert “2
or more”.

Page 89, beginning at line 19; strike “in the event the Council deems subparagraphs (A) through (E) inadequate as a means to address the identified risks,”.

Page 90, beginning at line 3, strike “shall consider—” and all that follows through “(B)” at line 7, and insert “shall consider”.

Page 91, line 23, strike “and” after the semicolon; page 92, line 5, strike the period and insert “and”; and page 92, after line 5, insert the following new subparagraph:

1 (C) if the Council decides that prudential
2 regulations are not warranted at the time of re-
3 view, reevaluate such decision within one year.

Page 92, beginning at line 10, strike “shall require the Secretary of the Treasury’s concurrence” and insert “may be imposed only if the Council consults with the Secretary of the Treasury”.

Page 92, beginning at line 12, strike “If the sale” and all that follows through line 16.

Page 93, beginning at line 2, strike “the United States district court for the judicial district in which the home office of such company is located, or in the United States District Court for the District of Columbia,” and

insert “the United States Court of Appeals for the District of Columbia”.

Page 252, beginning at line 20, strike “during times of economic distress”.

