



BOARD OF GOVERNORS
OF THE
FEDERAL RESERVE SYSTEM
WASHINGTON, D. C. 20551

August 10, 2009

DANIEL A. MICA
SANDRA F. BERNSTEIN
President & CEO
DIRECTOR
DIVISION OF CONSUMER
AND COMMUNITY AFFAIRS
AUG 17 2009

FWD TO: _____
ACTION: _____

Daniel A. Mica
President and CEO
Credit Union National Association
601 Pennsylvania Avenue, N.W.
South Building, Suite 600
Washington, D.C. 20004-2601

Dear Mr. Mica:

Thank you for your letters to Chairman Bernanke and the Board requesting additional time for credit unions to comply with the requirement in the Board's recent Regulation Z interim final rule that periodic statements for open-end consumer credit plans generally be provided at least 21 days before the due date. Chairman Bernanke has asked me to respond. In your letters, you expressed concern that credit unions will be unable to adjust their procedures to comply with the 21-day requirement by the August 20, 2009 effective date because they have historically provided consumers with a single periodic statement for multiple credit accounts with different due dates.

As you know, the 21-day requirement is mandated by the Credit Card Accountability Responsibility and Disclosure Act of 2009 ("the Act"). The Act expressly applies this requirement to all open-end consumer credit plans and mandates compliance by August 20, 2009. Under these circumstances, it would not be appropriate for the Board to deviate from the clear and unambiguous statutory requirements.

Nevertheless, the Board understands the difficulties that the 21-day requirement presents for credit unions. In the interim final rule, the Board acknowledged that the due dates on periodic statements for open-end plans other than credit cards may be technically inconsistent with the 21-day requirement for a short period of time after August 20. The Board stated that, during this period, a creditor could remedy the inconsistency by prominently disclosing elsewhere on or with the statement that the consumer's payment will not be treated as late for any purpose if received within 21 days after the statement was mailed or delivered.

Thank you for bringing your concerns to our attention.

Sincerely,

SB:lmg