




National Credit Union Administration
Office of General Counsel

OGC/DW

SENT BY EMAIL

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SUBJ: Request for Emergency PRA Consideration; NCUA Form 3250,
"Application to Request Consent Pursuant to Section 205(d)"

DATE: July 9, 2019

In accordance with the Paperwork Reduction Act (PRA), the National Credit Union Administration (NCUA) requests emergency consideration for the use of NCUA Form 3250, "Application to Request Consent Pursuant to Section 205(d)," prescribed by Interpretive Ruling and Policy Statement (IRPS) 08-1, Guidance Regarding Prohibitions Imposed by Section 205(d) of the Federal Credit Union Act.

On April 4, 2008¹, the NCUA issued proposed IRPS 08-1, in the *Federal Register*. Section 205(d) of the Federal Credit Union Act² prohibits, without the prior written consent of the NCUA Board, a person convicted of any criminal offense involving dishonesty or breach of trust, or who has entered into a pretrial diversion or similar program in connection with a prosecution for such offense, from becoming or continuing as an institution-affiliated party, or otherwise participating, directly or indirectly, in the conduct of the affairs of an insured credit union. NCUA Form 3250 was developed to request consent under this IRPS.

The 2008 proposed IRPS did include a PRA statement outlining the proposed application requirements, set out the information collection burden, and provided for public comments. The IRPS was subsequently published as final on August 19, 2008³, which included a copy of the final Application. Actions currently underway to revise this IRPS has led to discover that a PRA action to obtain approval for the use of this Application was not completed for the 2008 IRPS.

In order to ensure compliance under the PRA and to avoid substantial delays to the upcoming proposed amendments to IRPS 08-1, the NCUA is requesting emergency consideration at this time.

¹ 73 FR 18576

² 12 U.S.C. 1785(d)(1)

³ 73 FR 48399