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Regulation C - HMDA Exemption Threshold for 2019 and Resources

Regulation C implements the Home Mortgage Disclosure Act (HMDA). This regulation contains an asset-size exemption threshold for banks, savings associations and credit unions, which is subject to adjustment. The Bureau of Consumer Financial Protection (Bureau) has issued a final rule reflecting the threshold level for applicability, which is applicable in 2019.

Alert Date: January 18, 2019
Status: Adjusted Threshold Applicable January 1, 2019
Links: [Final Rule - 12/2018](#)

The Bureau has issued a final rule amending Regulation C. This rule communicates the asset-size exemption threshold that is applicable January 1, 2019.

Is the Regulation C Threshold Changing?

Regulation C contains requirements for financial institutions to compile, disclose and report certain loan data. Within the regulation, financial institutions, in part, are defined as a bank, savings association or credit union that on the preceding December 31st had assets in excess of the asset threshold established and published by the Bureau. The threshold is subject to adjustment annually, based on the year-to-year change in the average Consumer Price Index for Urban Wage Earners and Clerical Workers. **The Bureau has issued a final rule that this threshold will increase from \$45 million to \$46 million, applicable January 1, 2019.**

This means that, **under Regulation C**, banks, savings associations and credit unions with assets of \$46 million or less as of December 31, 2018, are exempt from collecting data in 2019. An institution's exemption from collection in 2019 does not affect its responsibility to report data it was required to collect in 2018.

Where Are HMDA Resources Available?

The Bureau's webpage for HMDA rule implementation provides a great deal of valuable information. It can be located here: <https://www.consumerfinance.gov/policy-compliance/guidance/implementation-guidance/hmda-implementation/>.

The website contains several links, which include but are not limited to, the following:

- HMDA Rule
- Small Entity Compliance Guide
- Executive Summaries
- Coverage Charts
- Reportable HMDA Data: A Regulatory and Reporting Overview Reference Chart
- Also, additional resources for HMDA Filers may be found here: <https://www.consumerfinance.gov/data-research/hmda/for-filers>

Recommendations for Next Steps

In January 2019:

1. Update any HMDA or other lending-related policy that references the HMDA asset threshold.
2. As needed, update any existing loan procedures that are being used to monitor this threshold and implement data collection, disclosure and reporting procedures when applicable.
3. Alert appropriate staff regarding the new threshold that will be in effect for 2019.