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B. Dan Berger
President & Chief Executive Officer

National Association of Federally-Insured Credit Unions

July 6, 2020

The Honorable Rodney E. Hood, Chairman
The Honorable Todd M. Harper, Board Member
The Honorable J. Mark McWatters, Board Member
National Credit Union Administration
1775 Duke Street
Alexandria, VA 22314

RE: Field of Membership Reinstatement

Dear Chairman Hood and Board Members Harper and McWatters:

On behalf of the National Association of Federally-Insured Credit Unions (NAFCU), I write to ask you to reinstate any field of membership (FOM) statements removed in connection with litigation of NCUA's 2016 FOM rule in light of the Supreme Court's recent denial to hear *American Bankers Association v. National Credit Union Administration*. NAFCU advocates for all federally-insured not-for-profit credit unions that, in turn, serve 120 million consumers with personal and small business financial service products. NAFCU has continued to seek modernization and improved flexibility in FOM rules for credit unions and was pleased with the Supreme Court's decision upholding the NCUA Board's 2016 FOM rule.

As you are aware, many credit unions were stripped of certain FOM statements based on the D.C. District Court decision in 2018. With the Supreme Court's denial of the bankers' petition, the legal attack on NCUA's 2016 FOM rule is now resolved. To streamline the chartering process, the NCUA should provide for a blanket reinstatement of any FOM statements removed due to the litigation. Reinstatement will allow for a quick and seamless process for credit unions to continue to provide vital financial services to re-adopted members, particularly in underserved areas.

NAFCU understands that the NCUA will issue a rulemaking to reflect this decision and we ask that the NCUA include the reinstatement of all previously removed FOMs. If I may be of assistance to you in any way, please do not hesitate to contact me directly or Carrie Hunt, Executive Vice President of Government Affairs and General Counsel at (703) 842-2234 or chunt@nafcu.org.

Sincerely,

B. Dan Berger
President and CEO