



RESCINDED

Office of Thrift Supervision
 Department of the Treasury
 Managing Director, Compliance and Consumer Protection
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This rescission applies to the transmitting document only and not the attached interagency guidance. Refer to (OCC 2010-12) for the status of the attached interagency guidance.

March 12, 2010

MEMORANDUM FOR: CHIEF EXECUTIVE OFFICERS

FROM: Montrice G. Yakimov, Managing Director
 Compliance and Consumer Protection

SUBJECT: Community Reinvestment Act:
 2010 Interagency Questions and Answers

The Office of Thrift Supervision (OTS), Federal Deposit Insurance Corporation (FDIC), Federal Reserve Board (FRB), and Office of the Comptroller of the Currency (OCC) (collectively, “the Agencies”) interpret their respective Community Reinvestment Act (CRA) rules through a set of “Interagency Questions and Answers” (Q&As).¹ The Q&As, which are supplemented periodically, provide guidance for use by agency staff, financial institutions, and the public.

On January 6, 2009, the Agencies proposed for comment one new Q&A and two revised Q&As.² In response, the Agencies received comments from 19 different parties, including financial institutions and trade associations, community development advocates/organizations, and other interested parties. The Agencies have now finalized these Q&As with minor clarifications that reflect the comments received and made conforming revisions to an existing Q&A.

Highlights include:

- A new Q&A that provides examples of how an institution that provides community services can determine that these services are targeted to low- and moderate-income (LMI) individuals when the institution does not know the actual income of the individuals served.
- A revised Q&A that allows an activity that provides affordable housing targeted to LMI individuals to receive positive CRA consideration on a pro rata basis, even where it does *not* have a primary purpose of community development.

For more information, please contact Stephanie Caputo at (202) 906-6549 or Stephanie.Caputo@ots.treas.gov, or Bobbie Kennedy at (202) 906-6050 or Bobbie.Kennedy@ots.treas.gov.

Link: [2010 Q&As](#)

¹ The Q&As were previously updated and revised on January 6, 2009. See 74 FR 498.

² See 74 FR at 504-06.