

# The Consumer Financial Protection Bureau

Organization, Structure and Recent Activities

Richard P. Hackett

New England Consumer Advisory Group, 11/15/2011



Consumer Financial  
Protection Bureau

# Statutory Functions

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- Under Dodd Frank, the primary functions of the Bureau are
  - Conducting financial education programs
  - Collecting, investigating and responding to consumer complaints
  - Collecting, researching, monitoring and publishing information relevant to the functioning of markets ... to identify risks to consumers and the proper functioning of such markets
  - Supervising covered persons for compliance ... and taking appropriate enforcement action to address violations of Federal consumer financial law
  - Issuing rules, orders and guidance implementing Federal law”

***CFPB will choose the most efficient and effective tool for any particular policy challenge requiring CFPB action***

# Director

Office of the Director



DRAFT  
9/21/2011

# Current Leadership

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Special Assistant to the Secretary of the Treasury: Raj Date

Nominee for Director and Assistant Director for Enforcement:  
Richard Cordray

Associate Directors:

COO: Catherine West

Consumer Education and Engagement: Gail Hillebrand

RMR: David Silberman (Acting)

GC: Len Kennedy

External Affairs: Elizabeth Vale

# Discussion of Functions

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Chief Operating Officer

General Counsel

Consumer Engagement and Education

Supervision, Enforcement and Fair Lending

Research, Markets and Regulations

External Affairs

# Recent Regulations

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## Housekeeping:

- Investigations
  - Adjudicative Proceedings
  - Confidentiality of Records
  - Identification of Enforceable Rules and Orders (Transferred Rules)
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- Substantive:
  - Notice and Request: Larger Market Participants
  - Interim Final Rule: AMTPA Preemption

# What is AMTPA?

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Section 1083 of D-F changes AMTPA preemption – part of state bank compliance DNA

Preemption limited to state laws that “prohibit an alternative mortgage transaction.” Formerly, any state law was preempted, so long as the housing creditor followed specified federal banking regulator’s rules for AMTs. See 76 Fed. Reg. 44226 (July 21, 2011)

Amendment explicitly protects state laws regarding prepayment penalties and late fees from preemption

Old AMTPA rules ineffective for new loan applications received after designated transfer date

New transactions require rules from CFPB for any preemption to apply for state-chartered creditors. See 76 Fed. Reg. 44226 (July 21, 2011)

Comments received on what else should be required to get AMTPA coverage

# Where We Are Today

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## ❑ **Twelve months process to stand up the agency**

- Diverse, experienced, management team recruited from public, private, and non-profit sectors
- ~ 700 dedicated employees including 200+ transferees from 5 governmental agencies
- Four regional offices

## ❑ **Launched less than 4 months ago**

- Three reports delivered to Congress by transfer date
- Consumer Response center opened on transfer date
- Housekeeping and AMPTA rules issued
- Supervision begun for large depository institutions
- Know Before you Owe launched for mortgage and education lending

# A Few Policy Initiatives in Installment Space

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With Office of Students:

Know Before You Owe for Students (and Parents)

Student Loan Repayment Assistant

Private Student Loan Report (with Department of Education)