
FEDERAL HOUSING FINANCE AGENCY



NOTICE

July 2, 2009

Golden Parachute and Indemnification Proposed Rule And New Product Interim Final Rule

This week the Federal Housing Finance Agency (FHFA) sent to the *Federal Register* two rules pursuant to new authorities contained in the Housing and Economic Recovery Act of 2008 (HERA).

Golden Parachutes/Indemnification. FHFA published a proposed rule on golden parachute payments and indemnification. The proposed rule addresses when such payments may be made and when they are prohibited. The proposal tracks the statutory provisions of HERA and is modeled on regulations of the FDIC. The proposed rule, to facilitate public comment, combines an earlier proposed rule on indemnification with the golden parachute payments proposal. Comments submitted earlier on the proposed indemnification rule remain valid and commentators may choose to provide new comments on that subject; if they do not, their existing comments will be taken into account.

[http://www.fhfa.gov/webfiles/3173/GoldParaandIndemCombinedPropAmend_74_FR_30975_\(06-29-09\).pdf](http://www.fhfa.gov/webfiles/3173/GoldParaandIndemCombinedPropAmend_74_FR_30975_(06-29-09).pdf)

New Products. FHFA published an Interim Final Rule with a Request for Comments on new product approvals. The Interim Final Rule addresses the standards set forth in the Housing and Economic Recovery Act of 2008 for considering whether a new activity is a new product, when public hearings should be conducted and provides a form for submitting information to FHFA to facilitate its consideration of new activities and new products. The rule is important in providing an orderly process for consideration of new activities and new products. During the interim period, as FHFA moves to a final rule, it will work with Fannie Mae and Freddie Mac on implementation and operational matters related to the rule.

[http://www.fhfa.gov/webfiles/13590/Prior_Approval_for_Enterprise_Products_IFR_74_FR_31602_\(07-02-09\).pdf](http://www.fhfa.gov/webfiles/13590/Prior_Approval_for_Enterprise_Products_IFR_74_FR_31602_(07-02-09).pdf)

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