

July 17, 2003

Subcommittee on Financial Institutions and Consumer Credit

SUBCOMMITTEE ACTION REPORT

On Wednesday, July 16, 2003, the Subcommittee on Financial Institutions and Consumer Credit met in open session and considered the following measures:

H.R. 2043, UNITED STATES FINANCIAL POLICY COMMITTEE FOR FAIR CAPITAL STANDARD ACT, was approved for full Committee consideration with an amendment by a record vote of 42 yeas and 0 nays (Record vote no. FI-1).

The following amendment was considered:

An amendment in the nature of a substitute by Mr. Bachus, no. 1, making technical changes to the bill, was **AGREED TO**, by a voice vote.

H.R. 2622, FAIR AND ACCURATE CREDIT TRANSACTIONS ACT OF 2003, was approved for full Committee consideration with an amendment by a record vote of 41 yeas and 0 nays, 1 Member voting Present (Record vote no. FI-2).

The following amendments were considered:

An amendment in the nature of a substitute offered by Mr. Bachus, no. 1, making various substantive and technical changes to the bill was **AGREED TO** by a voice vote.

An amendment to the amendment in the nature of a substitute offered by Mr. Sherman, no. 1a, requiring businesses that report information to credit reporting agencies disclose their name, address and telephone number, was **AGREED TO** by a voice vote.

An amendment to the amendment in the nature of a substitute offered by Mrs. McCarthy of New York, no. 1b, requiring a financial institution to notify a consumer if a credit or deposit account that has been inactive for two years becomes active again, was **WITHDRAWN**.

An amendment to the amendment in the nature of a substitute offered by Mr. Gillmor, no. 1c, prohibiting credit reporting agencies from treating the number of enquiries as a negative when calculating the credit score, was WITHDRAWN.

An amendment to the amendment in the nature of a substitute offered by Ms. Hooley of Oregon, no. 1d, creating a six month phase-in of the free report provision, was WITHDRAWN.

An amendment to the amendment in the nature of a substitute offered by Mr. Baker, no. 1e, prohibiting the creditor from granting credit to a consumer with a fraud alert other than the consumer without first obtaining authorization or preauthorization from the consumer, was WITHDRAWN.

An amendment to the amendment in the nature of a substitute offered by Mr. Baker, no. 1f, requiring the furnishers of information notify the consumer reporting agencies of identity theft, was WITHDRAWN.

An amendment to the amendment in the nature of a substitute offered by Ms. Hooley of Oregon, no. 1g, requiring credit card issuers to send a notice to a consumer who has an account that has been inactive for four years and inform them of the possible negative impact on their credit score, was WITHDRAWN.

An amendment to the amendment in the nature of a substitute offered by Mr. Ackerman, no. 1h, requiring financial institutions to notify customers in writing of the negative information being reported to the credit reporting agencies and requiring the Federal Reserve Board to create a disclosure that banks could use when notifying customers, was AGREED TO by a voice vote.

An amendment to the amendment in the nature of a substitute offered by Mr. Davis of Alabama, no. 1i, requiring furnishers to conduct reasonable investigations to determine if disputed information is incomplete, inaccurate, or unverifiable and promptly report the results of such investigations, was WITHDRAWN.

An amendment to the amendment in the nature of a substitute offered by Mr. Sanders, no. 1j, requiring the credit reporting agencies and mortgage lenders provide consumers with credit scores and an explanation of the factors used in calculating the score, was AGREED TO by a voice vote.

An amendment to the amendment in the nature of a substitute offered by Mr. LaTourette, no. 1k, prohibiting the creditor for establishing open ended credit plans or closed end credit transactions, was WITHDRAWN.

An amendment to the amendment in the nature of a substitute offered by Mrs. Biggert, no. 1l, striking the obligation for credit bureaus to reconcile and resolve address discrepancies, was WITHDRAWN.

An amendment to the amendment in the nature of a substitute offered by Mr. Gutierrez, no. 1m, requiring the insurer to disclose the impact of insurance credit scores and consumer reports, was WITHDRAWN.

An amendment to the amendment in the nature of a substitute offered by Mr. Gutierrez, no. 1n, requiring conditions for adverse actions by insurers on the basis of a consumer report, was WITHDRAWN.

An amendment to the amendment in the nature of a substitute offered by Mr. Gutierrez, no. 1o, requiring the Federal Trade Commission, in consultation with the Department of Housing and Urban Affairs, study the effects of credit scores and credit-based insurance scores on availability and affordability of financial products, was AGREED TO by a voice vote.

An amendment to the amendment in the nature of a substitute offered by Mr. Tiberi, no. 1p, creating uniform national consumer protection standards, was WITHDRAWN.

An amendment to the amendment in the nature of a substitute offered by Mr. Meeks, no. 1q, requiring prescreened offers include a telephone number and instructions for the consumer to use to be excluded from future prescreened offers, was WITHDRAWN.

The Subcommittee adjourned subject to the call of the Chair.