

**CREDIT UNION COMMISSION RULES COMMITTEE
MEETING MINUTES
Credit Union Department Building
914 East Anderson Lane, Austin, Texas**

JULY 18, 2024

A. CALL TO ORDER – Chairman David Shurtz called the meeting to order at 10:05 a.m. in the conference room of the Credit Union Department Building, Austin, Texas, pursuant to Chapter 551 of the Government Code, and declared that a quorum was present. Other members present included Liz Bayless, and Ex-Officio Jim Minge. Chairman David Shurtz and Beckie Stockstill Cobb were in attendance via videoconference. Staff members in attendance were Michael S. Riepen, Commissioner, Karen Miller, General Counsel who will serve as legal counsel for the Committee at this meeting, and Joel Arevalo, Director of Information and Technology. Chairman Shurtz appointed Isabel Velasquez as recording secretary. The Chair inquired and the Commissioner confirmed that the notice of the meeting was properly posted with the Secretary of State (**June 20, 2024, TRD#2024003638**).

❖ **RECEIVE REQUESTS AND MOTIONS FOR EXCUSED ABSENCES** – Chair Shurtz inquired if there were any requests or motions to excuse an absence. There was none.

❖ **INVITATION FOR PUBLIC INPUT FOR FUTURE CONSIDERATION** – Chairman Shurtz invited public input on matters regarding rulemaking for future consideration by the committee. There was none.

B. RECEIVE MINUTES OF PREVIOUS MEETING (March 21, 2024)

Mrs. Cobb moved to approve the minutes of March 21, 2024, as presented. Mrs. Bayless seconded the motion, and the motion was unanimously adopted.

C. RULEMAKING MATTERS

(a) **Discussion, Consideration and Possible Vote to Recommend the Commission Take Action on the Completed Rule Review of 7 TAC, Part 8, Chapter 151 (relating to Home Equity Lending Procedures), 7 TAC, Part 8, Chapter 152 (relating to Repair, Renovation, and New Construction on Homestead Property), and 7 TAC, Part 8, Chapter 153 (relating to Home Equity Lending), and Re-adoption of Rules.** Commissioner Riepen explained that the Finance Commission of Texas and the Texas Credit Union Commission (commissions) have completed the rule review of the following chapters in 7 TAC, Part 8, in their entirety: Chapter 151 concerning Home Equity Lending Procedures, Chapter 152 concerning Repair, Renovation, and New Construction on Homestead Property; and Chapter 153 concerning Home Equity Lending. The commissions received no official comments in response to the notice of review published in the March 29, 2024, issue of the *Texas Register*.

As a result of the rule review, the commissions find that the reasons for initially adopting the Rules in 7 TAC, Chapters 151, 152, and 153 continue to exist, and readopting these chapters in accordance with the requirements of the Texas Government Code, Section 2001.039.

After a short discussion among the committee members, Mrs. Bayless made a motion to recommend that the commission find that the reasons for adopting the completed rule review of **7 TAC, Part 8, Chapters 151, 152, and 153** continue to exist and that the Commission readopt the rules. Mrs. Cobb seconded the motion, and the motion was unanimously adopted.

(b) Discussion, Consideration and Possible Vote to Recommend that the Commission Approve the Proposed Amendments to 7 TAC, Part 8, Chapter 151, Section 151.1 Concerning Interpretation Procedures.

Commissioner Riepen briefly explained that in general, the purpose of the proposed rule changes is to implement changes resulting from the commissions' review of the chapter under Texas Government Code, Section 2001.039. Currently, Section 151.1(d) describes the requirements for formally requesting a home equity interpretation. The proposed amendments would specify that any petition for the Finance Commission to issue a home equity interpretation must be sent to the Department of Savings and Mortgage Lending, replacing current language that refers to the Office of Consumer Credit Commissioner. The Department of Savings and Mortgage Lending has the primary responsibility to license and regulate companies providing mortgage loans in Texas. The agencies anticipate that the Department of Savings and Mortgage Lending will take a leading role in coordinating future home equity interpretations.

After a brief discussion among the committee members, Mrs. Bayless made a motion to recommend that the Commission approve for publication and comment the proposed amendments to **7 TAC, Part 8, Chapter 151.1** concerning Interpretation Procedures. Mrs. Cobb seconded the motion, and the motion was unanimously adopted.

ADJOURNMENT -- There being no other items to come before the Committee, and without objection, the meeting was adjourned at 10:17 a.m.

David F. Shurtz
Chairman

Isabel Velasquez
Recording Secretary

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