

April 27, 2018

Vol. XXXV, No. 6

## **UNIFORM RESIDENTIAL LOAN APPLICATION**

The Consumer Financial Protection Bureau (CFPB) has published a notice concerning the update of the redesigned Uniform Residential Loan Application (URLA) to include an applicant language preference question.

The CFPB administers the Equal Credit Opportunity Act (ECOA), implementing Regulation, Regulation B. The ECOA provides, in part, that no provision of ECOA imposing liability shall apply to any act done or omitted in good faith in conformity with any official rule, regulation or interpretation thereof by the CFPB. The CFPB notice constitutes such an interpretation or approval, and therefore Section 706(e) protects a creditor from civil liability under ECOA for any act done or omitted in good faith in conformity with this notice.

The CFPB has determined that the final redesigned URLA with respect to requests for information about national origin is in compliance with applicable provisions of Regulation B (Section 1002.5(b) through (d)). As a result, a creditor's use of the final redesigned URLA without any modification that would violate the applicable provisions of Regulation B would be in compliance with the regulation. The CFPB has also determined that because the substance and form of Section 7 of the final redesigned URLA is substantially similar to the form the CFPB provides as a model form in Regulation C, the final redesigned URLA may be used in complying with Regulation B (Section 1002.13). However, a creditor's use of the final redesigned URLA is not required under Regulation B. The final redesigned URLA may be found at: <https://www.gpo.gov/fdsys/pkg/FR-2017-11-24/pdf/2017-25434.pdf>

**The foregoing Compliance Update is for informational purposes only and does not constitute legal advice. As a reminder, the NBA general counsel is the attorney for the Nebraska Bankers Association, not its member banks. The general counsel is available to assist members with finding resources to help answer their questions. However, for specific legal advice about specific situations, members must consult and retain their own attorney.**