



H.R. 3340—Financial Stability Oversight Council Reform Act (Rep. Emmer, R-MN)

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FLOOR SCHEDULE:

Expected to be considered on April 14, 2016 under a structured [rule](#).

TOPLINE SUMMARY:

[H.R. 3340](#) would amend the [Financial Stability Act of 2010 \(Title I of Dodd-Frank\)](#) to allow for funding to the [Financial Stability Oversight Council](#) (FSOC) and the [Office of Financial Research](#) (OFR) through Congressionally appropriated funds, rather than through mandatory funding..

COST:

The Congressional Budget Office (CBO) [estimates](#) that enacting H.R. 3340 would reduce direct spending by \$1.3 billion over the 2016-2025 period.

CONSERVATIVE CONCERNS:

There are no substantive concerns.

- **Expand the Size and Scope of the Federal Government?** No.
- **Encroach into State or Local Authority?** No.
- **Delegate Any Legislative Authority to the Executive Branch?** No.
- **Contain Earmarks/Limited Tax Benefits/Limited Tariff Benefits?** No.

DETAILED SUMMARY AND ANALYSIS:

The Dodd-Frank Wall Street Reform and Consumer Protection Act created the FSOC with the purpose of identifying risks to the financial stability of the United States, encouraging market discipline, and responding to emerging threats. Dodd-Frank also established the OFR within the Treasury Department, to collect and analyze data in support of the mission of the FSOC. The OFR can demand data from financial companies, including sensitive information, through subpoenas. The OFR funds itself outside of appropriation, and the FSOC expenses are paid by the OFR. Because the OFR pays its own expenses, it remains largely outside Congressional Oversight, with the only real requirement that the Director report to and testify before Congress each year.

H.R. 3340 would provide for the funding of FSOC and OFR through the appropriations process and would require the OFR to report to Congress quarterly. It would also provide for a notice-and-comment period of not less than 90 days prior to the issuance of a report, rule, or regulation.

The Committee Report can be found [here](#).

AMENDMENTS:

1. [Royce \(R-CA\)](#)—This amendment would require the OFR to publish an annual work plan, create and implement a cybersecurity plan, and collaborate with relevant regulatory agencies in developing public reports, which would also be subject to notice and comment.

COMMITTEE ACTION:

H.R. 3340 was introduced on July 29, 2015, and was referred to the House Committee on Financial Services, where it was ordered reported on November 4, 2015.

ADMINISTRATION POSITION:

A Statement of Administration Policy is not available.

CONSTITUTIONAL AUTHORITY:

Congress has the power to enact this legislation pursuant to the following: Article I, Section 8 of the Constitution. A specific enumerating clause was not provided.

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