

RESCINDED

Replaced - See OCC 2020-61

OCC Bulletin 2019-41 | August 9, 2019

Prohibition Against Interstate Deposit: Annual Host State Loan- to-Deposit Ratios

To

Chief Executive Officers and Compliance Officers of National Banks and Federal Branches, Department and Division Heads, All Examining Personnel, and Other Interested Parties

Summary

The Office of the Comptroller of the Currency (OCC), the Board of Governors of the Federal Reserve System, and the Federal Deposit Insurance Corporation (collectively, the agencies) issued on May 28, 2019, the host state loan-to-deposit (LTD) ratios. The OCC is issuing this bulletin to inform national banks¹ about how these ratios are used to determine compliance with section 109 of the Riegle-Neal Interstate Banking and Branching Efficiency Act of 1994 (IBBEA).

Note for Community Banks

Section 109 of the IBBEA applies to community banks that have covered interstate branches. Section 109 does not apply to federal savings associations.

Highlights

These ratios

- provide host state LTD ratios using data as of June 30, 2018. The data exclude banks designated for Community Reinvestment Act (CRA) purposes as wholesale or limited purpose banks, credit card banks, and special purpose banks.
- are used to compare a bank's statewide LTD ratio with the host state LTD ratio for banks in a particular state.
- update data last released on June 15, 2018.

Background

The OCC regulation that implements the CRA prohibits the use of interstate branches primarily for deposit production. Specifically, 12 CFR 25, subpart E, "Prohibition Against Use of Interstate Branches Primarily for Deposit Production," implements the requirements of IBBEA section 109. The regulation includes specific tests for determining whether an interstate bank is lending appropriately in host states where it has branches.

Section 109 of the IBBEA provides a process to test compliance with the statutory requirements. The first step in the process involves an LTD ratio test that compares a bank's statewide LTD ratio with the host state LTD ratio for banks in a particular state. A second step is conducted if a bank's statewide LTD ratio is less than one-half of the published ratio for that state or if data are not available at the bank to conduct the first step. The second step requires the OCC to determine whether the bank is reasonably helping to meet the credit needs of the communities served by

the bank's interstate branches. A bank that fails both steps is subject to sanctions by the OCC.

Further Information

Please contact your supervisory office or the OCC's CRA and Fair Lending Policy Division at (202) 649-5470.

Grovetta N. Gardineer

Senior Deputy Comptroller for Bank Supervision Policy

Related Links

- [Section 109 Host State Loan-to-Deposit Ratios](#) (PDF)
- [12 CFR 25, Community Reinvestment Act and Interstate Deposit Production Regulations](#)

¹This bulletin also applies to any federal branch and insured branch. Refer to the definition of "bank" under USC 1813(a)(1).

Topic(s): ■ [COMMUNITY REINVESTMENT ACT \(CRA\)](#)