

113<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 4557

To amend the Federal Deposit Insurance Act to provide for notice to, and input by, State insurance commissioners when requiring an insurance company to serve as a source of financial strength pursuant to such Act.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 1, 2014

Mr. POSEY introduced the following bill; which was referred to the Committee on Financial Services

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## A BILL

To amend the Federal Deposit Insurance Act to provide for notice to, and input by, State insurance commissioners when requiring an insurance company to serve as a source of financial strength pursuant to such Act.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Policyholder Protection  
5 Act of 2014”.

6 **SEC. 2. SOURCE OF STRENGTH.**

7 Section 38A of the Federal Deposit Insurance Act  
8 (12 U.S.C. 1831o–1) is amended—

1           (1) by redesignating subsections (c), (d), and  
2           (e) as subsections (d), (e), and (f), respectively; and

3           (2) by inserting after subsection (b) the fol-  
4           lowing:

5           “(c) AUTHORITY OF STATE INSURANCE REGU-  
6           LATOR.—

7           “(1) IN GENERAL.—The provisions of section  
8           5(g) of the Bank Holding Company Act of 1956 (12  
9           U.S.C. 1844(g)) shall apply to a savings and loan  
10          holding company that is an insurance company, an  
11          affiliate of an insured depository institution that is  
12          an insurance company, and to any other company  
13          that is an insurance company and that directly or  
14          indirectly controls an insured depository institution,  
15          to the same extent as such section 5(g) applies to  
16          a bank holding company that is an insurance com-  
17          pany.

18          “(2) RULE OF CONSTRUCTION.—Requiring a  
19          bank holding company that is an insurance com-  
20          pany, a savings and loan holding company that is an  
21          insurance company, an affiliate of an insured deposi-  
22          tory institution that is an insurance company, or any  
23          other company that is an insurance company and  
24          that directly or indirectly controls an insured deposi-  
25          tory institution to serve as a source of financial

1 strength under this section shall be deemed an ‘ac-  
2 tion of the Board that requires a bank holding com-  
3 pany to provide funds or other assets to a subsidiary  
4 depository institution’ for purposes of such section  
5 5(g).”.

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