

Office of Regulatory Activities

RB 7 was rescinded 9/30/96 by Section 2226 of the Economic Growth and Regulatory Paper Reduction Act

Handbook: Compliance Activities
Subjects: Bank Secrecy Act

Section: 400
RB 7

December 13, 1988

Quarterly Statistical Compliance Report for the Bank Secrecy Act

RESCINDED

Summary: This Bulletin describes the format and content of a quarterly statistical compliance report for the Bank Secrecy Act as required by the U.S. Department of the Treasury.

For Further Information Contact:
The FHLBank District in which you are located, or the Compliance Programs Division of the Office of Regulatory Activities, Washington, D.C.

Supplementary Information:
Memorandum SP-31 is hereby rescinded.

Regulatory Bulletin 7

The Treasury Department's Financial Recordkeeping and Reporting of Currency and Foreign Transactions Regulations delegate to the Bank Board responsibility for assuring compliance with Part 103 of the Treasury Department's regulations

implementing the Bank Secrecy Act with respect to member institutions. In addition, 12 CFR § 563.17-7 of the Bank Board's regulations requires insured institutions to establish and maintain procedures to assure and monitor compliance with the Act and the implementing regulations. The institution's compliance with the Act and the regulations is determined as part of the examination process using the procedures contained in Section 400 of the Compliance Activities Handbook.

As part of the examination process, examiners should review the institution's written compliance program required by § 563.17-7 of the Bank

Board regulations and complete the Bank Secrecy Act work program contained in the Compliance Activities Handbook. On the basis of the examination findings, District Banks shall, for the quarterly periods ending March 31, June 30, September 30, and December 31 of each year, prepare and submit to the Office of Regulatory Activities, Director of Compliance Programs, Washington, D.C. a statistical compliance report using the format and including the content as described on the attachment. This report is required by the Treasury Department under 31 CFR § 103.46(e). Reports are due no later than 30 days following the end of each quarterly period.

Attachment

— Darrel W. Dochow, Executive Director

Attachment to RB 7

Form and Content of Quarterly Statistical Compliance Report

- I. A. Number of institutions examined (where the Bank Secrecy Act was reviewed)
- B. Number of institutions with violations of the Treasury Department's regulations (31 CFR § 103)

As an attachment to the report, list the violating institutions (reported under item I.B. above) in order alphabetically by state, city within the state, and then by institution name. For each of the listed institutions, cite the specific Treasury Department regulation (including paragraph) that was violated, and the number of violations of that cite, provide a description of the violation (e.g., by including a copy of the examination comment), and include a description of any corrective action taken or planned. If known, state whether or not the institution was instructed to contact the Treasury Department for further guidance.

- C. Number of institutions with violations of the Bank Board regulations (12 CFR § 563.17-7)

As an attachment to the report, list the violating institutions (reported under item I.C. above) in order alphabetically by state, city within the state, and then by institution name. For each of the listed institutions, cite the specific Bank Board regulation (including paragraph) that was violated, provide a description of the violation (e.g., by including a copy of the examination comment), and include a description of any corrective action taken or planned.

- II. Identification of regulatory sections violated (including paragraph identification), number of institutions violating each section and number of violations of each section as applicable:

- A. Treasury Department
Regulatory Section Number of Institutions Number of Violations

- B. Bank Board
Regulatory Section Number of Institutions

(The number of violations under II. B. need not be reported since the number should be the same as that for number of institutions.)

- III. Number of reports of apparent violations received from the Treasury Department or from other sources
- IV. Number of referrals to Treasury/IRS in which assessment of civil penalties or consideration of criminal investigations, were recommended

If any institutions are reported under items III or IV, for each item, as an attachment to the report, list the institutions, providing institution name, city and state.

- V. Comments or suggestions on the need for modification of the regulations and/or procedures

Where a violation discloses that an institution has included an ineligible customer(s) on its Currency Transaction Report (CTR) exemption list [see §§ 103.22(b)(2) and (e)], provide the names of the ineligible customer(s) and business(es), and include information as to the extent of CTR filings that should have been filed.