

OCC Bulletin 01-49, dated December 6, 2001, entitled *Risk-Based Capital-Recourse, Direct Credit Substitutes and Residual Interests* Final Rule.

Federal Deposit Insurance Corporation

Appendix A to Part 325 *Statement of Policy on Risk-Based Capital*

Schedule RC-R - *Regulatory Capital* and Schedule RC-S – *Servicing, Securitization, and Asset Sales* from the Consolidated Reports of Condition and Income

Financial Institution Letter (FIL) 109-99, dated December 13, 1999, *Guidance on Asset Securitization Activities*

Board of Governors of the Federal Reserve System

Appendix A to Parts 208 and 225 – *Capital Adequacy Guidelines*

Schedule RC-R – *Regulatory Capital* from the Consolidated Reports of Condition and Income
SR Letter 92-11, *Asset-Backed Commercial Paper Programs*, dated April 2, 1992

SR Letter 96-17, *Supervisory Guidance for Credit Derivatives*, dated August 12, 1996

SR Letter 96-30, *Risk-based Capital Treatment for Spread Accounts that Provide Credit Enhancement for Securitized Receivables*, dated November 7, 1996

SR Letter 96-40, *Interim Guidance for Purposes of Applying FAS 125 for Regulatory Reporting in 1997 and for the Treatment of Servicing Assets for Regulatory Capital*, dated December 30, 1996

SR Letter 97-18, *Application of the Market Risk Capital Requirements to Credit Derivatives*, dated June 13, 1997

SR Letter 97-21, *Risk Management and Capital Adequacy of Exposures Arising from Secondary Market Credit Activities*, dated July 11, 1997

SR Letter 99-32, *Capital Treatment for Synthetic Collateralized Loan Obligations*, dated November 17, 1999

SR Letter 99-37, *Risk Management and Valuation of Retained Interests Arising from Securitization Activities*, dated December 13, 1999

Office of Thrift Supervision

Part 567 Capital

Thrift Activities Handbook, Section 120, *Capital Adequacy*

Thrift Financial Report Instruction Manual (Schedules: CC, SI, and CCR)

CEO Letter #119 *Interagency Guidance on Asset Securitization Activities*, dated December 14, 1999

¹Examples of credit enhancements include, but are not limited to: retained subordinated interests, asset repurchase obligations, overcollateralization, cash collateral accounts, spread accounts, and interest-only strips.

² See 12 CFR 3, Appendix A, 4(h)(1) (OCC); 12 CFR 208 and 225, Appendix A, III.B.3.g.i (FRB); 12 CFR 325, Appendix A, II.B.5(h)(1) (FDIC); and 12 CFR 567.6(b)(7)(i) (OTS).

³See 12 CFR 3, Appendix A, 4(d) and (g) (OCC); 12 CFR 208, 225, Appendix A, III.B.3.e.ii (FRB); 12 CFR 325, Appendix A, II.B.5(d) (FDIC); and 12 CFR 567.6 (b)(2)(ii) (OTS).

⁴See 12 CFR 3, Appendix A, 4 (f)(3) (OCC); 12 CFR 208, 225, Appendix A, III.B.3.e.ii (FRB); 12 CFR 325, Appendix A, II.B.5(f)(3) (FDIC); and 12 CFR 567.6 (b)(3), (4) (OTS).

⁵Where loans in a pool are considered subprime, they are subject to the guidance on capital adequacy described in *Expanded Guidance for Subprime Lending Programs* issued January 31, 2001.

⁶ "Excess spread is generally defined as finance charge collections minus certificate interest, servicing fees, and charge-offs allocated to the series." Standard & Poor's Structured Finance Credit Card Criteria, p. 20.

⁷ A servicer advance will also be considered a form of credit enhancement if, for any one loan, nonreimbursable advances are not contractually limited to an insignificant amount of that loan's outstanding principal.