

News you can use

Capitol Report

Maine Bankers Association

October 29, 2020

News from Washington (Legislative & Regulatory)

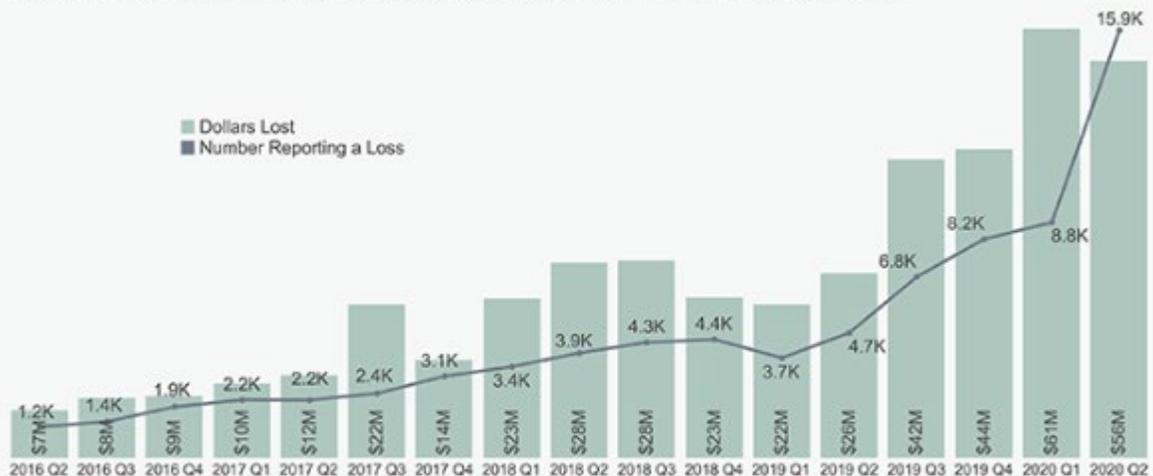
The Federal Reserve Bank (FRB) Released Their Most Recent Beige Book on October 21st. The FRB of Boston stated, “Outlooks were mixed, although mostly somewhat positive, with uncertainty the watchword.” Click [here](#) for a copy of the October FRB Beige Book.

Election Day is Next Tuesday, November 3rd. We hope you will plan to vote if you have not already done so. You can look up a list of local and federal candidates in your area by visiting [MBA's voter webpage](#).

FTC Reports Social Media Scams Accelerate in First Half of 2020. According to the FTC, “Reports about scams that started on social media have been increasing for years. In 2019, total reported losses to these frauds reached \$134 million. But reported losses reached record highs, climbing to nearly \$117 million in just the first six months of 2020. In that time, the reported scams that started on social media often related to online shopping, romance scams, and supposed economic relief or income opportunities.” Click [here](#) for a copy of the FTC's full Report.

Reports of Scams that Started on Social Media

Quarterly reports increased thirteenfold and reported losses increased eightfold from Q2 2016 to Q2 2020.



Figures based on fraud reports directly to the FTC indicating a monetary loss where the method of contact was specifically identified as social network, and reports where the method of contact was not specified, specified as internet, or consumer initiated contact, if the comments field also included mention of Facebook, Instagram, LinkedIn, Pinterest, Reddit, Snapchat, TikTok, Tumblr, Twitter, or YouTube. The analysis excludes reports categorized as complaints about social networking services, internet information services, mobile text messages, and unsolicited email.

State News

Maine Law Court Adopts Integrated Business Records Exception to Hearsay Rule! Last September, the Maine Supreme Judicial Court invited parties to submit amicus briefs regarding the admission of business records in foreclosure actions under M.R. Evid. 803(6) in the pending Law Court appeal of Bank of New York Mellon v. Shone. MBA engaged Pierce Atwood to submit a brief on behalf of our member banks. We are pleased with the Shone decision because it “finally resolves the conflict between two competing interpretations of Rule 803(6) that had arisen over the last 35 years, returning the business records exception in Maine state court to the rule originally adopted by the Law Court in Northeast Bank & Trust Co. v. Soley, 481 A.2d 1123 (Me. 1984), consistent with the federal court’s interpretation of the identical Federal Rule of Evidence 803(6).” Click [here](#) for a review of the decision by Pierce Atwood attorneys John Aromando and Sara Murphy.

Maine COVID-19 Statistics. Members have requested that we provide the current COVID-19 numbers reported by the State with the publication of each Capitol Report.

Total Cases: 6,467

Confirmed Cases: 5,749

Probable Cases: 718

Deaths: 146

Hospitalized: 483

Recovered: 5,462

Trending

Currently Hospitalized: 16

Deaths in Last 30 Days: 6



A Division of Bankers Alliance

Co-owned by Maine Bankers Association and 28 other state banker associations across the country. Contact C/A's Membership Development Team at (888) 353-3933 or info@compliancealliance.com for more information about C/A's products.

Compliance Alliance Feature Question

Question: FCRA 222.91 - Section about address changes and card issuance. Do we only care of address changes made first followed by card request, versus card ordered and then address change?

Answer: So while the regulation and the guidance only refer to times when a debit or credit card is ordered shortly after a change of address is requested, it is highly advisable and a best practice to validate addresses in general because of the potential identity theft and red flag concerns. Address validation requirements (12 CFR 222.91(c)). A card issuer must establish and implement policies and procedures to assess the validity of a change of address if it receives notification of a

change of address for a consumer's debit or credit card account and, within a short period of time afterwards (during at least the first 30 days after it receives such notification), the card issuer receives a request for an additional or replacement card for the same account. In such situations, the card issuer must not issue an additional or replacement card until it assesses the validity of the change of address in accordance with its policies and procedures.

<https://www.federalreserve.gov/boarddocs/srletters/2008/SR0807a3.pdf>

Maine Bankers Association
2 Thomas Drive
Westbrook, ME 04092

207-791-8400 | [Website](#) | [Unsubscribe](#)