

August 20, 2007

Mary Rupp
Secretary of the Board
National Credit Union Administration
1775 Duke Street
Alexandria, Virginia 22314-3428

Re: GCUL Comments on FCU Bylaws

Dear Ms. Rupp,

The Georgia Credit Union League (GCUL) appreciates the opportunity to comment on NCUA's proposal to reincorporate the Federal Credit Union (FCU) Bylaws into NCUA regulations. As a matter of background, GCUL is the state trade association and one member of the network of state leagues that make up the Credit Union National Association (CUNA). GCUL serves approximately 183 credit unions that have over 1.7 million members. This letter reflects the views of our Regulatory Response Committee, which has been appointed by the GCUL Board to provide input into proposed regulations such as this.

Due to the recent examples of legal disputes revolving around bylaw issues, GCUL supports NCUA's effort to reincorporate, by reference, the FCU Bylaws into regulation and enforce them when appropriate. While we believe the ability to enforce the bylaws already exists under the FCU Act, the reincorporation will clarify and reinforce that authority.

We support the Agency's intention to intervene under certain circumstances. While we believe the process for handling most disputes should be settled between the credit union and its member(s), we recognize there can be instances where this isn't possible and the Agency must be relied upon to take appropriate action. However, we have some reservation on the selective process. For that reason, we believe the Agency should intervene only with the fundamental rights of the member(s) are affected. However, we see no need to reference examples of these rights.

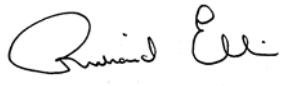
We support the Agency's position that examiners should not be used to look into bylaw issues. Examiner focus should remain on the safety and soundness issues reviewed during the examination process.

We support the inclusion of a new bylaw addressing the duties and responsibilities of the Supervisory Committee when an entire board has been removed or is unable to serve. The proposal intends to limit the duties of the Supervisory Committee and prohibit the Supervisory Committee from acting on policy matters. We support this concept, as policy matters should be voted on by duly elected board members. However, beyond that, we are not clear on exactly what other matters can be handled by this group. We would encourage clarity on the duties and ask the Agency to list the types of permissible activities that can be performed during this time.

The proposal calls for an expedited process for handling requests for non-conforming bylaw approval. Credit unions seeking to adopt identical language to that of a previously approved amendment would still need to file with the appropriate regional office and be notified within fifteen business days of the region's action. This is a step in the right direction. However, we would encourage the Agency to change the proposal so that in lieu of a notification of action taken, be it approval or denial, approval be deemed given if no word to the contrary is received from the regional office within fifteen business days.

Again, thank you for the opportunity to comment on the proposal to reincorporate the FCU bylaws into NCUA's Regulations. If you have questions about our comments, please contact Cindy Connelly or me at (770) 476-9625.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Richard Ellis", is written over a vertical red line.

Richard Ellis
Vice President/Credit Union Development
Georgia Credit Union League