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APR 29 '08 AM 11:29 BOARD



K A N S A S

SMITH, ADMINISTRATOR

KATHLEEN SEBELIUS, GOVERNOR

DEPARTMENT OF CREDIT UNIONS

April 24, 2008

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

Regarding ANPR Parts 708a and 708b (Mergers, Conversions and Termination of Insurance)

Dear Ms. Rupp:

In my capacity as Administrator, Kansas Department of Credit Unions, the state agency responsible for the safety and soundness of Kansas credit unions, please accept my comments regarding ANPR Parts 708a and 708b. If the National Credit Union Administration (NCUA) adopts the proposed rules and regulations Parts 708a and 708b, NCUA will overstep its statutory authority by attempting to regulate corporate features of credit unions organized under Kansas corporate and credit union law.

The ANPR suggests an overly broad and in my opinion, and inaccurate interpretation of NCUA's application of the federal credit union act on state chartered credit unions. No safety and soundness issues exist for credit unions organized under Kansas law for which it is necessary for NCUA to extend its regulatory authority in the manner proposed by the ANPR.

I respectfully request the NCUA board carefully consider the collective comments submitted by state regulators through their organization, the National Association of State Credit Union Supervisors and reverse direction by not adopting the ANPR.

Yours truly,

John P. Smith  
Administrator

IPS/cb

cc: Marla Marsh, Kansas Credit Union Association  
Kansas Credit Union Advisory Council  
Mary Martha Fortney, National Association of State Credit Union Supervisors