

COMMUNITY DEVELOPMENT FINANCIAL INSTITUTIONS FUND

Procedure for requesting legal interpretations of statutes, regulations, guidances, agreements: CDFI Program, BEA Program, NMTC Program

A person actually or potentially affected by the Community Development Financial Institutions (CDFI) Program, the Bank Enterprise Award (BEA) Program, and/or the New Markets Tax Credit (NMTC) Program may request a legal interpretation of provisions of statutes, regulations, guidances, agreements, or other documents related to said program(s) by writing to the Office of Legal Counsel, CDFI Fund, 601 13th Street NW, Suite 200 South, Washington DC 20005, giving a detailed explanation of the facts and circumstances and the reason why an interpretation is needed. A requester should also attach any documents that may be relevant to the request.

The Fund, in its sole discretion, either (i) will provide a written response to the request, or (ii) inform the requester, in writing, that the Fund has declined to provide the requested response.

The Fund will not provide responses to requests for legal interpretation that relate to statutes, regulations, guidances, agreements, or other documents that are not within the jurisdiction of the Fund. The Fund will not provide legal interpretations of provisions of the Internal Revenue Code or federal banking regulations.

The Fund will review such requests for legal interpretation in the order in which they are received. Please note that the Fund will make reasonable efforts to respond to a written request within ninety (90) days of the date that the request is received by the Fund.

The Fund reserves the right, in its sole discretion, to revise this statement and its procedures for responding to such requests.

A requester should segregate and mark any confidential business or trade secret information clearly. Except in the case of any designated confidential business or trade secret information, the Fund may make, in its sole discretion, written requests for interpretations and responses publicly available on the Fund's Web site or through other means, as soon as practicable after the response has been provided. Please note that information designated by a requester as confidential business or trade secret information is subject to the Freedom of Information Act (FOIA) and the Fund will evaluate any requests for such information in accordance with FOIA and Treasury's FOIA regulations at 31 CFR Part 1.