

termination of a claim or the disposition of any unclaimed property.

(2) The United States Court of Federal Claims may set aside actions of the Comptroller only if such actions are found to be arbitrary, capricious, an abuse of discretion, or otherwise not in accordance with law.

(3) All claims for which the United States Court of Federal Claims has jurisdiction under this subsection shall be barred unless suit is filed within two years from the date of expiration of the twelve-month notice period provided by this subchapter.

(4) For purposes of section 1491 of title 28, any Claim¹ against the Comptroller, the United States, or any officer, employee, or agent thereof shall be considered a claim against the United States.

(Pub. L. 96-221, title VII, §733, as added Pub. L. 97-320, title IV, §408, Oct. 15, 1982, 96 Stat. 1513; amended Pub. L. 102-572, title IX, §902(b)(1), Oct. 29, 1992, 106 Stat. 4516.)

Editorial Notes

AMENDMENTS

1992—Subsec. (f)(1) to (3). Pub. L. 102-572 substituted “United States Court of Federal Claims” for “United States Claims Court”.

Statutory Notes and Related Subsidiaries

EFFECTIVE DATE OF 1992 AMENDMENT

Amendment by Pub. L. 102-572 effective Oct. 29, 1992, see section 911 of Pub. L. 102-572, set out as a note under section 171 of Title 28, Judiciary and Judicial Procedure.

§ 216c. Rules and regulations

The Comptroller may issue rules and regulations necessary or appropriate to carry out this subchapter.

(Pub. L. 96-221, title VII, §734, as added Pub. L. 97-320, title IV, §408, Oct. 15, 1982, 96 Stat. 1515.)

§ 216d. Severability

If any provision of this subchapter or the application of such provision to any person or circumstance is held invalid, the remainder of this subchapter and the application of such provision to other persons or circumstances shall not be affected thereby.

(Pub. L. 96-221, title VII, §735, as added Pub. L. 97-320, title IV, §408, Oct. 15, 1982, 96 Stat. 1515.)

CHAPTER 3—FEDERAL RESERVE SYSTEM

SUBCHAPTER I—DEFINITIONS, ORGANIZATION, AND GENERAL PROVISIONS AFFECTING SYSTEM

Sec.	
221.	Definitions.
221a.	Additional definitions.
222.	Federal reserve districts; membership of national banks.
223.	Number of Federal reserve cities in district.
224.	Status of reserve cities under former statutes.
225.	Federal reserve banks; title.
225a.	Maintenance of long run growth of monetary and credit aggregates.

¹ So in original. Probably should not be capitalized.

Sec.	
225b.	Appearances before and reports to the Congress.
226.	“Federal Reserve Act.”
227.	“Banking Act of 1933.”
228.	“Banking Act of 1935.”

SUBCHAPTER II—BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM

241.	Creation; membership; compensation and expenses.
242.	Ineligibility to hold office in member banks; qualifications and terms of office of members; chairman and vice chairman; oath of office.
243.	Assessments upon Federal reserve banks to pay expenses.
244.	Principal offices of Board; chairman of Board; obligations and expenses; qualifications of members; vacancies.
245.	Vacancies during recess of Senate.
246.	Powers of Secretary of the Treasury as affected by chapter.
247.	Reports to Congress.
247a.	Records of action on policy relating to open-market operation and policies determined generally; inclusion in report to Congress.
247b.	Appearances before Congress.
248.	Enumerated powers.
248-1.	Rules and regulations for transfer of funds and charges therefor among banks; clearing houses.
248a.	Pricing of services.
248b.	Annual independent audits of Federal reserve banks and Board.
249.	Repealed.
250.	Independence of financial regulatory agencies.
251.	Repealed.
252.	Credit availability assessment.

SUBCHAPTER III—FEDERAL ADVISORY COUNCIL

261.	Creation; membership; compensation; meetings; officers; procedure; quorum; vacancies.
262.	Powers.

SUBCHAPTER IV—FEDERAL OPEN MARKET COMMITTEE

263.	Federal Open Market Committee; creation; membership; regulations governing open-market transactions.
------	--

SUBCHAPTER V—FEDERAL DEPOSIT INSURANCE CORPORATION

264.	Transferred.
265.	Insured banks as depositaries of public money; duties; security; discrimination between banks prohibited; repeal of inconsistent laws.
266.	State-chartered banks and other institutions as depositaries of public money; fiscal agents; duties.

SUBCHAPTER VI—CAPITAL AND STOCK OF FEDERAL RESERVE BANKS; DIVIDENDS AND EARNINGS

281.	Capital.
282.	Subscription to capital stock by national banking association.
283.	Public subscription to capital stock.
284.	Omitted.
285.	Nonvoting stock.
286.	Transfers of stock; rules and regulations.
287.	Value of shares of stock; increase and decrease of stock; member banks as shareholders; surrender of shares.
288.	Cancellation of stock held by member bank on insolvency or discontinuance of banking operations for sixty days; repayment of cash-paid subscriptions.

Sec.		Sec.	
289.	Dividends and surplus funds of reserve banks; transfer for fiscal year 2000.	347b.	Advances to individual member banks on time or demand notes; maturities; time notes secured by mortgage loans covering one-to-four family residences.
290.	Use of earnings transferred to the Treasury.	347c.	Advances to individuals, partnerships, and corporations; security; interest rate.
SUBCHAPTER VII—DIRECTORS OF FEDERAL RESERVE BANKS; RESERVE AGENTS AND ASSISTANTS			
301.	Powers and duties of board of directors; suspension of member bank for undue use of bank credit.	347d.	Transactions between Federal Reserve banks and branch or agency of foreign bank; matters considered.
302.	Number of members; classes.	348.	Discount of obligations given for agricultural purposes or based upon livestock; collateral security for Federal reserve notes.
303.	Qualifications and disabilities.	348a.	Transactions with foreign banks; supervision of Board of Governors of the Federal Reserve System.
304.	Class A and class B directors; selection.	349.	Rediscount for intermediate credit banks of obligations given for agricultural purposes; discount of notes made pursuant to section 1031.
305.	Class C directors; selection; ‘Federal reserve agent.’	350.	Purchase and sale of debentures and like obligations of intermediate credit banks and agricultural credit corporations.
306.	Assistants to Federal reserve agent.	351.	Obligations of cooperative marketing association as issued or drawn for agricultural purposes.
307.	Compensation of directors.	352.	Limitation on amount of obligations of certain maturities which may be discounted and rediscounted.
308.	Terms of directors; vacancies.	352a.	Repealed.
SUBCHAPTER VIII—STATE BANKS AS MEMBERS OF SYSTEM			
321.	Application for membership.	353.	Purchase and sale of cable transfers, acceptances and bills.
322.	Determination on application.	354.	Transactions involving gold coin, bullion, and certificates.
323.	Stock in Federal reserve banks; method of payment.	355.	Purchase and sale of obligations of National, State, and municipal governments; open market operations; purchases and sales from or to United States; maximum aggregate amount of obligations acquired directly from or loaned directly to United States.
324.	Laws applicable on becoming members.	356.	Purchase of commercial paper from member banks and sale of same.
325.	Examinations.	357.	Establishment of rates of discount.
326.	Acceptance of examinations and reports by State authorities; special examinations.	358.	Establishment of accounts for purposes of open-market operations; correspondents and agencies.
327.	Surrender of stock and cancellation of memberships.	359.	Purchase and sale of acceptances of intermediate credit banks and agricultural credit corporations.
328.	Withdrawals from membership.	359a.	Omitted.
329.	Capital stock required as condition precedent to membership.	360.	Receiving checks and drafts on deposit at par; charges for collections, exchange, and clearances.
329a.	Omitted.	361.	Bills receivable, bills of exchange, acceptances; regulations by Board of Governors.
330.	Laws applicable on becoming members; discounts for State banks.	362 to 364.	Omitted.
331.	Certifying checks on State banks admitted as members.	SUBCHAPTER X—POWERS AND DUTIES OF MEMBER BANKS	
332.	Depositaries of public money; financial agents; security required.	371.	Real estate loans.
333.	Mutual savings banks; application and admission to membership in Federal Reserve System.	371a.	Repealed.
334.	Reports from affiliates; penalty for failure to furnish.	371b.	Rate of interest on time deposits; payment of time deposits before maturity; waiver of notice requirements for withdrawal of savings deposits.
335.	Dealing in investment securities; limitations and conditions.	371b-1.	Repealed.
336.	Certificates of stock; representation of stock of other corporations.	371b-2.	Interbank liabilities.
337.	Repealed.	371c.	Banking affiliates.
338.	Examination of affiliates; forfeiture of membership on refusal of affiliate to give information or pay expense.	371c-1.	Restrictions on transactions with affiliates.
338a.	Investments to promote public welfare and community development; limitation on investments.	371d.	Investment in bank premises or stock of corporation holding premises.
339.	Participation by State member banks in lotteries and related activities.	372.	Bankers’ acceptances.
339a.	Resolution of clearing banks.	373.	Acceptance of drafts or bills drawn by banks in foreign countries or dependencies of United States for purpose of dollar exchange.
SUBCHAPTER IX—POWERS AND DUTIES OF FEDERAL RESERVE BANKS			
341.	General enumeration of powers.	374.	Acting as agent for nonmember bank in getting discounts from reserve bank.
342.	Deposits; exchange and collection; member and nonmember banks or other depository institutions; charges.	374a.	Acting as agent for nonbanking borrower in making loans on securities to dealers in stocks, bonds, etc.; penalties.
343.	Discount of obligations arising out of actual commercial transactions.		
344.	Discount or purchase of bills to finance agricultural shipments.		
345.	Rediscount of notes, drafts, and bills for member banks; limitation of amount.		
346.	Discount of acceptances.		
347.	Advances to member banks on their notes.		
347a.	Advances to member bank groups; inadequate amounts of eligible and acceptable assets; liability of individual banks in group; distribution of loans among banks of group; rate of interest; notes accepted for advances collateral security for Federal reserve notes; foreign obligations as security for advances.		

- Sec. 375. Reserved.
- 375a. Loans to executive officers of banks.
- 375b. Extensions of credit to executive officers, directors, and principal shareholders of member banks.
- 376. Rate of interest paid to directors, etc.
- 377. Repealed.
- 378. Dealers in securities engaging in banking business; individuals or associations engaging in banking business; examinations and reports; penalties.

SUBCHAPTER XI—DEPOSITARIES AND FISCAL AGENTS

- 391. Federal reserve banks as Government depositaries and fiscal agents.
- 391a. Reimbursement of Federal Reserve Banks.
- 392. Depositaries of Government funds as confined to banks in Federal reserve system; member banks as depositaries.
- 393. Federal reserve banks as depositaries for Farm Credit System.
- 394. Federal reserve banks as depositaries for and fiscal agents of Home Owners' Loan Corporation.
- 395. Federal reserve banks as depositaries, custodians and fiscal agents for Commodity Credit Corporation.

SUBCHAPTER XII—FEDERAL RESERVE NOTES

- 411. Issuance to reserve banks; nature of obligation; redemption.
- 412. Application for notes; collateral required.
- 413. Distinctive letter and serial number of notes; cancellation of notes unfit for circulation; accounting; apportionment of credit among Federal Reserve banks.
- 414. Authority of Board of Governors respecting issuance of notes; interest; lien.
- 415. Reduction of liability for outstanding notes by depositing notes and collateral and payment of notes of series prior to 1928; reissue of deposited notes.
- 416. Withdrawal of collateral deposited to protect notes and substitution of other collateral; retirement of notes; payment of notes of series prior to 1928; recovery of collateral; reissue of deposited notes.
- 417. Custody and safe-keeping of notes issued to and collateral deposited with Reserve agent.
- 418. Printing of notes; denomination and form.
- 419. Delivery of notes prior to delivery to banks.
- 420. Control and direction of plates and dies; expense of issue and retirement of notes paid by banks.
- 421. Examination of plates and dies.
- 422. Omitted.

SUBCHAPTER XIII—CIRCULATING NOTES AND BONDS SECURING SAME

441 to 448. Omitted.

SUBCHAPTER XIV—BANK RESERVES

- 461. Reserve requirements.
- 462 to 462c. Omitted or Repealed.
- 463. Limitation on amount of balance with any depository institution without access to Federal Reserve advances.
- 464. Checking against and withdrawal of reserve balance.
- 465. Basis for ascertaining deposits against which required balance is determined.
- 466. Reserves of banks in dependencies or insular possessions.
- 467. Deposits of gold coin, gold certificates, and Special Drawing Right certificates with United States Treasurer.

SUBCHAPTER XV—BANK EXAMINATIONS

- 481. Appointment of examiners; examination of member banks, State banks, and trust companies; reports.
- 482. Employees of Office of Comptroller of the Currency; appointment; compensation and benefits.
- 483. Special examination of member banks; information of condition furnished to Board of Governors of the Federal Reserve System.
- 484. Limitation on visitorial powers.
- 485. Examination of Federal reserve banks.
- 486. Waiver of requirements as to reports from or examinations of affiliates.

SUBCHAPTER XVI—CIVIL LIABILITY OF FEDERAL RESERVE AND MEMBER BANKS, SHAREHOLDERS, AND OFFICERS

- 501. Liability of Federal reserve or member bank for certifying check when amount of deposit was inadequate.
- 501a. Forfeiture of franchise of national banks for failure to comply with provisions of this chapter.
- 502. Liability of shareholders of Federal reserve banks on contracts, etc.
- 503. Liability of directors and officers of member banks.
- 504. Civil money penalty.
- 505. Civil money penalty.
- 506. Notice after separation from service.

SUBCHAPTER XVII—RESERVE-BANK BRANCHES

- 521. Reserve-bank branches; establishment; directors; discontinuance of branches; approval for erection of branch bank building.
- 522. Federal Reserve branch bank buildings.

SUBCHAPTER I—DEFINITIONS, ORGANIZATION, AND GENERAL PROVISIONS AFFECTING SYSTEM

§ 221. Definitions

Wherever the word "bank" is used in this chapter, the word shall be held to include State bank, banking association, and trust company, except where national banks or Federal reserve banks are specifically referred to. For purposes of this chapter, a State bank includes any bank which is operating under the Code of Law for the District of Columbia.

The terms "national bank" and "national banking association" used in this chapter shall be held to be synonymous and interchangeable. The term "member bank" shall be held to mean any national bank, State bank, or bank or trust company which has become a member of one of the Federal reserve banks. The term "board" shall be held to mean Board of Governors of the Federal Reserve System; the term "district" shall be held to mean Federal reserve district; the term "reserve bank" shall be held to mean Federal reserve bank; the term "the continental United States" means the States of the United States and the District of Columbia.

The terms "bonds and notes of the United States", "bonds and notes of the Government of the United States", and "bonds or notes of the United States" used in this chapter shall be held to include certificates of indebtedness and Treasury bills issued under section 3104 of title 31.

(Dec. 23, 1913, ch. 6, §1 (pars.), 38 Stat. 251; Aug. 23, 1935, ch. 614, title II, §203(a), 49 Stat. 704; Pub.