

103<sup>D</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 1342

To provide financial institution regulators with whistleblower protection.

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IN THE HOUSE OF REPRESENTATIVES

MARCH 16, 1993

Mrs. BYRNE introduced the following bill; which was referred to the  
Committee on Banking, Finance and Urban Affairs

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## A BILL

To provide financial institution regulators with whistleblower  
protection.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Financial Institution  
5 Regulator Whistleblower Protection Act of 1993”.

6 **SEC. 2. WHISTLEBLOWER PROTECTIONS.**

7 (a) ADDITIONAL COVERAGE ESTABLISHED.—Section  
8 33(a) of the Federal Deposit Insurance Act (12 U.S.C.  
9 1831j(a)) is amended to read as follows:

10 “(a) IN GENERAL.—

1           “(1) EMPLOYEES OF DEPOSITORY INSTITU-  
2           TIONS.—No insured depository institution may dis-  
3           charge or otherwise discriminate against any em-  
4           ployee with respect to compensation, terms, condi-  
5           tions, or privileges of employment because the em-  
6           ployee (or any person acting pursuant to the request  
7           of the employee) provided information to any Fed-  
8           eral banking agency or to the Attorney General re-  
9           garding any possible violation of any law or regula-  
10          tion by the depository institution or any director, of-  
11          ficer, or employee of the institution.

12          “(2) EMPLOYEES OF BANKING AGENCIES.—No  
13          Federal banking agency, Federal home loan bank, or  
14          Federal Reserve bank may discharge or otherwise  
15          discriminate against any employee with respect to  
16          compensation, terms, conditions, or privileges of em-  
17          ployment because the employee (or any person act-  
18          ing pursuant to the request of the employee) pro-  
19          vided information to any such agency or bank or to  
20          the Attorney General regarding any possible viola-  
21          tion of any law or regulation by—

22                  “(A) any depository institution or any such  
23                  bank or agency;

24                  “(B) any director, officer, or employee of  
25                  any depository institution or any such bank; or

1           “(C) any officer or employee of the agency  
2           which employs such employee.”.

3           (b) TECHNICAL AND CONFORMING AMENDMENT.—  
4 Section 33(c) of the Federal Deposit Insurance Act (12  
5 U.S.C. 1831j(c)) is amended by inserting “, Federal home  
6 loan bank, Federal Reserve bank, or Federal banking  
7 agency” after “depository institution”.

8           (c) DEFINITION.—Section 33 of the Federal Deposit  
9 Insurance Act (12 U.S.C. 1831j) is amended by adding  
10 at the end the following new subsection:

11           “(e) FEDERAL BANKING AGENCY DEFINED.—For  
12 purposes of subsections (a) and (c), the term ‘Federal  
13 banking agency’ means the Corporation, the Board of  
14 Governors of the Federal Reserve System, the Federal  
15 Housing Finance Board, the Comptroller of the Currency,  
16 and the Director of the Office of Thrift Supervision.”.

17           “(d) EFFECTIVE DATE.—Paragraph (2) of section  
18 33(a) of the Federal Deposit Insurance Act (as added  
19 under the amendment made by subsection (a)) shall be  
20 treated as having taken effect on January 1, 1989, and  
21 for purposes of any cause of action arising under such  
22 paragraph (as so effective) before the date of the enact-  
23 ment of this Act, the two-year period referred to in section  
24 33(b) of such Act shall be deemed to begin on such date  
25 of enactment.

