In Brief: July 2012

- **No New Deadlines.** No new rulemaking requirements were due in June.

- **9 Requirements Met.** The FDIC, Federal Reserve and OCC released a joint final rule on market risk capital standards. The SEC issued a final rule on listing standards for compensation committees. The FDIC and Treasury published a final rule on the maximum borrowing authority under Orderly Liquidation Authority.

- **2 Requirements Proposed.** The FDIC, Federal Reserve and OCC released proposed rules on Basel III implementation. The FDIC also proposed a rule on the definition of “predominantly engaged in financial activities” for purposes of Orderly Liquidation Authority. Though not explicitly required by Dodd-Frank, the CFTC released proposed interpretive guidance and a proposed order related to the cross-border application of Title VII.

**State of Play to Date:**

- As of July 2, 2012, a total of 221 Dodd-Frank rulemaking requirement deadlines have passed. This is 55.5% of the 398 total rulemaking requirements, and 78.9% of the 280 rulemaking requirements with specified deadlines.

- Of these 221 passed deadlines, 140 (63%) have been missed and 81 (37%) have been met with finalized rules. Regulators have not yet released proposals for 19 of the 140 missed rules.

- Of the 398 total rulemaking requirements, 119 (29.9%) have been met with finalized rules and rules have been proposed that would meet 137 (34.4%) more. Rules have not yet been proposed to meet 142 (35.7%) rulemaking requirements.
Contents

- Dodd-Frank Rulemaking Progress by Month 4
- Dodd-Frank Rulemaking Progress by Agency 5
- Title VII Progress on Required Rulemakings 6
- Dodd-Frank Rulemaking Progress on Passed Deadlines 7
- Dodd-Frank Rulemaking Progress in Select Categories 8
- Dodd-Frank Rulemaking Progress by Due Date 9
- Dodd-Frank Statutory Deadlines for Required Rulemakings 10
- Dodd-Frank Study Progress by Due Date 11
- Dodd-Frank Statutory Deadlines for Required Studies 12
- Tasks for Swap Dealers and Major Swap Participants 13
- Regulator Meetings with Outside Participants Over Time 14
Values Refer to Number of Rulemaking Requirements

Rulemaking counts are based on estimates and require judgment.
Future Deadline: Not Proposed, 59
Proposed, 5
Finalized, 26
Missed Deadline: Not Proposed, 8
Proposed, 10
Missed Deadline: Not Proposed, 1
As of July 2, 2012
Rulemaking counts are based on estimates and require judgment.

Dodd-Frank Rulemaking Progress by Agency

Bank Regulators (135)

Future Deadline: Not Proposed, 47
Proposed, 49
Finalized, 28
Missed Deadline: Not Proposed, 4

CFTC (60)

Finalized, 39
Missed Deadline: Not Proposed, 1
Proposed, 16
Future Deadline: Not Proposed, 2
Future Deadline: Proposed, 2

SEC (95)

Future Deadline: Not Proposed, 15
Proposed, 2
Finalized, 26
Missed Deadline: Not Proposed, 6
Proposed, 46

Other (108)

Future Deadline: Not Proposed, 59
Proposed, 10
Finalized, 26
Missed Deadline: Not Proposed, 8
Proposed, 5

Values Refer to Number of Rulemaking Requirements
Title VII Progress on Required Rulemakings

As of July 2, 2012

CFTC Progress on Required Title VII Rulemakings
- Finalized, 34
- Missed Deadline: Proposed, 9
- Missed Deadline: Not Proposed, 3

SEC Progress on Required Title VII Rulemakings
- Finalized, 7
- Missed Deadline: Proposed, 19
- Missed Deadline: Not Proposed, 3

Note: Total pie chart includes requirements from the CFTC, SEC and other regulators with rulemaking requirements under Title VII.
Dodd-Frank Rulemaking Progress on Passed Deadlines
As of July 2, 2012

Total (221)

- Missed Deadline: Proposed, 121, 55%
- Missed Deadline: Not Proposed, 19, 8%
- Finalized: Deadline Passed, 81, 37%

Values Refer to Number of Rulemaking Requirements

- Bank Regulators (73): 49, 67% Missed, 20, 27% Finalized, 4, 6%
- CFTC (53): 16, 30% Missed, 36, 68% Finalized
- SEC (73): 46, 63% Missed, 6, 8% Finalized
- Other (22): 10, 46% Missed, 8, 36% Finalized

Rulemaking counts are based on estimates and require judgment.
As of July 2, 2012

Rulemaking counts are based on estimates and require judgment.

Number of Required Rulemakings
(Joint Rules are Counted for Each Applicable Agency)
Dodd-Frank Rulemaking Progress by Due Date

As of July 2, 2012

Rulemaking counts are based on estimates and require judgment.
Dodd-Frank Statutory Deadlines for Required Rulemakings

Rulemaking counts are based on estimates and require judgment.

Number of Required Rulemakings
(Joint Rules are Counted for Each Applicable Agency)
As of July 2, 2012

Dodd-Frank Study Progress by Due Date

Number of Required Studies
(Joint Studies are Counted for Each Applicable Agency)
Dodd-Frank Statutory Deadlines for Required Studies

Number of Required Studies (Joint Studies are Counted for Each Applicable Agency)
This chart shows the number of tasks for swap dealers and major swap participants in CFTC and SEC releases that Davis Polk has extracted and categorized as part of our Regulatory Hub implementation website. As the rulemaking process matures, "progress" will shift from regulatory rulemaking to market implementation.

For more information, please contact hub@davispolk.com.
In the spirit of transparency, several financial regulators have released details of their meetings with outside participants on Dodd-Frank issues. Based on the information available, there have been at least 2800 meetings with these regulators since July 1, 2010. Joint meetings (of which there were more than 200) are counted separately for each participating regulator.
About the Progress Report

- The Davis Polk Dodd-Frank Progress Report is a monthly publication that uses empirical data to help market participants and policymakers assess the progress of the rulemaking and other work that has been done by regulators under the Dodd-Frank Act. Access previous reports on our website.

- The Progress Report was developed using information from Davis Polk’s subscription-based Regulatory Tracker™ product. For more information on the Regulatory Tracker, please contact tracker@davispolk.com or view our brochure.

- Required, proposed, final and missed rulemakings and studies are counted based on Davis Polk’s tally of statutory requirements in the Davis Polk Regulatory Tracker™. An agency’s rule release may satisfy several statutorily required rulemakings.

- Where multiple agencies are required to issue a rule or study jointly, the requirement appears in each of their totals, which we believe most accurately reflects the staff burden on regulatory agencies.

- The term Bank Regulators includes the Board of Governors of the Federal Reserve, the FDIC and the OCC.
If you have any questions regarding the matters covered in this Progress Report, please contact any of the lawyers listed below or your regular Davis Polk contact.

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