

3 “(6) CONSISTENT TREATMENT OF INFORMA-
4 TION.—Except as provided in this subsection or sec-
5 tion 13(3)(D), or in section 714(f)(3)(C) of title 31,
6 United States Code, the information described in
7 paragraph (1) and information concerning the trans-
8 actions described in section 714(f) of such title, shall
9 be confidential, including for purposes of section
10 552(b)(3) of title 5 of such Code, unless the Board
11 determines that disclosure of such information would
12 be in the public interest and would not harm the ef-
13 fectiveness of the relevant credit facility or the pur-
14 pose of conduct of the relevant transactions.

earlier

until the
relevant
mandatory
release date
described in
paragraph (2)

Revised paragraph (s)(b)

Restoring American Financial Stability Conference Amendment

Second Degree Amendment

Offered by Senator Leahy

1 At the end of the proposed Senate amendment to add
2 section 1110 to the conference base text of H.R. 4173,
3 add the following:

4 “(7) STUDY OF FOIA EXEMPTION IMPACT.—

5 “(A) STUDY.—The Inspector General of
6 the Board of Governors of the Federal Reserve
7 System shall—

8 “(i) conduct a study on the impact
9 that the exemption from section 552(b)(3)
10 of title 5 (known as the Freedom of Infor-
11 mation Act) established under paragraph
12 (5) has had on the ability of the public to
13 access information about the administra-
14 tion by the Board of Governors of emer-
15 gency credit facilities, discount window
16 lending programs, and open market oper-
17 ations; and

18 “(ii) make any recommendations on
19 whether the exemption described in clause
20 (i) should remain in effect.

