

## CFPB WITHDRAWS MULTIPLE GUIDANCE DOCUMENTS\*

On May 12, 2025, the CFPB announced the withdrawal of 67 regulatory guidance documents, including interpretive rules, policy statements, and advisory opinions. 90 FR 20084. The withdrawals are applicable as of May 12, 2025.

In the announcement, Acting CFPB Director Richard Vought explained that the CFPB's withdrawal of these documents was the result of three considerations: (1) a shift in the CFPB's approach to issuing guidance pursuant to the change in presidential administrations (Vought pledged that going forward the Bureau will only issue guidance when truly necessary and if it helps reduce compliance burdens); (2) a scaling back in the CFPB's enforcement efforts (since many of its responsibilities overlap with other agencies, the CFPB has decided to scale back its efforts where its enforcement is not required by law); and (3) to the extent the CFPB has determined guidance materials (or portions thereof) go beyond relevant statutes or regulations, the Bureau is taking the position that guidance should be withdrawn and that it should be reissued only if the guidance is necessary and reduces compliance burdens.

In the announcement, Director Vought explained that the CFPB's withdrawal of these documents was not necessarily final, but that while the CFPB continues to conduct a review of its existing guidance documents, the following documents would not be enforced or relied upon. Below is a chart that Aldrich & Bonnefin, PLC has created to sort, by category, the various guidance documents that the CFPB withdrew on May 12:

CFPB Procedural Guidance & Misc.	Fair Lending/ ECOA/ Section 1071	TILA/ Reg Z	Service-member Protections	FCRA	Debt Collection	UDAAP	Deposits/ Operations/ Regulation E
Policy Statement on No Action Letters, 90 FR 1970 (1/10/25)	Policy Statement on Enforcement and Supervisory Practices Re: the Small Business Lending Rule Under ECOA and Reg B, 88 FR 34833 (5/31/23)	Use of Digital User Accounts to Access Buy Now, Pay Later Loans, 89 FR 47068 (5/31/24) (Interpretive Rule)	Examinations for Risks to Active-Duty Service-members and Their Covered Dependents, 86 FR 32723 (6/23/21) (Interpretive Rule)	FCRA's Limited Preemption of State Laws 87 FR 41042 (7/11/22) (Interpretive Rule)	Debt Collection Practices (Reg F); Deceptive and Unfair Collection of Medical Debt, 89 FR 80715 (10/4/24) (Advisory Opinion)	Statement of Policy Regarding Prohibition on Abusive Acts or Practices, 88 FR 21883 (4/12/23)	Policy Statement on Supervisory and Enforcement Practices Regarding the Remittance Rule in Light of the COVID-19 Pandemic (5/10/20)

\* Janet Bonnefin is retired from the firm.

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Policy Statement on Compliance Assistance Sandbox Approvals, 90 FR 1974 (1/10/25)	ECOA/Reg B: Discrimination on the Bases of Sexual Orientation and Gender Identity, 86 FR 14363 (3/16/21)	Bulletin clarifying mortgage lending rules to assist surviving family members (7/8/14) (Advisory Opinion)		Fair Credit Reporting; File Disclosure, 89 FR 4167 (1/23/24) (Advisory Opinion)	Time-Barred Debt, 88 FR 26475 (5/1/23) (Advisory Opinion)	Limited Applicability of CFPA's 'Time or Space' Exception to Digital Marketers, 87 FR 50556 (8/17/22) (Interpretive Rule)	Consumer Financial Protection Circular 2024-05: Improper Overdraft Opt-in Practices, 89 FR 8007 (10/2/24)
Policy Statement on Disclosure of Consumer Complaint Narrative Data, 80 FR 15572 (3/24/15)	Revocations / Unfavorable Changes to the Terms of Existing Credit Arrangements, 87 FR 30097 (5/18/22) (Advisory Opinion)	Consumer Credit Offered to Borrowers in Advance of Expected Receipt of Compensation for Work, 90 FR 3622 (1/15/25) (Advisory Opinion)		Fair Credit Reporting; Background Screening, 89 FR 4171 (1/23/24) (Advisory Opinion)	Pay-to-Pay Fees, 87 FR 39733 (7/5/22) (Advisory Opinion)	Authority of States to Enforce the CFPA, 87 FR 31940 (5/26/22) (Interpretive Rule)	CFPB Circular 2023-02: Reopening deposit accounts that consumers previously closed, 88 FR 33545 (5/24/23)
Policy Statement on Disclosure of Consumer Complaint Data, 78 FR 21218 (4/10/13)	CFPB Circular 2023-03: Adverse action notification requirements & the proper use of the Reg B sample forms, 89 FR 27361 (4/17/24)	Consumer Protections for Home Sales Financed Under Contracts for Deed, 89 FR 68086 (8/23/24) (Advisory Opinion)		Permissible Purposes for Furnishing, Using, and Obtaining Consumer Reports, 87 FR 41243 (7/12/22) (Advisory Opinion)	CFPB Circular 2022-05: Debt collection & consumer reporting practices involving invalid nursing home debts, 87 FR 57375 (9/20/22)	CFPB Circular 2024-03: Unlawful and unenforceable contract terms and conditions, 89 FR 51955 (6/21/24)	CFPB Circular 2022-06: Unanticipated overdraft fee assessment practices, 87 FR 66935 (11/7/22)
Policy Statement on Disclosure of Certain Credit Card Complaint Data, 77 FR 37558 (6/22/12)	CFPB Circular 2022-03: Adverse action notification requirements re: credit decisions based on complex algorithms, 87 FR 35864 (6/14/22)	Earned Wage Access Programs, 85 FR 79404 (12/10/20) (Advisory Opinion)		Name-only Matching Procedures, 86 FR 62468 (11/10/21) (Advisory Opinion)	CFPB Bulletin 2023-01: Unfair Billing & Collection Practices After Bankruptcy Discharges of Certain Student Loan Debts, 88 FR 17366 (3/23/23)	CFPB Circular 2024-02: Deceptive marketing practices about the speed or cost of sending a remittance transfer, 89 FR 27357 (8/17/24)	CFPB Bulletin 2022-06: Unfair Returned Deposited Item Fee Assessment Practices, 87 FR 66940 (11/7/22)

Consumer Information Requests to Large Banks and Credit Unions, 88 FR 71279 (10/16/23) (Advisory Opinion)	CFPB Bulletin 2015-02: Section 8 housing choice voucher homeownership program (5/11/15)	Private Education Loans, 85 FR 79400 (12/10/20) (Advisory Opinion)		CFPB Circular 2024-06: Background Dossiers and Algorithmic Scores for Hiring, Promotion, & Other Employment Decisions, 89 FR 88875 (11/12/24)	CFPB Bulletin 2022-04: Mitigating Harm from Automobile Repossessions 87 FR 11951 (3/3/22)	CFPB Circular 2024-01: Preferencing and steering practices by digital intermediaries for consumer financial products or services, 89 FR 17706 (3/12/24)	CFPB Bulletin 2012-08: Implementation of Reg E, Subpart B (remittance transfer rule) (11/27/12)
CFPB Circular 2024-04: Whistleblower protections under CFPA Section 1057, 89 FR 65170 (8/9/24)	CFPB Bulletin 2013-01: Indirect auto lending and ECOA compliance (3/21/13)	Policy Guidance on Supervisory, Enforcement Priorities Re: Early Compliance with 2016 Amendments to 2013 RESPA and TILA Mortgage Rules 82 FR 29713 (6/30/17)		CFPB Circular 2022-07: Reasonable investigation of consumer reporting disputes, 87 FR 71507 (11/23/22)	CFPB Bulletin 2022-01: Medical Debt Collection & Consumer Reporting Requirements in Connection with the No Surprises Act, 87 FR 3025 (1/20/22)	CFPB Circular 2023-01: Unlawful negative option marketing practices, 88 FR 5727 (1/30/23)	
CFPB Circular 2022-01: System of Consumer Financial Protection Circulars to agencies enforcing federal consumer financial law, 87 FR 35868 (6/14/22)	CFPB Bulletin 2012-04: Lending discrimination (4/18/12)	CFPB Bulletin 2014-02: Marketing of credit card promotional APR offers (9/3/14)		Enforcement Compliance Bulletin 2021-03: Consumer Reporting of Rental Information, 86 FR 35595 (7/7/21)	CFPB Bulletin 2015-07: In-person collection of consumer debt (12/16/15)	CFPB Bulletin 2022-05: UDAAAPs That Impede Consumer Reviews, 87 FR 17143 (3/28/22)	

CFPB Bulletin 2021-02: Supervision, Enforcement Priorities Re: Housing Insecurity, 86 FR 17897 (7/7/21)		CFPB Bulletin 2012-06: Marketing of credit card add-on products (6/27/11)		CFPB Bulletin 2014-01: FCRA requirement that furnishers conduct investigations (2/27/14)	CFPB Bulletin 2013-07: Prohibition of unfair, deceptive, or abusive acts or practices in the collection of consumer debts (7/10/13)	CFPB Circular 2022-04: Insufficient data protection or security for sensitive consumer information, 87 FR 54346 (9/6/22)	
CFPB Bulletin 11-2 : the Interstate Land Sales Full Disclosure Act (7/20/12)		CFPB Bulletin 2012-02: Loan originator compensation (4/2/12)		CFPB Bulletin 2013-09: FCRA's requirement to investigate disputes and review "all relevant" information (9/4/13)		CFPB Circular 2022-02: Deceptive representations involving the FDIC's name or logo or deposit insurance, 87 FR 35866 (6/14/22)	
				CFPB Bulletin 2012-09: FCRA's streamlined process requirement for consumers to obtain free annual reports (11/29/12)		CFPB Bulletin 2022-03: Servicer Responsibilities in Public Service Loan Forgiveness Communications, 87 FR 11286 (3/1/22)	

						CFPB Bulletin 2016-03: Detecting & Preventing Consumer Harm from Production Incentives, 82 FR 5541 (1/18/17)	
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The BCG June Monthly Telephone Briefing for BCG Members will take place on June 20, 2025, and will provide more detailed information on what each of the above now-withdrawn guidance documents covered, as well as the impact of each document's withdrawal.

For more information on the CFPB recent activities and their impact on financial institutions, contact Tricia Engelhardt at **[TEngelhardt@ABLawyers.com](mailto:TEngelhardt@ABLawyers.com)**.