

**AMENDMENT TO OTC Markets Act Discussion Draft
OFFERED BY MR. NEUGEBAUER**

Page 59, line 25 strike line 23 after the heading and all that follows through Page 60, line 12 and insert the following:

“(i) Each Prudential Regulator shall take into account the swaps activities of the entities subject to regulation by the Regulator in establishing capital requirements for the entities

(ii) In setting capital requirements under this subsection, the Prudential Regulators may impose additional capital requirements for swaps that are not cleared by a clearing agency than for swaps that are centrally cleared based solely on the risk of loss associated with such swaps.”

Page 60, line 17, strike “be as strict or stricter than” and insert “take into account”.

Page 60, line 24, strike “be as strict or stricter than” and insert “take into account”.

Page 163, strike line 10 after the heading and all that follows through line 24 and insert the following:

“(i) Each Prudential Regulator shall take into account the swaps and security-based swaps activities of the entities subject to regulation by the Regulator in establishing capital requirements for the entities

(ii) In setting capital requirements under this subsection, the Prudential Regulators may impose higher capital requirements for security-based swaps that are not cleared by a clearing agency than for security-based swaps that are centrally cleared based solely on the risk of loss associated with such security-based swaps.”

Page 164, line 6, strike “be as strict or stricter than” and insert “take into account”.

Page 164, beginning on line 12, strike “be as strict or stricter than” and insert “take into account”.