

AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 7866
OFFERED BY MR. DAVIDSON OF OHIO

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “American Lending
3 Fairness Act of 2026”.

4 SEC. 2. INTEREST RATE APPLICABLE TO OUT-OF-STATE
5 CHARTERED FINANCIAL INSTITUTIONS.

6 (a) INSURED DEPOSITORY INSTITUTIONS.—Section
7 27 of the Federal Deposit Insurance Act (12 U.S.C.
8 1831d) is amended by adding at the end the following:
9 “(c) If a State adopts a law or certifies that the vot-
10 ers of the State have voted in favor of any provision, con-
11 stitutional or otherwise, that states explicitly and by its
12 terms that the State does not want this section to apply
13 with respect to loans made by institutions chartered by
14 that State, subsection (a) shall not apply to loans made
15 by (or for which a commitment to make such loan was
16 entered into by) such institutions after the date on which
17 that law is adopted or such certification is made.”.

1 (b) INSURED CREDIT UNIONS.—Section 205(g) of
2 the Federal Credit Union Act (12 U.S.C. 1785(g)) is
3 amended by adding at the end the following:

4 “(3) If a State adopts a law or certifies that the vot-
5 ers of the State have voted in favor of any provision, con-
6 stitutional or otherwise, that states explicitly and by its
7 terms that the State does not want this subsection to
8 apply with respect to loans made by institutions chartered
9 by that State, paragraph (1) shall not apply to loans made
10 by (or for which a commitment to make such loan was
11 entered into by) such institutions after the date on which
12 that law is adopted or such certification is made.”.

13 (c) REPEAL.—

14 (1) IN GENERAL.—Section 525 of the Deposi-
15 tory Institutions Deregulation and Monetary Control
16 Act of 1980 (12 U.S.C. 1730g note) is hereby re-
17 pealed.

18 (2) APPLICATION.—The amendments made by
19 subsections (a) and (b) shall apply with respect to,
20 and govern the legal effect of, any State law adopted
21 or certification made pursuant to section 525 of the
22 Depository Institutions Deregulation and Monetary
23 Control Act of 1980 (12 U.S.C. 1730g note) before
24 the date of enactment of this Act.

