



APPLICATION FOR MEMBERSHIP

REQUIRED DOCUMENTS CHECKLIST

Please be sure to include all documentation with your application.

- Completed, signed and dated membership application with any attachments of supplemental information to include Appendix A and B (attached)
- Evidence of IRS 501 (c) (3) non-profit status (as applicable)
- Copy of certificate of incorporation
- Copies of state licenses/authorizations (as required in the states in which you do business)
- Counselor certification letter (see Note 1, below)
- Agency accreditation letter (COA, Bureau Veritas or BSI) (see Note 2, below)
- Copy of employee dishonesty bond/ insurance
- List of all URLs used to actively promote services
- Contract or enrollment agreement used for clients
- Copy of your most recent IRS form 990/audited financials (as applicable)
- Letter from bank certifying that client funds are kept in a trust account in a bank that is FDIC insured or equivalent
- List of directors or trustees (including name, address, and phone numbers)
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Notes:

1. Proof of Counselor Certification is required within 12 months of joining FCAA
2. Proof of Agency Accreditation is required within 12 months of joining FCAA
3. Current year dues are payable within 30 days after acceptance in FCAA:
 - As per Dues Schedule, page six (6)
 - There are no initiation or application fees

Organizational Information

Agency Name
Street Address
City
State
Zip
Telephone
Fax
800 Telephone Number
Website
Twitter Profile Name
Facebook Profile Name
Business E-mail (for consumer use & web)

Organization Point of Contact

Who will be the person(s) in your agency responsible for responding to FCAA notifications and correspondence?

Name
Title
Address
City
State
Zip
Telephone
Fax
Email address

Additional contacts listed on an attachment to this application? YES NO

Organizational Status

State in which you are incorporated as a non-profit corporation
(Attach copy of the certificate of incorporation to this application.)
IRS 501 (c)(3) Tax Exemption Status: YES NO Applied For
(Attach copy of IRS exemption letter or application for status.)
Date Founded
Years Under Present Management
Number of Active Clients

Initials

Number of Employees

Number of Counselors

Prior Year Gross Revenues \$

(Attach a copy of your most recent IRS form 990 if you are a 501 (c)(3), or audited financials if you are a for profit, to this application.)

Counseling Fee \$

Maximum Monthly Maintenance Fee \$

Other Fees or Charges

Type of Bond held Surety Performance Fidelity

Amount of Bond held \$

Do you require a minimum debt amount before offering counseling? YES NO

Do you waive counseling fees if the client cannot afford them? YES NO

Regulatory Data

Which States are you licensed to do business in?

| | | | | | | | | | |
|------------------------------------|-----------------------------|-----------------------------|---|-----------------------------|-----------------------------|--|-----------------------------|-----------------------------|-----------------------------|
| <input type="checkbox"/> AL | <input type="checkbox"/> AK | <input type="checkbox"/> AZ | <input type="checkbox"/> AR | <input type="checkbox"/> CA | <input type="checkbox"/> CO | <input type="checkbox"/> CT | <input type="checkbox"/> DE | <input type="checkbox"/> FL | <input type="checkbox"/> GA |
| <input type="checkbox"/> HI | <input type="checkbox"/> ID | <input type="checkbox"/> IL | <input type="checkbox"/> IN | <input type="checkbox"/> IA | <input type="checkbox"/> KS | <input type="checkbox"/> KY | <input type="checkbox"/> LA | <input type="checkbox"/> ME | <input type="checkbox"/> MD |
| <input type="checkbox"/> MA | <input type="checkbox"/> MI | <input type="checkbox"/> MN | <input type="checkbox"/> MS | <input type="checkbox"/> MO | <input type="checkbox"/> MT | <input type="checkbox"/> NE | <input type="checkbox"/> NV | <input type="checkbox"/> NH | <input type="checkbox"/> NJ |
| <input type="checkbox"/> NM | <input type="checkbox"/> NY | <input type="checkbox"/> NC | <input type="checkbox"/> ND | <input type="checkbox"/> OH | <input type="checkbox"/> OK | <input type="checkbox"/> OR | <input type="checkbox"/> PA | <input type="checkbox"/> RI | <input type="checkbox"/> SC |
| <input type="checkbox"/> SD | <input type="checkbox"/> TN | <input type="checkbox"/> TX | <input type="checkbox"/> UT | <input type="checkbox"/> VT | <input type="checkbox"/> VA | <input type="checkbox"/> WA | <input type="checkbox"/> WV | <input type="checkbox"/> WI | <input type="checkbox"/> WY |
| <input type="checkbox"/> GU (Guam) | | | <input type="checkbox"/> PR (Puerto Rico) | | | <input type="checkbox"/> VI (Virgin Islands) | | | |

Branch / Satellite Office Information

Does your organization have branch offices? YES NO

If yes, please list ALL Branch Offices:

Branch Office Name

Street Address

City

State

Zip

Telephone

Fax

Additional Branch Offices listed on an attachment to this application: YES NO

Initials

Alternate (d/b/a) Names

Does your organization use any alternate, d/b/a, or trade names? YES NO

If yes, please list all alternate names, d/b/a, or trade names used:

List the name of any associated company (such as those which provide debt management services such as back end processing, counseling, or marketing) or any other external affiliations to the member agency. Include the name of a contact or representative, a description of the nature of the service provided, and a list of officers:

Name of Organization

Name of Contact or Representative

Description of Services Provided

Address

City

State

Zip

Telephone

Email

Name and Title of all Officers

Additional associated companies listed on an attachment to this application? YES NO

External Affiliations

Do you or any Director or Officer of your agency own or operate any other agency that provides credit counseling or debt adjustment service to consumers? Include any organization that provides bill paying services or debt settlement services to the consumer. YES NO

If YES, please list the names, full addresses, officers and telephone numbers of all such organizations:

Initials

Select the states where you are licensed/registered to provide DMP services, approved to provide bankruptcy and/or debtor education, approved to provide housing counseling and/or reverse mortgage counseling and offer other services as noted:

Alabama **(Please submit documentation supporting proof of state licensure/registration and/or Certificate of Authority)*

- | | | |
|--|---|--|
| <input type="checkbox"/> financial education | <input type="checkbox"/> housing counseling | <input type="checkbox"/> DMP counseling |
| <input type="checkbox"/> bankruptcy counseling | <input type="checkbox"/> credit report review | <input type="checkbox"/> reverse mortgage counseling |
| <input type="checkbox"/> student loan counseling | <input type="checkbox"/> | <input type="checkbox"/> Other i.e. Rep Payee |
-

Alaska

- | | | |
|--|---|--|
| <input type="checkbox"/> financial education | <input type="checkbox"/> housing counseling | <input type="checkbox"/> DMP counseling |
| <input type="checkbox"/> bankruptcy counseling | <input type="checkbox"/> credit report review | <input type="checkbox"/> reverse mortgage counseling |
| <input type="checkbox"/> student loan counseling | <input type="checkbox"/> | <input type="checkbox"/> Other i.e Rep Payee |
-

Arizona

- | | | |
|--|---|--|
| <input type="checkbox"/> financial education | <input type="checkbox"/> housing counseling | <input type="checkbox"/> DMP counseling |
| <input type="checkbox"/> bankruptcy counseling | <input type="checkbox"/> credit report review | <input type="checkbox"/> reverse mortgage counseling |
| <input type="checkbox"/> student loan counseling | <input type="checkbox"/> | <input type="checkbox"/> Other i.e Rep Payee |
-

Arkansas

- | | | |
|--|---|--|
| <input type="checkbox"/> financial education | <input type="checkbox"/> housing counseling | <input type="checkbox"/> DMP counseling |
| <input type="checkbox"/> bankruptcy counseling | <input type="checkbox"/> credit report review | <input type="checkbox"/> reverse mortgage counseling |
| <input type="checkbox"/> student loan counseling | <input type="checkbox"/> | <input type="checkbox"/> Other i.e. Rep Payee |
-

California

- | | | |
|--|---|--|
| <input type="checkbox"/> financial education | <input type="checkbox"/> housing counseling | <input type="checkbox"/> DMP counseling |
| <input type="checkbox"/> bankruptcy counseling | <input type="checkbox"/> credit report review | <input type="checkbox"/> reverse mortgage counseling |
| <input type="checkbox"/> student loan counseling | <input type="checkbox"/> | <input type="checkbox"/> Other i.e Rep Payee |
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Colorado

- | | | |
|--|---|--|
| <input type="checkbox"/> financial education | <input type="checkbox"/> housing counseling | <input type="checkbox"/> DMP counseling |
| <input type="checkbox"/> bankruptcy counseling | <input type="checkbox"/> credit report review | <input type="checkbox"/> reverse mortgage counseling |
| <input type="checkbox"/> student loan counseling | <input type="checkbox"/> | <input type="checkbox"/> Other i.e Rep Payee |
-

Connecticut

- | | | |
|--|---|--|
| <input type="checkbox"/> financial education | <input type="checkbox"/> housing counseling | <input type="checkbox"/> DMP counseling |
| <input type="checkbox"/> bankruptcy counseling | <input type="checkbox"/> credit report review | <input type="checkbox"/> reverse mortgage counseling |
| <input type="checkbox"/> student loan counseling | <input type="checkbox"/> | <input type="checkbox"/> Other i.e Rep Payee |
-

Delaware

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

District of Columbia

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Florida

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e. Rep Payee

Georgia

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Hawaii

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Idaho

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Illinois

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Indiana

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Iowa

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Kansas

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e. Rep Payee

Kentucky

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Louisiana

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Maine

- financial education
- bankruptcy counseling
- student loan counseling

- credit/debt counseling
- housing counseling
- credit report review

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Maryland

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Massachusetts

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Michigan

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Minnesota

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e. Rep Payee

Mississippi

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Missouri

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Montana

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Nebraska

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Nevada

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

New Hampshire

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

New Jersey

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

New Mexico

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

New York

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

North Carolina

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

North Dakota

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
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- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Ohio

| | | |
|--|---|--|
| <input type="checkbox"/> financial education | <input type="checkbox"/> housing counseling | <input type="checkbox"/> DMP counseling |
| <input type="checkbox"/> bankruptcy counseling | <input type="checkbox"/> credit report review | <input type="checkbox"/> reverse mortgage counseling |
| <input type="checkbox"/> student loan counseling | <input type="checkbox"/> | <input type="checkbox"/> Other i.e Rep Payee |

Oklahoma

| | | |
|--|---|--|
| <input type="checkbox"/> financial education | <input type="checkbox"/> housing counseling | <input type="checkbox"/> DMP counseling |
| <input type="checkbox"/> bankruptcy counseling | <input type="checkbox"/> credit report review | <input type="checkbox"/> reverse mortgage counseling |
| <input type="checkbox"/> student loan counseling | <input type="checkbox"/> | <input type="checkbox"/> Other i.e Rep Payee |

Oregon

| | | |
|--|---|--|
| <input type="checkbox"/> financial education | <input type="checkbox"/> housing counseling | <input type="checkbox"/> DMP counseling |
| <input type="checkbox"/> bankruptcy counseling | <input type="checkbox"/> credit report review | <input type="checkbox"/> reverse mortgage counseling |
| <input type="checkbox"/> student loan counseling | <input type="checkbox"/> | <input type="checkbox"/> Other i.e Rep Payee |

Pennsylvania

| | | |
|--|---|--|
| <input type="checkbox"/> financial education | <input type="checkbox"/> housing counseling | <input type="checkbox"/> DMP counseling |
| <input type="checkbox"/> bankruptcy counseling | <input type="checkbox"/> credit report review | <input type="checkbox"/> reverse mortgage counseling |
| <input type="checkbox"/> student loan counseling | <input type="checkbox"/> | <input type="checkbox"/> Other i.e Rep Payee |

Rhode Island

| | | |
|--|---|--|
| <input type="checkbox"/> financial education | <input type="checkbox"/> housing counseling | <input type="checkbox"/> DMP counseling |
| <input type="checkbox"/> bankruptcy counseling | <input type="checkbox"/> credit report review | <input type="checkbox"/> reverse mortgage counseling |
| <input type="checkbox"/> student loan counseling | <input type="checkbox"/> | <input type="checkbox"/> Other i.e Rep Payee |

South Carolina

| | | |
|--|---|--|
| <input type="checkbox"/> financial education | <input type="checkbox"/> housing counseling | <input type="checkbox"/> DMP counseling |
| <input type="checkbox"/> bankruptcy counseling | <input type="checkbox"/> credit report review | <input type="checkbox"/> reverse mortgage counseling |
| <input type="checkbox"/> student loan counseling | <input type="checkbox"/> | <input type="checkbox"/> Other i.e Rep Payee |

South Dakota

| | | |
|--|---|--|
| <input type="checkbox"/> financial education | <input type="checkbox"/> housing counseling | <input type="checkbox"/> DMP counseling |
| <input type="checkbox"/> bankruptcy counseling | <input type="checkbox"/> credit report review | <input type="checkbox"/> reverse mortgage counseling |
| <input type="checkbox"/> student loan counseling | <input type="checkbox"/> | <input type="checkbox"/> Other i.e Rep Payee |

Tennessee

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Texas

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Utah

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Vermont

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Virginia

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Washington

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

West Virginia

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Wisconsin

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Wyoming

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Guam

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Puerto Rico

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

U.S. Virgin Islands

- financial education
- bankruptcy counseling
- student loan counseling

- housing counseling
- credit report review
-

- DMP counseling
- reverse mortgage counseling
- Other i.e Rep Payee

Name of External Organization

Name of Your Director or Officer who owns or operates this other agency

Address

City

State

Zip

Telephone

Email

Name and Title of all Officers

Additional external affiliations listed on an attachment to this application? YES NO

Initials

Membership and Other Fee Certification

Membership dues are as follows:

| Regular Member Agency Size-Gross Revenue | Annual Dues |
|---|-------------|
| \$0 to \$500,000 | \$2,500 |
| \$500,000 to \$1,000,000 | \$4,000 |
| \$1,000,000 to \$3,000,000 | \$6,000 |
| \$3,000,000 to \$5,000,000 | \$8,000 |
| \$5,000,000 to \$8,000,000 | \$10,000 |
| \$8,000,000 to \$12,000,000 | \$12,000 |
| \$12,000,000 and over | \$18,500 |

There are no initiation or application fees.

Members have the option to participate in FCAA Locator Line(s). Additional information about this service can be found in the National Locator Line Q&A document. Enrollment information will be provided upon acceptance.

I understand that:

- Membership is based on a calendar year
- First year membership dues will be pro-rated Quarterly based on the acceptance date
- Pro-rated Membership dues are payable within 30 days of acceptance into FCAA.
- Members choosing to participate in the National Locator Line are responsible for associated fees, billed directly by the provider.

Initials

Certificate of Compliance with the Standards and Best Practices of the FCAA

I, , certify that
(Name of Official)

(Name of Agency)

is in compliance with the Standards and Best Practices of the Financial Counseling Association of America, as listed below. Any exceptions must be fully disclosed and outlined in attached material.

**FCAA Standards
and Best Practices**

Updated November 2018

Members of the FCAA must comply with the foregoing Standards and Best Practices.

I LEGAL STATUS

1. Member must operate in accordance with the Internal Revenue Code, guidance, including 501 (q) as applicable, and all other applicable federal laws.
2. Member must meet all applicable licensing, registration, bonding, regulatory and statutory requirements in states where business is conducted.
3. As applicable under IRS 501(q), Member must maintain an independent board, the majority of which cannot be employees ,or related to other board members or employees of the organization.
4. Board members may not use their agency relationship for personal gain.
5. Within a maximum of 5 business days, Members shall notify the Association of any notice of formal investigation by a regulatory entity.

II AVAILABILITY

1. Member must provide services to those who desire it regardless of age, race, creed, religion, employment, marital status, sexual orientation or financial status. All services must be provided within a reasonable amount of time since inquiry, and at times convenient to the public.

III COUNSELORS

1. Must be properly trained and qualified to provide clients with a quality financial education experience.
2. Must be certified by an organization approved by the Association within 12 months of the date of hire. Approved certification providers shall include any validly existing, state approved provider.

Initials

3. Must provide a comprehensive, one-on-one money management counseling interview following a prospective client's request for counseling services, and provide a written assessment and action plan to the client as applicable to the service provided.
4. Compensation cannot be based on outcome of the counseling process.
5. Member shall not penalize counselors financially should a client terminate his/her Debt Management Plan before completion.
6. Must undergo a state criminal background check prior to their official employment and at least every five years thereafter. (This also applies to all employees with banking transaction duties.)

IV FEES

1. All services must be available to the public regardless of ability to pay and at no time should a person be refused service due to an inability to pay.
2. Fees to clients should be as low as possible, and should consider the financial situation of the client.
3. Member may not charge a fee for credit repair nor be affiliated with an organization that does.
4. All fees must be compliant with statutory requirements.

V EDUCATION

1. Member must provide a community resource for educational materials and information concerning personal finance and debt issues.
2. Member shall allocate a reasonable percentage of operating expenses to develop, foster and/or provide a variety of community educational programs (beyond counseling) on money management, budgeting and the intelligent use of credit.

VI ACCREDITATION

Member must be accredited by an approved third-party accrediting organization - currently Council on Accreditation (COA); or ISO to the FCAA Code of Practice through Bureau Veritas Certification (BVC), or British Standards Institution (BSI) - and must be re-accredited periodically.

VII REPORTING

1. All financial books and records of an association member, including all client deposit accounts, must be audited annually within 180 days of the close of the member's fiscal year. Each Member shall provide a copy of its audit opinion letter, if unqualified, and its entire report of auditors, if qualified for any reason.
2. Member must make reasonable amounts of statistical data (as determined by the Board) available to the Association in order to allow proper presentation of essential information to outside parties.
3. The chief executive officer of a Member agency shall complete and submit a notarized annual questionnaire affirming compliance with these standards when reporting its previous year's activities to the Association.
4. Member shall make its IRS Form 990 available to the Association.

VIII BUSINESS PRACTICES

1. Member will fully comply with the association's Best Practices Guidelines.
2. Member must not engage in deceptive or false advertising and in all cases should adhere to the highest standards of honesty and fairness.
3. Any materials that discuss debt management plans must include a disclosure regarding the Member's dual role in serving the needs of consumers and creditors. In doing so, Member Agencies shall disclose in writing that funding may be received from creditors participating in Debt Management Plans.
4. Any materials that discuss debt management plans must include a disclosure regarding the Member's dual role in serving the needs of consumers and creditors. In doing so, Member Agencies shall disclose in writing that funding may be received from creditors participating in Debt Management Plans.
5. Consumers will not be pre-screened for eligibility for enrollment in a Debt Management Plan.
6. Prior to the receipt of the client's first deposit, a Member must provide each client enrolling in a debt management plan with a reliable estimate of the length of time it will take to complete the plan. This must be provided in writing and identify all creditors included in the plan, the amount owed to and the proposed payment to each creditor, and the anticipated number of months to liquidate the debt.
7. In keeping with state laws, debt management plans shall not be designed such that they result in negative amortization.
8. A method of prorating accounts shall be employed that treats creditors equitable, assuring that no creditor receives preferential treatment in return for financial support.
9. Third parties providing services to a Member are to be held to the same standards as the Member, including, but not limited to, standards for fees and counselor certification.
10. On an annual basis, there will be an independent third party audit of the Member's operating practices to ensure compliance with the Standards. Among other things, the audit will confirm the quality of counseling services delivered (as evidenced by quality assurance reports), as well as ensure the Member consistently conducts thorough client financial analyses, screens clients in order to make appropriate debt management plan recommendations, and conducts regular internal quality reviews to ensure a comprehensive counseling process during and after the counseling session.
(Note: See Section VI Accreditation).
11. Member shall only offer to its clients for additional fees or costs, goods or services that add value for its clients, meet all applicable state and federal requirements, are optional and are offered at fair market value. Member shall not allow or otherwise facilitate third parties to solicit its clients for such goods, products or services unless expressly allowed under member's privacy policy and under privacy law.
12. Member shall maintain a website outlining products and services offered.

IX DATA SECURITY

In conjunction with already imposed state and creditor requirements regarding data security, a member agency must ensure security and privacy controls are in place to protect identifying client information. This information includes, but is not limited to clients' names, social security numbers, credit card numbers, bank account

numbers, telephone numbers and addresses. Members may periodically be asked to verify compliance with this Standard.

In complying with this Standard,

1. A Member Agency must have tools in place to protect electronic and hard copy client data. This includes, but is not limited to encryption software, firewalls, antivirus software, passwords and locking file cabinets.
2. A Member Agency must ensure that all who handle confidential client information have been properly trained to handle the nature of the information.
3. A Member Agency must make access to client information available only as required and then only with proper procedures in place.
4. A Member Agency must have secure offsite facilities for data backup.
5. A Member Agency must have secure procedures in place for the safe destruction of data that is no longer needed.
6. A Member Agency must track any and all system breaches and adhere to applicable laws and regulations regarding the reporting of any data breaches.
7. A Member Agency must have a Disaster Recovery Policy that is reviews and tested annually.

Initials

X CLIENT FUNDS

1. Member must carry adequate insurance or bonding on all employees with access to Member or client funds, with coverage based on the level of funds handled by the Member. Agencies must add the Association to their respective Certificate of Insurance bonding policies for the purpose of receiving notice of any potential lapse in coverage due to non-payment of premium.
2. Member Agencies must have sufficient internal controls to protect the assets of the organization from act of fraud, misrepresentation, or misallocation. Likewise, Member Agencies must carry adequate/statutorily required Directors & Officers, Errors & Omissions, and Fidelity insurance coverage.
3. All client funds must be kept in a separate trust account in an FDIC insured, or equivalent, bank or financial institution.
4. Client funds can only be used for repayment of the client's debts and applicable Debt Management Plan fees.

XI COMMON OWNERSHIP and/or CONTROL of THIRD-PARTY SERVICE PROVIDERS

1. A member must avoid the appearance of a conflict of interest in all decisions involving third-party providers of goods and services to the member.
2. A member may subcontract a non-core member activity to a third party as long as no non-independent trustee, family member of a non-independent trustee, or paid officer of the member has an ownership interest in the third party other than a non-controlling interest in a publicly traded company.
3. A member may not subcontract a non-core member activity to a third party where an independent trustee of the member has an interest in the third party unless: the trustee discloses such interest to the member's board of trustees and recuses himself/herself from the decision processes related to the third party. In addition, the transaction must either be for a nominal or otherwise insignificant amount; and the transaction was made at or below market rate.
4. A member may not outsource or subcontract any core activity except to an organization that has received a determination of tax exempt status from the IRS and complies with the standards set forth in this document.

Member is defined as a licensed credit counseling or debt management service provider that maintains all required licensing with all requisite bodies in every State it provides counseling services.

Core activities of a member are defined as education, consumer credit and debt management counseling, and related debt management consumer services that are not related to payment processing.

Initials

Non-core activities of a member are defined as all other activities that are not core activities.

Independent Trustee is: a trustee who is not employed by a member or by an affiliate of a member; and who *is not* employed by an organization or business that will receive a direct financial benefit from the outcomes of counseling sessions or the business activities of the member, such as credit grantor, collection member or third party contractor (other than a third party contractor performing non-core activities for compensation that is nominal or otherwise insignificant, or priced at below market rates).

Non-Independent Trustee is a trustee who is employed by a member or by an affiliate of a member or by an organization or business that will receive a direct financial benefit from the outcomes of counseling sessions or the business activities of the member (unless such organization or business is a third party contractor performing non-core activities for compensation that is nominal or otherwise insignificant, or priced at below market rates).

Family Member is defined as a spouse, parent, child, sibling, in-law, wherever they may reside, as well as any person(s) sharing the same living quarters in an intimate, personal relationship.

(Intent of Section XI: Disclosures of improper arrangements between some non-profit credit counseling agencies and for-profit service providers have the potential to undermine the trust of the public in credit counseling. The goal of this standard is to ensure that the member adheres to the highest possible standards when dealing with third party and for-profit service providers. Even the slightest appearance of a conflict of interest should be avoided. The subcontracting of non-core services from member insiders must be conducted on an “arm’s length” basis. An independent trustee of the member is only allowed to be financially involved with a third party contractor that receives compensation for non-core activities or services if the amount of financial involvement is nominal or otherwise insignificant or priced at below market rates. The determination of whether an amount is insignificant should be based on the facts and circumstances of the transaction. While this statement of Intent is only to be used in interpreting and enforcing Section XI, Section X may be considered in the interpretation and understanding of related concepts contained in other Sections of these Standards and Best Practices.)

XII INTERPRETATION OF STANDARDS

1. A majority vote of the Board of Directors shall be the final determinant as to whether a member is in compliance with these Standards.

Initials

BEST PRACTICES REQUIREMENTS

The following “Best Practices” are required to be followed by every member to ensure integrity, fairness and professionalism in the delivery of those services. Where specific limits are stated they are provided as upper limits that are acceptable, while improved performance is encouraged.

1. **FEES** – All fees must be reasonable. A fee of \$100 or less is presumed reasonable for the “set-up” of a Debt Management Plan (DMP). A fee of \$75 or less is presumed reasonable for the monthly maintenance of a DMP.

If a member charges set-up or monthly maintenance fees that are in excess of the dollar amount that is presumed to be reasonable, such member may seek a determination from the Compliance Committee that such fee is nonetheless reasonable, or the Committee may initiate a review on its own accord.

Any determining criteria or other information brought to the Compliance Committee’s attention or independently developed by it, shall be considered by the Committee when assessing the reasonableness of such member’s fees. In the event that the Compliance Committee determines that such fees are not reasonable then the member shall immediately come into compliance with FCAA Standards and Best Practices.

If the member disagrees with the Committee’s determination of non-reasonableness it may seek a review of such decision by the full Board of Trustees by filing a written request for review within thirty days after receiving written notification of the Committee’s determination, with such request including all relevant information and reasons as to why the agency believes that the determination was erroneous. The Board’s decision in such matters shall be final.

2. **DISBURSEMENT OF FUNDS** – Client funds received for a DMP must be disbursed to the creditors no later than 15 days from receipt of valid funds, or by scheduled disbursement date, whichever is greater.

3. **TRANSMITTAL OF FUNDS** – Where possible, members must utilize available electronic payment processing in remitting funds to creditors.

4. **CLIENT/CREDITOR ACCEPTANCE** – DMPs should be established only when they are appropriate, and advantageous to the client. No client will be refused a DMP for minimum balances. No creditor will be excluded from a DMP unless it is beneficial to the client.

5. **INCEPTION DATES** – Clients must start a DMP, and make their first plan payment, within six weeks of agreeing to the service. Proposals must be issued in a timely manner.

6. **COUNSELING** – Appointments for a counseling session should be scheduled within 2 business days of receipt of the request.

7. **COMPLAINTS** – All complaints should be researched and responded to within 5 business days.

Initials

Student Loan Counseling Best Practices Requirements

The following “Student Loan Counseling Best Practices” are required to be followed by every member providing student loan counseling assistance to ensure integrity, fairness and professionalism in the delivery of those services.

1. **FEES** –
 - All fees must be reasonable and relatable to the service provided.
 - Fees must comply with all applicable State regulations.
 - Fees must be clearly communicated to the consumer prior to the delivery of services.
 - All members must submit their fee schedules and fee reduction policies to FCAA for review.

2. **TIMING OF FEES** – Any fee assessed by a member should only be collected after services have been delivered.

3. **FEE WAIVER** – Member will reduce or waive fees for clients whose household income is less than 150% of the estimated poverty threshold for their applicable family size, as published by the Bureau of the Census, AND it is determined that the client is unable to pay the fee based on the member’s financial analysis of the client’s situation. The member must retain records of fee waivers granted to clients and service outcomes for FCAA data-gathering purposes.

4. **MONEY BACK GUARANTEE** – Each service must be accompanied by a money-back guarantee.

5. **DISCLOSURES** –
 - Any materials and/or electronic marketing that discuss student loan assistance must include a disclosure regarding the ability of a debtor to obtain consolidations or other relief programs by themselves for free.
 - The member must disclose that its assistance is private, optional and not required to be used.
 - The member must disclose that its services are not related to or part of the Department of Education or any other government entity.

- The member must not utilize names or color schemes to create the appearance of being affiliated with any government agency.
 - The member must disclose its complaint/grievance policy and provide applicable instructions for filing a complaint with the member entity, as well as with the Consumer Financial Protection Bureau.
6. **COUNSELING** – Appointments for a student loan counseling session should be scheduled within 2 business days' of receipt of the request.
7. **COMPLAINTS** – All complaints should be researched and responded to within 5 business days.

Initials

Membership Application Agreement and Certification

I agree that the above-named Organization, its satellite offices, branches, and associated or affiliated companies will abide by all of the regulations as set forth in the current Standards and Best Practices of the FCAA as defined in the enclosed pages of this application, and any revisions as approved by the Membership or the Board of Trustees.

I understand that failure to meet any membership standard will be grounds for denial or loss of full membership.

I also understand that final membership status is subject to the approval of the FCAA Membership Committee.

I certify that all information presented herein and is true and accurate. I further certify that all documents attached are valid and are currently in force. I understand that any false statement or invalid document will be foundation for expulsion from FCAA.

For:

(Name of Organization)

Certified By:

(Enter Name)

(Title)

(Signature)

(Date)