

VIRGINIA BANKERS ASSOCIATION

September 27, 2010

Federal Deposit Insurance Corporation
550 17th Street, N.W.
Washington, D.C. 20429-990

Re: Overdraft Payment Programs and Consumer Protection,
FIL-47-2010

Dear Sir or Madam:

I am writing on behalf of the Virginia Bankers Association (the "VBA") to comment on the above proposal. The VBA represents the interests of nearly all of the commercial banks and thrifts doing business in the Commonwealth of Virginia. The VBA currently has approximately 140 members.

We are quite concerned about the proposal's requirement that banks establish systems to track and generate reports to customers that incur six overdraft fees in 12 months, follow-up as needed, and cap daily fees. We believe the recent opt-in rules under Regulation E provide ample protection to consumers. Consumers have been given a choice as to whether they want the banks to pay a debit overdraft or not. There is no need for additional rules that go beyond, and complicate, what has already been done. Indeed, the FDIC's proposal would override customer choice as set forth in the new Regulation E rules.

Banks have spent a considerable sum in upgrading their procedures and systems to comply with the new Regulation E rules. We do not believe they should be forced to do so again. Accordingly, we respectfully request that the FDIC withdraw its proposal.

Sincerely,



Bruce T. Whitehurst
President & CEO