

EXECUTIVE ORDERS

institutional, custodial, or medical care provided to a person 65 years old or older, or (E) payment of a currently payable obligation for emergency medical services, provided that (i) the person requesting the withdrawal shall first state, by a written statement made under penalties of perjury, that (A) such withdrawal is immediately necessary for, and will be applied exclusively to, such purpose and (B) the person requesting the withdrawal has no other resources for that purpose and has been unable to obtain alternate financing sufficient for that purpose and (ii) the association determines that the amount of the withdrawal is consistent with and necessary for the purpose stated in the sworn statement.

- (e) (1) Except for the provisions of Sections (f) and (j) of this Order, the requirements of this Order do not apply to an association that has been determined by the Governor to be exempt from the provisions of this Order, as set forth in Attachment A hereto, as amended from time to time.
- (2) The following factors, among others, will be considered in determining whether to exempt an association:
- (i) Whether the association has been determined by appropriate federal regulatory officials to meet the net worth requirements of the Federal Savings and Loan Insurance Corporation; and
 - (ii) Whether an exemption would jeopardize the interests of the depositors in the association.
- (f) Every savings and loan association shall report by telephone daily to the Office of the Fund Director its total withdrawals and total deposits for that business day, and a statement of its overall liquidity as of the close of that business day. All daily reports shall be confirmed in writing before the close of the next business day or such later time as expressly permitted by the Fund Director.
- (g) Except as required by a legally enforceable obligation entered into in accordance with law before the date of this Order, a savings and loan association may not advance money to, purchase assets from, transfer assets to, or issue a guarantee or letter of credit on behalf of, or otherwise lend its credit to, directly or indirectly, the owner of 5% or more of stock in the association, any controlling person, any spouse or member of the immediate family of any such stockholder or controlling person, or any corporation or business in