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QUESTION 1

Bob's wife is HIV-positive due to a blood transfusion during an appendectomy 15 years ago. She is not yet sick, but takes medication to prevent the onset of AIDS. Bob occasionally needs to take time off from work to take her for testing at Johns Hopkins in Baltimore. Because of complaints about Bob's exposure to this disease, employees have asked HR to limit his contact with them and with customers. The bank has asked Bob not to eat in the lunchroom with the other employees and has placed Bob in a position where he has limited customer contact. Does this company have any potential ADA liability?

- A. No. Bob's exposure to HIV could endanger other employees and customers
- B. No. Because the hiring manager does not know that Bob actually has HIV or AIDS, there is no liability
- C. Yes. Because the manager has associated Bob with this disease, the "associated with" rule applies
- D. Yes. Because the manager has regarded Bob as having a disability, he has been "regarded as" disabled and the ADA applies

Correct Answer: D

QUESTION 2

Which of the following is NOT a requirement when a bank pays an employee a fee for referring a high-net-worth or institutional customer to a broker?

- A. The bank must have a written agreement with the broker
- B. The bank must give a disclosure to the customer
- C. The bank must reasonably believe that the customer is a high net worth or institutional customer
- D. The employee must be registered with the bank's regulatory agency

Correct Answer: D

QUESTION 3

Mammoth Enterprises is a new customer to the bank. It is a wholly owned subsidiary of Mammoth Corporation. Which of the following statements, if true, would make Mammoth Enterprises an exempt customer at the bank?

- A. Mammoth Corporation is a London corporation, trading on the London Stock Exchange.
- B. Mammoth Corporation is a U.S. corporation with unlisted stock.
- C. Mammoth Corporation is a U.S. corporation trading on the American Stock Exchange.
- D. Mammoth Enterprises is a U.S. corporation primarily in the investment banking business.

Correct Answer: C



QUESTION 4

Consumers are not considered to be the customers if they do not have continuing relationship with the financial institution. A relationship is considered NOT to be a continuing relationship if:

- A. The consumer obtains financial services only in isolated transactions, such as using an ATM
- B. The consumer's loan is sold and servicing rights are retained
- C. The consumer purchases airline tickets or travel insurance in an isolated transaction
- D. The consumer is a beneficiary or grantor of a trust not administrated by the bank

Correct Answer: AC

QUESTION 5

Guidelines for National Banks to Guard against Predatory and Abusive Lending Practices--AL-2003-2 says that refusing to purchase the following types of loans can reduce the possibility of purchasing abusive mortgage loans EXCEPT:

- A. Loans in which the lender has not adequately determined the borrower's ability to repay the debt
- B. Loans subject to the Home Ownership and Equity Protection Act (HOEPA)
- C. Loans with points and fees in excess of 5 percent of the loan amount, except in cases where the higher amount was to prevent the loan from being unprofitable
- D. Loans in which a prepaid multiple-premium credit insurance policy was included in the amount financed

Correct Answer: D

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