

Publications

Mandatory Deferral of Financial Institution Bonuses and Impact on Nonqualified Deferred Compensation Plans

ATTORNEYS & PROFESSIONALS

Jeffrey W. Kroh

jkroh@groom.com

202-861-5428

Louis T. Mazawey

lmazawey@groom.com

202-861-6608

Allison Ullman

aullman@groom.com

202-861-6336

Jeff Witt

jwitt@groom.com

202-861-6651

PUBLISHED

05/20/2016

SERVICES

Employers & Sponsors

Executive Compensation
Programs

Recently proposed rules could have a major impact on the incentive plans of financial institutions and raise issues under section 409A and other sections of the Internal Revenue Code (“Code”). On May 6, 2016, the Securities and Exchange Commission (“SEC”) was the last of six financial regulators to re-propose rules under Section 956 of the Dodd-Frank Wall Street Reform and Consumer Protection Act (the “Dodd-Frank Act”) that provide for restrictions on incentive-based compensation arrangements at covered financial institutions with at least \$1 billion in assets.

Please see the attached memo for further information.

[Mandatory Deferral of Financial Institution Bonuses and Impact on Nonqualified Deferred Compensation PlansDownload](#)