

## LEGISLATIVE BILL 642

Approved by the Governor May 29, 1987

Introduced by Remmers, 1

AN ACT relating to banks and banking; to amend sections 8-602 and 8-816, Reissue Revised Statutes of Nebraska, 1943; to change provisions relating to fees for services provided by the Department of Banking and Finance; to harmonize provisions; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 8-602, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

8-602. The Director of Banking and Finance shall charge and collect fees for certain services rendered by the Department of Banking and Finance according to the following schedule:

(1) For filing and examining articles of incorporation, association, and bylaws, excepting cooperative credit associations and credit unions, ~~twenty one hundred~~ dollars, and for cooperative credit associations and credit unions, ~~five fifty~~ dollars;

(2) For filing and examining an amendment to articles of incorporation, association, and bylaws, excepting cooperative credit associations and credit unions, ~~ten fifty~~ dollars, for cooperative credit associations, ~~three twenty-five~~ dollars, and for credit unions, ~~two fifteen~~ dollars;

(3) For issuing to banks, trust companies, building and loan associations, and industrial loan and investment companies a charter, authority, or license to do business in this state, a sum which shall be determined on the basis of one dollar and fifty cents for each one thousand dollars of authorized capital, ~~except~~ ; ~~PROVIDED~~; that the minimum fee in each case shall be ~~fifty two hundred twenty-five~~ dollars, and ; ~~AND PROVIDED FURTHER~~; ~~that~~ all foreign building and loan associations shall pay annually a fee of ~~one two~~ hundred dollars;

(4) For issuing to cooperative credit associations a charter, authority, or license to do business in this state, twenty-five dollars;

(5) For issuing an executive officer's or loan

officer's license, ten fifty dollars at the time of the initial license and five fifteen dollars on or before January 15 in each year thereafter, except cooperative credit associations and credit unions for which the fee shall be five twenty-five dollars at the time of the initial license and five fifteen dollars thereafter on or before January 15 each year;

(6) For affixing certificate and seal, two five dollars;

(7) For making a copy of instruments, documents, or any other departmental records, each one hundred words, thirty cents except when the photostatic copying method is used the charge shall be at the rate of one dollar and fifty cents per page;

(8) For making substitution of securities held by it and issuing a receipt, five fifteen dollars;

(9) For issuing a certificate of approval to a credit union, ten dollars;

(10) For investigating the statements required by sections 8-120 and 8-201 and the applications required by sections 8-331, 8-403, 21-1312, and 21-1313, the cost of such examination, investigation, and inspection, including all legal expenses and the cost of any hearing transcript, with a minimum fee under (a) section 8-120 of ~~one~~ two thousand five hundred dollars, (b) section 8-331 of ~~one~~ two thousand dollars, (c) section 8-403 of eight two thousand five hundred dollars, (d) sections 8-201, 21-1312, and 21-1313 of two hundred fifty one thousand dollars, and (e) under section 8-816 of fifty dollars. The department may require the applicant to procure and give a surety bond in such principal amount as the department may determine, and conditioned for the payment of the fees herein provided;

(11) To meet the expense of safekeeping securities as provided in section 8-210, the company or national bank, shall, at the time of the initial deposit thereof, pay one dollar and fifty cents for each thousand dollars of securities deposited and a like amount on or before January 15 in each year thereafter;

(12) For investigating an application to move its location within the city or village limits of its original license or charter, for banks, trust companies, building and loan associations, and industrial loan and investment companies, two hundred fifty dollars; ~~and~~

(13) For investigating an application for approval of a detached auxiliary teller office pursuant to section 8-157, two hundred fifty dollars;

(14) For investigating an application for

approval of an electronic satellite facility, fifteen dollars; and

(15) For investigating a notice of acquisition of control under subsection (1) of section 8-1502, five hundred dollars.

All fees and all money collected by or paid to the department under any of the provisions of Chapter 8 or any other law shall, if and when specifically appropriated by the Legislature during any biennium, constitute the Financial Institution Assessment Cash Fund in the state treasury for the use of the department during any biennium in administering the provisions of said such chapter and any duties imposed upon the department by any other law, and all of such money when appropriated shall be appropriated for the purposes herein expressed.

Sec. 2. That section 8-816, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

8-816. Any bank which has registered with the department a statement of intention to engage in the business of making personal loans, and has paid the fee set forth in subdivision (10) of prescribed in section 8-602, may exercise, subject to the provisions of sections 8-815 to 8-829, the privileges conferred by section 8-820. Such registration shall be in form prescribed by the department and shall contain an agreement to comply with the provisions and accept the conditions of sections 8-815 to 8-829.

Sec. 3. That original sections 8-602 and 8-816, Reissue Revised Statutes of Nebraska, 1943, are repealed.