

STATE OF WYOMING GENERAL SESSION 2013

Chapter 24

BANKING ACT AMENDMENTS

Original House Bill No. 59

AN ACT relating to banking and finance; amending banking statutes to comply with federal statutes and regulations; repealing conflicting provisions; and providing for an effective date.

Be It Enacted by the Legislature of the State of Wyoming:

Section 1. W.S. 13-1-101(a)(iii), 13-1-502(f), 13-2-702(a) and (m) and 13-2-803 are amended to read:

13-1-101. Definitions.

(a) As used in this act, unless another definition is specifically provided for a section, article or chapter of this act:

(iii) “Bank holding company” means a company that is a bank holding company under the federal Bank Holding Company Act of 1956, as amended, 12 U.S.C. 1841, et seq., and unless the context requires otherwise, for purposes of W.S. ~~13-2-801~~ 13-2-802 through 13-2-810 and 13-9-306 through 13-9-316 includes a Wyoming bank holding company, an out-of-state bank holding company and a foreign bank holding company;

13-1-502. Remote electronic terminals.

(f) A Wyoming financial institution, financial institution or person operating remote electronic terminals in this state may impose a transaction fee for the use of the remote electronic terminal. The amount of the transaction fee shall be disclosed ~~visually by placard and~~ by electronic display at a time and manner that allows a user to terminate or cancel the transaction without incurring the transaction fee.

13-2-702. Authorization; application; fee; activities; examination; criteria.

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(a) With prior approval of the state banking commissioner a bank may establish and operate one (1) or more branches at any location in this state or in a state other than Wyoming.

(m) An out-of-state bank which has established a Wyoming branch ~~by means of an interstate merger pursuant to article 8 of chapter 2 of this title,~~ may establish and operate one (1) or more branches at any location in this state, subject to the requirements of subsections (g) through (k) of this section.

13-2-803. Authority of state banks to establish interstate branches.

With the prior approval of the commissioner, a Wyoming state bank may establish, maintain and operate one (1) or more branches in a state other than Wyoming. ~~pursuant to an interstate merger transaction in which the Wyoming state bank is the resulting bank.~~ Not later than the date on which the required application for the interstate merger transaction establishment of a branch is filed with the responsible federal bank supervisory agency, the applicant Wyoming state bank shall file an application on a form prescribed by the commissioner and pay the fee prescribed by W.S. ~~13-4-104-13-2-702(b).~~ The applicant shall also comply with the applicable provisions of W.S. 13-4-101 through 13-4-114.

Section 2. W.S. 13-2-801, 13-2-804(c) and 13-4-104(c) are repealed.

Section 3. This act is effective July 1, 2013.

Approved February 14, 2013.