

Minerals

#9

95 LSO - 1361

SENATE FILE

0073

Ti

SF0073FT03

AN ACT to amend W.S. 13-2-701(a)(i) and (iv) and 13-2-702(a)(intro), (i) and (ii)(intro), (b)(ii), (iii), by creating new paragraphs (iv) through (viii) and by renumbering paragraph (iv) as (ix) and (c)(ii); and to repeal W.S. 13-2-701(a)(ii) and 13-2-702(a)(ii)(A) and (B) and (c)(iii) relating to banking; providing for the establishment of branch banks; providing limitations; requiring an application and fee; and providing for an effective date.

Introduced by:

SENATE ACTION ON SENATE FILE

1/10 ☒ Introduced
Aye ___ No ___ Ex ___ Ab ___
☒ Read First Time and Ref. to
Committee No. 7
☐ Failed Introduction
Aye ___ No ___ Ex ___ Ab ___
1/19 Returned from Committee No. 7
with Recommendation:
☐ Do Pass; ☒ Amend & Do
Pass; ☐ Do Not Pass;
☐ W/O Recomm; ☐ Re-Refer to
Committee No. ___
1/23 Considered in Comm. of Whole
☐ Amended
☒ Recommended Do Pass
☐ Failed Comm. of Whole
☐ Indefinitely Postponed
☐ Other: ___
1/24 Read Second Time
☐ Amended
☒ Do Pass
☐ Do Not Pass
☐ Accelerated to 3rd Rdg.
1/25 Read Third Time
☐ Amended
☒ Passed ☐ Failed
Aye 25 No 2 Ex 0 Ab 0 CS
☐ Held for Reconsideration
☐ Motion to Reconsider
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
☐ Third Reading Vote
(On Reconsideration)
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
1/25 Sent to House (No Amendments)
Sent to LSO for Engrossing
ENGROSSED
Sent to House

HOUSE ACTION ON SENATE FILE

1/31 Received. Read First Time.
Referred to Committee No. 9
2/8 Returned from Committee No. 9
with Recommendation:
☒ Do Pass; ☐ Amend & Do
Pass; ☐ Do Not Pass;
☐ W/O Recomm; ☐ Re-Refer to
Committee No. ___
2/9 Re-referred to Committee No. ___
Returned from Committee No. ___
with Recommendation:
☐ Do Pass; ☐ Amend & Do
Pass; ☐ Do Not Pass;
☐ W/O Recomm; ☐ Re-Refer to
Committee No. ___
2/9 Considered in Comm. of Whole
☒ Amended
☒ Recommended Do Pass
☐ Failed Comm. of Whole
☐ Indefinitely Postponed
☐ Other: ___
2/10 Read Second Time
☒ Amended
☒ Do Pass
☐ Do Not Pass
☐ Accelerated to 3rd Rdg.
2/13 Read Third Time
☒ Amended
☒ Passed ☐ Failed
Aye 60 No 0 Ex 0 Ab 0
☐ Held for Reconsideration
☐ Motion to Reconsider
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
☐ Third Reading Vote
(On Reconsideration)
☐ Passed ☐ Failed
Aye ___ No ___ Ex ___ Ab ___
2/13 Sent to Senate
2/15 Sent for Enrolling
SEA No. 30
2/16 Signed by President
2/17 Signed by Speaker
2/20 Approved by Governor
Chapter No. 62

SENATE FILE 0073

NOTES: ADDITIONAL SENATE/HOUSE ACTION

2/15 request to Concur in Amendments.
☒ Senate Concurred in House Amendments.
☐ Senate Did not Concur in House Amendments.

Aye ___ No ___ Ex ___ Ab ___

AMENDMENT LIST

DATE 1-23-95 BILL NO. SF 73 Circle One: COW 2nd 3rd

SF 0073 SS01/F Twiford

AMENDMENT LIST

DATE 2/10

BILL NO. SF 73

Circle One: COW 2nd 3rd

SF 73 H 201 / F

SF 73 H 202 / A

SF 73 H 203 / A

AMENDMENT LIST

DATE 2/9 BILL NO. SF 73 Circle One: COW 2nd 3rd

SF 73 HWOI / A

AMENDMENT LIST

DATE 2/13 BILL NO. SF 73 Circle One: COW 2nd 3rd

SF 73 H 301 / A

THE LEGISLATURE OF THE STATE OF WYOMING

Senate

Cheyenne, January 18, 1995

Mr. President:

Your Committee No. 9 on MINERALS, BUSINESS & ECONOMIC DEVELOPMENT
to whom was referred Senate File No. 0073

respectfully reports same back to the Senate with the recommendation that

it DO PASS with the following amendments:

See Schedule A

SF0073SS01/
MQ

AYES:

Senators

Twiford
Cameron
Hawks
Lawler
Phillips

NOES:

ABSENT:

Jim Twiford

Chairman

SENATE ROLL CALL - FIFTY-THIRD WYOMING LEGISLATURE

Date 1-25-95 Bill # SF 73 Intro 3rd Rdg X Concur Rules/Susp

Other Action: JCC#

Moved by: Seconded by:

	Ayes	Noes	Excused	Absent	Conflict
APPLEGATE	✓				
BARTON <i>Conflict</i>					✓
CAMERON	✓				
CATHCART	✓				
COE	✓				
EDDINS					
ENZI	✓				
GEIS	✓				
GILBERTZ	✓				
GOODENOUGH		✓			
GRIEVE	✓				
HARRIS	✓				
HAWKS	✓				
KINNISON	✓				
KUNZ	✓				
LARSON <i>Conflict</i>					✓
LAWLER <i>Conflict</i>					✓
MAXFIELD	✓				
MEIER	✓				
MILLER	✓				
PECK	✓				
PHILLIPS	✓				
PICARD	✓				
PREVEDEL	✓				
SARCLETTI	✓				
SCHIFFER	✓				
SCOTT		✓			
TWIFORD	✓				
VINICH	✓				
ZIMMERMAN	✓				
MR. PRESIDENT	✓				

PRESENT AYES 25
 NOES 2
 EXCUSED
 ABSENT
 CONFLICT 3
 TOTAL 30

Passed X
 Failed

SENATE ROLL CALL - FIFTY-THIRD WYOMING LEGISLATURE

Date 2-15-95 Bill # SF 73 Intro 3rd Rdg Concur X Rules/Susp

Other Action: JCC#

Moved by: Sen. Lawler Seconded by:

	Ayes	Noes	Excused	Absent	Conflict
APPLEGATE	✓				
BARTON <i>Conf.</i>	✓				
CAMERON	✓				
CATHCART	✓				
COE	✓				
EDDINS					
ENZI	✓	✓			
GEIS		✓			
GILBERTZ		✓			
GOODENOUGH	✓				
GRIEVE	✓				
HARRIS	✓				
HAWKS	✓				
KINNISON	✓				
KUNZ			✓		
LARSON <i>Conf.</i>					✓
LAWLER <i>Conf.</i>					✓
MAXFIELD	✓				
MEIER	✓				
MILLER	✓				
PECK	✓				
PHILLIPS	✓				
PICARD	✓				
PREVEDEL	✓				
SARCLETTI	✓				
SCHIFFER	✓				
SCOTT	✓				
TWIFORD	✓				
VINICH	✓				
ZIMMERMAN	✓				
MR. PRESIDENT	✓				

PRESENT AYES 25
 NOES 2
 EXCUSED 1
 ABSENT
 CONFLICT 2
 TOTAL 30

Passed X
 Failed

HOUSE ROLL CALL - FIFTY-THIRD WYOMING LEGISLATURE

Date 2-13-95 Bill # SF 73 Intro 3rd Rdg ☒ Concur Rules/Susp

Other Action: _____ **JCC#** _____

Moved by: _____ **Seconded by:** _____

Ayes	Noes	Excused	Absent	Conflict		Ayes	Noes	Excused	Absent	Conflict	
✓					ANDERSON	✓					MORROW
✓					BADGETT	✓					NAGEL
✓					BAKER	✓					NELSON
✓					BARKER	✓					PARADY
✓					BATY	✓					PARK
✓					BEBOUT	✓					PASENEAUX
✓					BENSEL	✓					PERKINS
✓					BETTS	✓					PHILP
✓					BOSWELL	✓					REED
✓					BOWRON	✓					ROSE
✓					BURNS	✓					RYCKMAN
✓					CASE	✓					SELBY
✓					DEVIN	✓					SESSIONS
✓					DEWITT	✓					SHIPPY
✓					DIERCKS	✓					SHREVE
✓					ERB	✓					SIMONS
✓					EYRE	✓					STAFFORD
✓					GAMS	✓					STARK
✓					HAGEMAN	✓					TAYLOR-HORTON
✓					HANES	✓					TEMPEST
✓					HARRISON	✓					TIPTON
✓					HINCHEY	✓					TOMASSI
✓					HINES	✓					WASSERBURGER
✓					HUCKFELDT	✓					WILLFORD
✓					JOHNSON	✓					WOOLDRIDGE
✓					LAW	✓					ZANETTI
✓					LUTHI	✓					MR. SPEAKER
✓					MACMILLAN	AYES <u>60</u> PRESENT _____ NOES _____ EXCUSED _____ ABSENT _____ CONFLICT _____ TOTAL <u>60</u> LESS					<div style="border: 1px solid black; padding: 5px;"> Passed <input checked="" type="checkbox"/> _____ Failed _____ </div>
					MARTIN						
✓					MASSIE						
✓					MCCONIGLEY						
✓					MCMURTREY						
✓					MOCKLER						
✓					MOORE						

THE LEGISLATURE OF THE STATE OF WYOMING

House of Representatives

Cheyenne, February 8, 1995

Mr. Speaker:

Your Committee No. 9 on MINERALS, BUSINESS AND ECONOMIC DEVELOPMENT
to whom was referred Senate File No. 0073
respectfully reports same back to the House with the recommendation that
it DO PASS.

AYES

Burns
Erb
Massie
Moore
Parady
Park
Stafford
Taylor-Horton
MacMillan

NOESEXCUSED

Patti MacMillan,

Chairman

INTRODUCED

1995

STATE OF WYOMING

95LSO-0361.01

SENATE FILE NO. 0073

Countywide branch banking.

Sponsored by: JOINT MINERALS, BUSINESS AND
ECONOMIC DEVELOPMENT INTERIM COMMITTEE

A BILL

for

1 AN ACT to amend W.S. 13-2-701(a)(i) and (iv) and
2 13-2-702(a)(intro), (i) and (ii)(intro), (b)(ii), (iii),
3 by creating new paragraphs (iv) through (ix) and by renum-
4 bering paragraph (iv) as (x); and to repeal W.S.
5 13-2-701(a)(ii) and 13-2-702(a)(ii)(A) and (B) and
6 (c)(iii) relating to banking; providing for the establish-
7 ment of branch banks; providing limitations; requiring an
8 application and fee; and providing for an effective date.

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

10 Section 1. W.S. 13-2-701(a)(i) and (iv) and
11 13-2-702(a)(intro), (i) and (ii)(intro), (b)(ii), (iii),
12 by creating new paragraphs (iv) through (ix) and by renum-

=====

LEGEND: Underlined = New text added to existing statutes
Stricken = Text deleted from existing statutes

=====

1 bering paragraph (iv) as (x) are amended to read:

2 13-2-701. DEFINITIONS.

3 (a) As used in this act:

4 (i) "Branch" means any manned branch bank,
5 branch office, branch agency, additional office, separate
6 office or any branch or separate place of business oper-
7 ated by a Wyoming bank in the-same-county this state which
8 offers any or all of the banking services conducted at a
9 parent bank, but excludes an-unmanned,-customer--activated
10 unit a remote electronic terminal as defined in W.S.
11 13-1-501(a) (iv);

12 (iv) "Parent bank" means a state or national
13 bank whose principal place of business is located in this
14 state; and-in-the-same-county-as-the-branch;

15 13-2-702. AUTHORIZATION; APPLICATION; FEE; CRITERIA.

16 (a) In accordance with this act, any bank whose prin-
17 cipal place of business is located in this state may
18 establish and operate one (1) or more branches; in-a-com-
19 munity-that-does-not-have-a-bank;--A-bank-may-only-open--a
20 new-branch:

1 (i) Within the county where the principal place
2 of business of the parent bank is located; or

3 (ii) Within the county of where an existing
4 branch of the parent bank only--if: is located if the
5 existing branch resulted from a merger or consolidation of
6 two (2) or more banks as authorized by W.S. 13-4-104.

7 (b) All applications for establishing and operating a
8 branch shall be filed with the commissioner and be accom-
9 panied by a filing fee established by rule by the commis-
10 sioner but not more than two thousand five hundred dollars
11 (\$2,500.00). Except as otherwise authorized under subsec-
12 tion (e) of this section, the application shall be signed
13 by the chief executive officer of the applicant bank and
14 contain and be accompanied by the following information:

15 (ii) Exact location of the proposed branch;

16 (iii) Approximate--pre--forma--statements--of--the
17 existing--bank--and--of--the--proposed--resulting--bank--including
18 all--branches--for--three--(3)--years--following--the--anticipated
19 date--of--the--beginning--of--business--at--the--branch--for--which
20 application--is--made--The--statements--required--by--this--para-
21 graph--shall--include--information--and--be--in--the--form
22 required--by--rule--of--the--commissioner;--and Certification of

1 publication of notice of the application at least once in
2 a newspaper of general circulation in the county in which
3 the proposed branch will be located;

4 (iv) If the proposed branch is not located in
5 the county where the principal place of business of the
6 parent bank is located, certification that the establish-
7 ment of the proposed branch complies with the requirements
8 of paragraph (a)(ii) of this section;

9 (v) Certification that the parent bank is well
10 capitalized, as defined by rule of the commissioner;

11 (vi) Certification of compliance with the provi-
12 sions of W.S. 13-3-201 relating to investment limitations
13 in bank premises;

14 (vii) Certification that the establishment of
15 the branch does not involve a prohibited insider transac-
16 tion or management interlock;

17 (viii) Certification that the proposed branch
18 does not violate the provisions of the National Environ-
19 mental Policy Act or the National Historic Preservation
20 Act;

21 (ix) Discussion of any planned variances in the

1 parent bank's lending policy, procedures or services at
2 the proposed branch;

Countywide branch banking.

95LSO-0361.C2

FISCAL NOTE

No significant fiscal or personnel impact. The fees generated should offset any administrative costs associated with processing the applications.

Page 5-line 8

Delete "July 1, 1995" insert "immediately
upon completion of all acts necessary for a
bill to become law as provided by Article
4, Section 8 of the Wyoming Constitution".
TWIFORD, CHAIRMAN

1 SF0073H201/*F* C
2 Page 1-line 3 Delete "(ix)" insert "(viii)".
3 Page 1-line 4 Delete "(x)" insert "(ix)".
4 Page 1-line 12 Delete "(ix)" insert "(viii)".
5 Page 2-line 1 Delete "(x)" insert "(ix)".
6 Page 4-lines 17 through 20 Delete.
7 Page 4-line 21 Delete "(ix)" insert "(viii)".
8 Page 5-line 3 Delete "(x)" insert "(ix)". PARADY

Page 5-line 8

Delete "July 1, 1995" insert "immediately
upon completion of all acts necessary for a
bill to become law as provided by Article
4, Section 8 of the Wyoming Constitution".
TWIFORD, CHAIRMAN

A handwritten signature, likely of the Chairman, is written in cursive below the typed text.

1 ✓ SF0073H301/A

2 ✓ Page 1-line 3 Delete "(ix)" insert "(viii)".

3 ✓ Page 1-line 4 Delete "(x)" insert "(ix)".

4 ✓ Page 1-line 12 Delete "(ix)" insert "(viii)".

5 ✓ Page 2-line 1 Delete "(x)" insert "(ix)".

6 ✓ Page 4-lines 17 through 20 Delete.

7 ✓ Page 4-line 21 Delete "(ix)" insert "(viii)".

8 ✓ Page 5-line 3 Delete "(x)" insert "(ix)". PARADY

C

1 SF0073H202/A

2 ✓ Page 1-line 4 Before ";" insert "and (c)(ii)".

3 ✓ Page 2-line 1 Before "are" insert "and (c)(ii)".

4 ✓ Page 5-After line 5 Insert:

5 "(c) The commissioner shall issue a certificate of
6 authority for the branch to the applicant within forty-five
7 (45) days after receipt of the complete application and fee
8 unless he finds:

9 (ii) The name of the proposed branch does not
10 reasonably identify the branch as a branch of the parent
11 bank or is likely to unduly confuse the public;
12 or". MACMILLAN

1 SF0073H203/A

C

2 ✓ Delete the Reed committee of the whole amendment
3 (SF0073HW01/A). HANES, LUTHI

SF0073HW01/A

Page 5-line 8

After "effective" delete balance of the
line and insert "immediately upon comple-
tion of all acts necessary for a bill to
become law as provided by Article 4, Sec-
tion 8 of the Wyoming Constitution." REED

W