

LEGISLATIVE BILL 1194

Approved by the Governor March 6, 1972

Introduced by Eugene T. Mahoney, 5th District

AN ACT to amend section 8-602, Reissue Revised Statutes of Nebraska, 1943, relating to banking; to increase prescribed payments to the Department of Banking; to repeal the original section; and to declare an emergency.

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 shall charge and collect fees for certain services rendered by the Department of Banking according to the following schedule:

(1) For filing and examining articles of incorporation, association, or by-laws, excepting cooperative credit associations, twenty dollars, and for cooperative credit associations, five dollars;

(2) For filing and examining an amendment to articles of incorporation, association, or by-laws, excepting cooperative credit associations and credit unions, ten dollars, for cooperative credit associations, three dollars, and for credit unions, two 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; Provided, that the minimum fee in each case shall be fifty dollars; and provided further, that all foreign building and loan associations shall pay annually a fee of one 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 a banker's license, seven dollars and fifty cents;

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

(7) For making a copy of instruments, documents, or any other departmental records, each one hundred words, thirty cents excepting 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 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 in each case under (a) sections 8-120 and 8-201 of one thousand five hundred dollars, (b) section 8-331 of one thousand dollars, (c) section 8-403 of eight hundred dollars, and (d) sections 21-1312 and 21-1313 of two hundred 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; and

(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.

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 a fund in the state treasury for the use of the department during any biennium in administering the provisions of said 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 original section 8-602, Reissue Revised Statutes of Nebraska, 1943, is repealed.

Sec. 3. Since an emergency exists, this act shall be in full force and take effect, from and after

its passage and approval, according to law.