

## HOUSE BILL NO. HB0069

Division of banking-fees.

Sponsored by: Representative(s) Greear

A BILL

for

1 AN ACT relating to banking and commerce; specifying how  
2 fees authorized by statute may be charged by the state  
3 banking commissioner; requiring a report; making conforming  
4 amendments; and providing for an effective date.

5

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

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8       **Section 1.** W.S. 13-1-603(d) and by creating a new  
9 subsection (e), 34-29-104(n), 40-14-632 by creating a new  
10 subsection (d), 40-14-634 by creating a new subsection (s),  
11 40-14-642(f), 40-14-646 by creating a new subsection (c),  
12 40-19-114 by creating a new subsection (k), 40-22-109,  
13 40-22-111 by creating a new subsection (d), 40-22-114(c),  
14 40-23-103(a) by creating a new paragraph (x) and 40-29-104  
15 by creating a new subsection (m) are amended to read:

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1           13-1-603. State banking commissioner; powers and  
2 duties.

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4           (d) The commissioner shall establish any fee by rule  
5 and regulation if ~~this act~~ any provision of this title  
6 authorizes the fee to be established by rule and regulation  
7 of the commissioner. The fee shall be established in  
8 accordance with the Wyoming Administrative Procedure Act  
9 and shall be set in an amount to ensure that, to the extent  
10 practicable, the total amount generated from the fee  
11 approximates but does not exceed the direct and indirect  
12 costs incurred by the commissioner in carrying out his  
13 duties as a result of the submission or supervisory  
14 activity for which a fee is authorized.

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16           (e) Not later than October 1 of each year, the  
17 commissioner shall submit a report to the joint minerals,  
18 business and economic development interim committee listing  
19 all fees collected in the immediately preceding fiscal year  
20 by the commissioner including those authorized or required  
21 pursuant to this title and any other provision of law. The  
22 report shall separately identify the amount collected for  
23 each fee collected.

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2           **34-29-104. Digital asset custodial services.**

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4           (n) To offset the costs of supervision and  
5 administration of this section, a bank which provides  
6 custodial services under this section shall pay a  
7 supervision fee equal to two-tenths of one mill on the  
8 dollar (\$.0002) relating to assets held in custody as  
9 provided by rule of the commissioner. The supervision fee  
10 shall be deposited by the commissioner into the financial  
11 institutions administration account and may be expended for  
12 any purpose authorized for that account. Fees charged and  
13 collected under this subsection shall be reported as  
14 required by W.S. 13-1-603(e).

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16           **40-14-632. Fees.**

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18           (d) Fees charged, paid and collected under this  
19 section shall be subject to the requirements of W.S.  
20 13-1-603(d) and (e).

21

1           **40-14-634. License required; application; fee;**  
2 **conditions and execution; license nontransferable; display;**  
3 **renewal.**

4  
5           (s) Any fee charged and collected under this section  
6 shall be in accordance with W.S. 13-1-603(d) and (e).

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8           **40-14-642. Loan originator application; processing.**

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10           (f) Each application submitted under subsection (a)  
11 of this section shall be accompanied by an application fee  
12 not to exceed three hundred dollars (\$300.00), as  
13 established by rule of the administrator. When an  
14 application for licensure is denied or withdrawn, the  
15 administrator shall retain all fees paid by the applicant.  
16 Fees charged and collected under this section shall be in  
17 accordance with W.S. 13-1-603(d) and (e).

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19           **40-14-646. Standards for loan originator license**  
20 **renewal; rulemaking.**

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22           (c) Any fee charged and collected under this section  
23 shall be in accordance with W.S. 13-1-603(d) and (e).

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2           **40-19-114. License required; application for license;**  
3 **fee; qualifications.**

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5           (k) Any fee charged and collected under this section  
6 shall be in accordance with W.S. 13-1-603(d) and (e).

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8           **40-22-109. Application fee.**

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10 Each application shall be accompanied by a nonrefundable  
11 application fee not to exceed three thousand dollars  
12 (\$3,000.00) for each license applied for, as set by rule of  
13 the commissioner. Any fee charged and collected under this  
14 section shall be in accordance with W.S. 13-1-603(d) and  
15 (e).

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17           **40-22-111. Renewal of license and annual report.**

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19           (d) Any fee charged and collected under this section  
20 shall be in accordance with W.S. 13-1-603(d) and (e).

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22           **40-22-114. Changes in control of a licensee.**

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1 (c) The licensee shall reapply and submit the  
2 required fees established by rule, not to exceed three  
3 thousand dollars (\$3,000.00) for a new license upon a  
4 change in the control of the licensee as determined by the  
5 commissioner. The license is not transferable nor  
6 assignable to the new persons in control of the licensee.  
7 Any fee charged and collected under this section by the  
8 commissioner shall be in accordance with W.S. 13-1-603(d)  
9 and (e).

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11 **40-23-103. Powers and duties of commissioner.**

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13 (a) In addition to any other powers and duties  
14 imposed upon the commissioner by law, the commissioner  
15 shall:

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17 (x) Establish fees authorized in this act in  
18 accordance with W.S. 13-1-603(d) and (e).

19  
20 **40-29-104. Financial technology sandbox application;**  
21 **standards for approval; consumer protection bond.**

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1       (m) Any fee charged and collected under this section  
2 by the commissioner shall be in accordance with W.S.  
3 13-1-603(d) and (e).

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5       **Section 2.** This act is effective July 1, 2021.

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(END)