

**DRAFT ONLY
NOT APPROVED FOR
INTRODUCTION**

HOUSE BILL NO.

Defense of state banking.

Sponsored by: Select Committee on Blockchain, Financial
Technology and Digital Innovation Technology

A BILL

for

1 AN ACT relating to banks, banking and finance; requiring
2 the attorney general to take action to defend the state's
3 interest in the dual banking system; providing legislative
4 findings; and providing for an effective date.

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

7

8 **Section 1.** W.S. 13-1-901 is created to read:

9

10 ARTICLE 9 - DEFENSE OF STATE BANKING

11

1 **13-1-901. Attorney general authorization to defend**
2 **the state's banking interests.**

3
4 (a) The legislature finds and declares that:

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6 (i) A dual banking system has existed in the
7 United States since the enactment of the federal National
8 Banking Act of 1863. The current regulatory structure
9 includes a state agency from each state that serves as the
10 chartering authority and primary regulator for state
11 banking licensees. The dual banking system has allowed
12 individual states to be responsive to the banking needs of
13 their citizens resulting in a variety of new products and
14 services over the years. The dual banking system has
15 mitigated the tendency of regulators to stifle innovation
16 and restrict new entrants into the banking industry. Recent
17 events suggest this may no longer be the case;

18
19 (ii) In order for the dual banking system to
20 succeed, state and nationally chartered banks must be
21 fairly treated under the law, without undue regard to the
22 origin of the Banks charter, political inclinations or any
23 other concerns beyond the explicit scope of the law;

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2 (iii) The state of Wyoming has an interest in
3 ensuring that its laws authorizing state chartered banks
4 are given due consideration by other states and the United
5 States, and that Wyoming chartered state banks are treated
6 fairly by any other regulatory authority to the extent any
7 disparate treatment is caused by Wyoming's innovative
8 banking laws.

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10 (b) The attorney general shall investigate any
11 allegation of disparate treatment of a Wyoming state
12 chartered bank by federal or other state regulators. The
13 attorney general shall take any available action to defend
14 Wyoming's interest in the dual banking system and its
15 interest in assuring that similarly situated Wyoming state
16 chartered banks are fairly treated by other regulatory
17 authorities in the same manner as a nationally chartered or
18 other state chartered bank.

19

20 **Section 2.** This act is effective July 1, 2025.

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22

(END)