

FORM OF ORDER AND TRANSMITTAL BY AGENCY HAVING SINGLE HEAD

State of Washington

DEPARTMENT OF GENERAL ADMINISTRATION, DIVISION OF BANKING

(agency name)

Administrative Order No. 44

(1) I, MICHAEL D. EDWARDS, Supervisor of Banking

do promulgate and adopt at Olympia, Washington

(place)

the annexed rules relating to: (adding new sections) costs of examination--assessment schedules.

(2) ALTERNATIVE A. Use only for Adoption of Permanent Rules.

This action is taken pursuant to Notice No. filed with the code reviser on. Such rules shall take effect:

- || pursuant to RCW 34.04.040(2).
|| at a later date, such date being

(2) ALTERNATIVE B. Use only for Adoption of Emergency Rules.

I, Michael D. Edwards, Supervisor of Banking, find that an emergency exists and that the foregoing order is necessary for the preservation of the public health, safety, or general welfare and that observance of the requirements of notice and opportunity to present views on the proposed action would be contrary to public interest. A statement of the facts constituting such emergency is: these rules implement the requirement of RCW 30.04.070 that the supervisor collect from financial institutions which he examines the estimated actual costs of the examination. Immediate implementation is required to fund the revolving fund established by Chapter 241, Laws of 1981.

Such rules are therefore adopted as emergency rules to take effect upon filing with the code reviser.

(3) Pursuant to the requirements of RCW 34.04.026 that "every agency shall incorporate the most specific, but in no case omit all, of the following language alternatives when adopting or amending rules" (fill in statement (a), (b), or (c) as appropriate):

XX (a) This rule is promulgated pursuant to RCW 30.04.070 and is intended to administratively implement that statute.

|| (b) This rule is promulgated pursuant to RCW which directs that the

(agency)

has authority to implement the provisions of

(name of act or RCW citation)

|| (c) This rule is promulgated under the general rule-making authority of the

(agency)

as authorized in RCW

(4) The undersigned hereby declares that he has complied with the provisions of the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.04 RCW) or the Higher Education Administrative Procedure Act (chapter 28B.19 RCW), as appropriate, and the State Register Act (chapter 34.08 RCW).

(5) This order after being first recorded in the order register of this agency is herewith transmitted to the Code Reviser for filing pursuant to chapter 34.04 RCW and chapter 1-12 WAC.

APPROVED AND ADOPTED October 22 1981

STATE OF WASHINGTON FILED

OCT 22 1981

By Michael D. Edwards Supervisor of Banking

Title

CODE REVISERS OFFICE

WSR 81-22-009

Chapter 50-44

SCHEDULE OF COSTS OF EXAMINATIONS

WAC

- 50-44-010 Collection of examination costs—Collection method.
- 50-44-020 Semi-annual asset charge—Assessment.
- 50-44-030 Additional fees and charges—Special examinations—Branch offices.
- 50-44-040 Special assessment for working capital.

NEW SECTION

WAC 50-44-010 COLLECTION OF EXAMINATION COSTS—COLLECTION METHOD. The requirement of RCW 30.04.070 that the supervisor collect from each bank, mutual savings bank, trust company, or industrial loan company, the estimated cost of his examinations, shall be met in accordance with the procedures established in this chapter. Costs shall be recouped by the following methods: semi-annual asset charges, a charge for each branch office in operation, and an hourly charge for the number of hours spent by division personnel in specialized examinations. In addition, a special assessment will be made over the next two years to provide working capital for the banking examination fund.

NEW SECTION

WAC 50-44-020 SEMI-ANNUAL ASSET CHARGE—ASSESSMENT. A semi-annual charge for assets will be computed upon the asset value reflected in the most recent semi-annual report of condition. The rate of such charge shall be as set forth in the following schedules:

(1) Commercial banks.

If the bank's total assets are:		The assessment is:		
Over	But not Over	This Amount	Plus	Of Excess Over
Million	Million			Million
0	1	\$ 500	.0000850	0
1	10	1,000	.0000850	1
10	100	1,000	.0000800	1
100	300	1,000	.0000600	1
300	500	1,000	.0000575	1
500	700	1,000	.0000538	1
700	900	1,000	.0000525	1
900	1,000	1,000	.0000500	1
1,000	—	1,000	.0000450	1

(2) Alien banks.

If the bank's total assets are:				The assessment is:
Over	But not	This	Plus	Of Excess
Million	Over	Amount		Over
	Million			Million
0	200	\$1,000	.0000625	1
200	300	1,000	.0000600	1
300	500	1,000	.0000575	1
500	700	1,000	.0000550	1
700	1,000	1,000	.0000500	1
1,000	—	1,000	.0000450	1

(3) Mutual savings banks.

If the bank's total assets are:				The assessment is:
Over	But not	This	Plus	Of Excess
Million	Over	Amount		Over
	Million			Million
0	100	\$1,000	.0000500	1
100	200	1,000	.0000225	1
200	500	1,000	.0000200	1
500	1,000	1,000	.0000175	1
1,000	3,000	1,000	.00001625	1
3,000	—	1,000	.0000150	1

(4) Industrial loan companies.

If the total assets on a consolidated basis are:				The assessment is:
Over	But not	This	Plus	Of Excess
Million	Over	Amount		Over
	Million			Million
0	1	\$ 250	.000080	0
1	—	250	.000075	1

The supervisor's office shall forward by first-class mail a notice to each respective financial institution showing the total amount of the asset charge due. The notices shall be mailed during the months of February and August, commencing in February 1982. The asset charge must be received by the office of the supervisor of banking within fifteen days from the time the supervisor's notice is mailed. An additional two hundred dollar penalty shall be assessed if the amount is not paid within the time specified.

NEW SECTION

WAC 50-44-030 ADDITIONAL FEES AND CHARGES—SPECIAL EXAMINATIONS—BRANCH OFFICES. Each bank, mutual savings bank, trust company or industrial loan company shall pay to the supervisor the following fees:

- (1) For special examinations and reviews, thirty dollars per hour;
- (2) For electronic data processing examination, trust examination, or other examination requiring specialized expertise, thirty dollars per hour;
- (3) For each bank branch in operation at the time of any periodic examination, seventy-five dollars;
- (4) For each industrial loan company branch in operation at the time of any periodic examination, one hundred fifty dollars.

The supervisor shall submit a statement for the foregoing charges following the completion of any applicable examination, and the charges shall be paid not later than fifteen days after submission of such statement.

NEW SECTION

WAC 50-44-040 SPECIAL ASSESSMENT FOR WORKING CAPITAL.

To provide working capital funds to meet salary, travel, and goods and services expenses which do not correlate with receipt of funds from examinations conducted, banks, trust companies, mutual savings banks, and industrial loan companies will be levied an asset charge at the rate reflected in the following table on each of the following four dates: October 25, 1981, March 1, 1982, October 1, 1982, and March 1, 1983. The assessment charge will be computed on total assets as of the last day of the preceding quarterly period, and shall be paid within fifteen business days of the due date.

<u>Total assets</u>	<u>Semi-annual assessment</u>
0 — 10 million	\$ 750
10 — 50 million	1,500
50 — 100 million	2,500
100 — 300 million	3,000
300 — 500 million	3,500
500 — 1,000 million	4,000
1,000 million	6,000