

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

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

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

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

1 report shall separately identify the amount collected for  
2 each fee collected.

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4 (f) The commissioner may, after review and  
5 consideration of actual and projected revenues and  
6 expenditures in the current fiscal year, decrease the  
7 aggregate amount of an installment and bill a  
8 proportionately lower amount to each financial institution  
9 subject to an assessment.

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11 **34-29-104. Digital asset custodial services.**

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

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2           **40-14-632. Fees.**

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4           (d) Fees charged, paid and collected under this  
5 section shall be subject to the requirements of W.S.  
6 13-1-603(d) through (f).

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8           **40-14-634. License required; application; fee;**  
9 **conditions and execution; license nontransferable; display;**  
10 **renewal.**

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12           (s) Any fee charged and collected under this section  
13 shall be in accordance with W.S. 13-1-603(d) through (f).

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15           **40-14-642. Loan originator application; processing.**

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17           (f) Each application submitted under subsection (a)  
18 of this section shall be accompanied by an application fee  
19 not to exceed three hundred dollars (\$300.00), as  
20 established by rule of the administrator. When an  
21 application for licensure is denied or withdrawn, the  
22 administrator shall retain all fees paid by the applicant.

1 Fees charged and collected under this section shall be in  
2 accordance with W.S. 13-1-603(d) through (f).

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4 **40-14-646. Standards for loan originator license**  
5 **renewal; rulemaking.**

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7 (c) Any fee charged and collected under this section  
8 shall be in accordance with W.S. 13-1-603(d) through (f).

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10 **40-19-114. License required; application for license;**  
11 **fee; qualifications.**

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

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16 **40-22-109. Application fee.**

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18 Each application shall be accompanied by a nonrefundable  
19 application fee not to exceed three thousand dollars  
20 (\$3,000.00) for each license applied for, as set by rule of  
21 the commissioner. Any fee charged and collected under this  
22 section shall be in accordance with W.S. 13-1-603(d)  
23 through (f).

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2           **40-22-111. Renewal of license and annual report.**

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

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7           **40-22-114. Changes in control of a licensee.**

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9           (c) The licensee shall reapply and submit the  
10 required fees established by rule, not to exceed three  
11 thousand dollars (\$3,000.00) for a new license upon a  
12 change in the control of the licensee as determined by the  
13 commissioner. The license is not transferable nor  
14 assignable to the new persons in control of the licensee.  
15 Any fee charged and collected under this section by the  
16 commissioner shall be in accordance with W.S. 13-1-603(d)  
17 through (f).

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19           **40-23-103. Powers and duties of commissioner.**

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21           (a) In addition to any other powers and duties  
22 imposed upon the commissioner by law, the commissioner  
23 shall:

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(x) Establish fees authorized in this act in accordance with W.S. 13-1-603(d) through (f).

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

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

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

(END)