

HOUSE BILL NO. 1080

Introduced by

Industry, Business and Labor Committee

(At the request of the Department of Banking and Financial Institutions)

1 A BILL for an Act to amend and reenact section 6-03-13.3 of the North Dakota Century Code,
2 relating to factors the state banking board must consider for a banking facility relocation.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. AMENDMENT.** Section 6-03-13.3 of the 1999 Supplement to the North
5 Dakota Century Code is amended and reenacted as follows:

6 **6-03-13.3. Facts considered for approval.** Whenever any bank desires to maintain
7 and operate a facility separate and apart from its banking house, pursuant to section 6-03-13.1,
8 or to move a facility previously established to another location, it shall apply to the state banking
9 board or the comptroller of the currency, as the case may be, for such authority and provide the
10 board with such relevant information as the board may reasonably request. In determining
11 whether or not to approve the application for such facility, the banking board shall take into
12 consideration the following facts:

- 13 1. The convenience, needs, and welfare of the people of the community and area
14 served.
- 15 2. The financial strength of the bank in relation to the cost of establishing and
16 maintaining such separate facility.
- 17 3. Whether other banks will be seriously injured by the approval of the application.

18 When considering an application for relocating an existing facility to another location within the
19 same corporate city limits, the state banking board may consider only subsection 2 as a factor
20 for approval.