

ENROLLED SENATE  
BILL NO. 133

BY: TAYLOR and HANEY of the  
SENATE

and

HAMILTON (James) and  
STEIDLEY of the HOUSE

AN ACT RELATING TO THE STATE BANKING DEPARTMENT;  
MAKING AN APPROPRIATION THERETO; STATING THE  
PURPOSE; PROVIDING FOR DUTIES AND COMPENSATION OF  
EMPLOYEES; PROVIDING BUDGETARY LIMITATIONS;  
PROVIDING SALARY RANGES FOR CERTAIN POSITIONS;  
AMENDING 6 O.S. 1981, SECTION 211, AS LAST AMENDED  
BY SECTION 1, CHAPTER 277, O.S.L. 1990 (6 O.S.  
SUPP. 1990, SECTION 211), WHICH RELATES TO CERTAIN  
FEES; INCREASING A FEE; PROVIDING A LAPSE DATE;  
PROVIDING AN OPERATIVE DATE; AND DECLARING AN  
EMERGENCY.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. There is hereby appropriated to the State Banking Department from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1992, the following amount or so much thereof as may be necessary to perform the duties imposed upon the State Banking Department by law:

Personal Services	\$2,087,800.00
Other Operating Expenses	<u>449,161.00</u>
TOTAL	\$2,536,961.00

SECTION 2. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the State Banking Department by law shall be set by the Bank Commissioner. The State Banking Department for the fiscal year ending June 30, 1992, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding expenditures for capital and special projects, except as may be authorized pursuant to the provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
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Full-time-equivalent Employees	52.0
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$1,665,000.00
Professional and Personal Services Contracts	\$2,500.00
Lease-Purchase Agreements	\$0.00
Purchase of Equipment	\$20,000.00
Expenditure of Revolving Funds	\$30,000.00
Expenditure of Federal Funds	\$0.00
Total Expenditures for Operations	\$2,566,961.00

SECTION 3. The annual compensation for the unclassified employee positions utilized in the operation of the State Banking Department during the fiscal year ending June 30, 1992, shall be subject to the following schedule:

TITLE	MINIMUM SALARY	MAXIMUM SALARY
Deputy Commissioner	\$36,666.00	\$50,238.00
Attorney	\$38,256.00	\$50,620.00
Administrative Assistant	\$15,540.00	\$37,181.00
Area Examiner	\$35,666.00	\$48,314.00
Budget Director	\$15,540.00	\$37,181.00
Supervisory Examiner	\$30,226.00	\$44,047.00
Commissioned Examiner	\$29,526.00	\$40,177.00
Senior Examiner	\$27,493.00	\$39,256.00
Senior Assistant Examiner	\$22,773.00	\$33,468.00
Assistant Examiner	\$20,623.00	\$29,827.00
Examiner Trainee	\$19,325.00	\$26,617.00

The minimum and maximum salary amounts listed in this section shall not constitute an appropriation, but are listed for the purpose of establishing salary ranges, exclusive of overtime pay.

SECTION 4. AMENDATORY 6 O.S. 1981, Section 211, as last amended by Section 1, Chapter 277, O.S.L. 1990 (6 O.S. Supp. 1990, Section 211), is amended to read as follows:

Section 211. A. The State Banking Commissioner shall charge and collect from each bank or trust company under his supervision not more than an annual fee of \$260.00; and on each One Thousand Dollars (\$1,000.00) of resources, or major fraction thereof, not less than nineteen cents (\$0.19) and not to exceed twenty-two and one-half cents (\$0.22 1/2) provided that the fee charged by the State Banking Commissioner to be paid in January of 1992 shall be at least one cent (\$0.01) above the fee charged in January of 1991.

The minimum fee for bank trust departments shall be One Hundred Dollars (\$100.00). The fees shall be paid annually to the Banking Department within ten (10) days following the first day in January in each year. Any bank or trust company which fails to make such payment within the time specified shall be notified of the terms of this section and be billed appropriately for such fees and given a reasonable period of time not to exceed fifteen (15) days within which to pay them, and, if it fails to pay them within such time, then it shall be subject to a penalty of not more than Fifty Dollars (\$50.00) per day for each day it is in violation of this section, which penalty, together with the amount due under the foregoing provisions of this section, may be recovered in a civil action in the name of the state.

B. Whenever it is deemed advisable by the Commissioner, special examinations of banks or trust companies under his supervision shall be conducted. Upon approval of the Board, the expenses of the Department necessarily incurred in the examination of banks or trust companies requiring the special examination shall be chargeable to such banks or trust companies at the rate not to exceed Twenty Dollars (\$20.00) per hour for each of the examining personnel while engaged at such institution.

All fees shall be paid into the State Treasury and accrue to the General Revenue Fund of the state.

SECTION 5. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1992. Any unexpended funds remaining after November 15, 1992, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

SECTION 6. This act shall become operative July 1, 1991.

SECTION 7. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.