

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2007**

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**SENATE BILL 658**

Short Title: Amend Bank and Trust Company Assessments. (Public)

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Sponsors: Senators Rand; Hoyle, Soles, and Weinstein.

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Referred to: Commerce, Small Business and Entrepreneurship.

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March 12, 2007

1 A BILL TO BE ENTITLED  
2 AN ACT TO AMEND THE BANKING LAWS OF NORTH CAROLINA FOR THE  
3 ASSESSMENT OF BANKS AND STATE TRUST COMPANIES.

4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 53-122(a)(1) reads as rewritten:

6 "(1) Banks. – Each bank shall pay a cumulative assessment based on its  
7 total assets, as shown on its report of condition made to the  
8 Commissioner of Banks as of December 31 each year or the date most  
9 nearly approximating the same, not to exceed the amount determined  
10 by applying the following schedule: (i) on the first fifty million dollars  
11 (\$50,000,000) of assets, or fraction thereof, ~~six thousand dollars~~  
12 ~~(\$6,000);~~ ten thousand dollars (\$10,000); (ii) on assets over fifty  
13 million dollars (\$50,000,000), but not more than two hundred fifty  
14 million dollars (\$250,000,000), ~~twelve dollars (\$12.00)~~ fourteen  
15 dollars (\$14.00) per one hundred thousand dollars (\$100,000), or  
16 fraction thereof; (iii) on assets over two hundred fifty million dollars  
17 (\$250,000,000), but not more than five hundred million dollars  
18 (\$500,000,000), ~~nine dollars (\$9.00)~~ eleven dollars (\$11.00) per one  
19 hundred thousand dollars (\$100,000), or fraction thereof; (iv) on assets  
20 over five hundred million dollars (\$500,000,000), but not more than  
21 one billion dollars (\$1,000,000,000), seven dollars (\$7.00) per one  
22 hundred thousand dollars (\$100,000), or fraction thereof; (v) on assets  
23 over one billion dollars (\$1,000,000,000), but not more than ten billion  
24 dollars (\$10,000,000,000), ~~five dollars (\$5.00)~~ four dollars (\$4.00) per  
25 one hundred thousand dollars (\$100,000), or fraction thereof; and (vi)  
26 on assets over ten billion dollars (\$10,000,000,000), ~~three dollars~~  
27 ~~(\$3.00)~~ two dollars (\$2.00) per one hundred thousand dollars  
28 (\$100,000), or fraction thereof. Additionally, each bank shall pay an  
29 assessment on trust assets held by it in the amount of one dollar

1                   (\$1.00) per one hundred thousand dollars (\$100,000) of the assets, or  
2                   fraction thereof; except that banks are not required to pay assessments  
3                   on real estate held as trust assets."

4                   **SECTION 2.** G.S. 53-368(a) reads as rewritten:

5           "(a) For the purpose of operating and maintaining the office of the Commissioner,  
6 each State trust company shall pay into the office of the Commissioner, within 10 days  
7 after notice, an annual assessment of ~~six thousand dollars (\$6,000)~~ ten thousand dollars  
8 (\$10,000) plus one dollar (\$1.00) per one hundred thousand dollars (\$100,000) of assets  
9 held for its accounts, exclusive of nonsecuritized real estate interests. For purposes of  
10 this assessment, the amount of assets held for accounts shall be determined as of the  
11 close of business on December 31 of each year."

12                   **SECTION 3.** This act is effective when it becomes law and applies to  
13 assessments made on or after that date.