

	(New Draft of S.P. 649, L.D. 1839) (New Title)
	SECOND REGULAR SESSION
	ONE HUNDRED AND ELEVENTH LEGISLATURE
Legisla	tive Document No. 20
S.P. 73'	In Senate, February 2, 19
Busines	borted by Senator Clark of Cumberland from the Committee on Legislation and printed under Joint Rule 2. bill presented by Senator Charette of Androscoggin.
	JOY J. O'BRIEN, Secretary of the Sena
	STATE OF MAINE
	IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-FOUR
A	NACT to Streamline Procedures for Financial
	stitution Branch Changes and to Clarify what Constitutes an On-premise Facility.
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An on-premise facility is a facility which is located 1 2 physically on the premises of a main office or branch 3 or one which is an extension of or ancillary to an 4 existing main office or branch. Only one ancillary 5 or extended facility is permitted at each main office 6 or branch. For purposes of this section, a facility 7 is considered to be ancillary to or an extension of 8 an existing office if it is situated on the parcel of 9 land on which the branch or main office is located 10 and not across a public way, or within 500 feet, 11 whichever is greater, and not operational from within 12 the confines of another establishment.

13 Sec. 2. 9-B MRSA §336, sub-§1, as amended by PL 14 1975, c. 666, §17, is repealed and the following enacted in its place:

1. Notification required; application upon re-16 17 quest. At least 30 days prior to the relocation of a 18 main office or the establishment, moving or closing 19 a branch or agency office or facility authorized of 20 by this chapter, the institution shall notify the su-perintendent of the proposed action. A complete ap-21 22 plication for the action may be required only when 23 the superintendent or any interested person requests 24 that a complete application be filed within 30 days 25 of notice. The notification or application, if re-26 guested, shall be filed with the superintendent in 27 the form and manner and containing information as the 28 superintendent may prescribe. If no application is 29 requested within the 30-day period, the change shall 30 be deemed approved. A fee shall accompany the noti-31 fication in an amount established by the superintend-32 ent but not to exceed 1/2 of the application fee.

STATEMENT OF FACT

This new draft makes several technical changes, but retains the purposes of the original bill.

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36 Section 1 of the original bill revised the defi-37 nition of on-premise facility to provide for facili-38 ties which are detached, but considered to be an ex-39 tension of an existing main office or branch by vir-40 tue of its proximity to the office. This new draft 41 further limits the number of facilities allowed to be

established as ancillary at one per office and sets 1 2 forth parameters by which a facility may be consid-3 ered to be ancillary. 4 With respect to the procedure for branch changes, 5 section 2 of the new draft clarifies that: 6 1. If an application is not requested, the 7 change is deemed approved; 8 The superintendent may specify the form of 2. 9 the notification; and 10 3. The superintendent may assess a fee for notification not to exceed 1/2 of the application fee. 11 12 The effect of allowing a fee to be assessed, 13 while at the same time reducing the amount of work required of the bureau in most cases, would be to nullify any fiscal impact on the bureau's dedicated 14 15 16 revenue account, according to representatives of the 17 bureau. 18

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