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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 1998



ENROLLED

HOUSE BILL No. 4101

(By Delegates Thompson, Dempsey, Jenkins,
Faircloth, Komisar, Clements and Laird)



Passed February 16, 1998

In Effect Ninety Days from Passage

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H. B. 4101

(BY DELEGATES THOMPSON, DEMPSEY, JENKINS,
FAIRCLOTH, KOMINAR, CLEMENTS AND LAIRD)

[Passed February 16, 1998; in effect ninety days from passage.]

AN ACT to amend and reenact section nineteen, article four, chapter thirty-one-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to providing state banks with the ability to file their quarterly reports with the commissioner of banking by electronic transmission; and to revise the provisions to conform with changes in federal law regarding publication of reports.

Be it enacted by the Legislature of West Virginia:

That section nineteen, article four, chapter thirty-one-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 4. BANKING INSTITUTIONS AND SERVICES GENERALLY.

§31A-4-19. Reports.

1 Every state banking institution shall make at least four
2 reports each year to the commissioner of banking upon
3 his or her call therefor. The reports shall be called for as
4 nearly as conveniently may be on the dates on which the
5 comptroller of the currency shall call for reports by
6 national banking associations, and be in the form and
7 contain the details as shall be prescribed by the

8 commissioner of banking. The reports shall be verified
9 by the oath of the president or active vice president or
10 cashier and attested by the signatures of at least three
11 directors of the banking institution. Each report shall
12 show in detail, under appropriate heads, the resources and
13 liabilities of the banking institution at the close of business
14 on the date specified by the banking commissioner, and
15 shall be transmitted to the commissioner within ten days
16 from the receipt of the request for the report. The reports
17 may be submitted or made available electronically in a
18 format specified by the commissioner of banking. An
19 electronic filing with the appropriate federal bank
20 regulatory agency may be deemed as meeting the
21 requirements of this section, unless the commissioner
22 objects in writing and requires alternative filing(s).

23 In lieu of the report, the commissioner of banking
24 shall have discretion to accept from a banking institution
25 which is a member of the federal reserve system a report,
26 the submission thereof which is required of the banking
27 institution by the federal reserve board, or by its agency,
28 provided that the report shall show in detail, under
29 appropriate heads, the resources and liabilities of the
30 banking institution at the close of business on the day
31 specified by the federal reserve board, or by its agency,
32 and shall contain such further details as may be deemed
33 necessary or desirable by the commissioner of banking.

34 Any report shall be at the expense of the banking
35 institution.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Randy Schooner
Chairman Senate Committee

Nick Santasia
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Harrell Edelman
Clerk of the Senate

Burgess M. Snow
Clerk of the House of Delegates

Earl Ray Tomblin
President of the Senate

Tom K. ...
Speaker of the House of Delegates

The within appeared this the 27th
day of February, 1998.

Earl R. Anderson
Governor

PRESENTED TO THE

GOVERNOR

Date 2/24/98

Time 4:46 pm