



STATE OF OKLAHOMA
STATE BANKING DEPARTMENT

February 13, 2008

*** NOTICE ***

**The Oklahoma State Banking Board
Regularly Scheduled Meeting
Wednesday, February 20, 2008, 10:00 A.M.
Oklahoma State Banking Department
Conference Room
4545 North Lincoln Blvd., Suite 164
Oklahoma City, Oklahoma**

*** AGENDA ***

- I Call to Order.
- II Roll Call.
- III Approval of Minutes of the Regular Meeting Held February 14, 2008.
- IV Commissioner's Monthly Reports:
 - A. Department Status Update.
 - B. Examination Report.
 - C. Legislative Update.
 - D. Report to the Board on status of pending applications.
- V Consideration of, and possible action on, Application for Authority to Engage in the Banking Business by a corporation to be known as Sunrise Bank of Norman, Norman, Oklahoma, pursuant to Title 6 O.S. § 301 et. seq.
- VI Consideration of, and possible action on, request by Union Bank, National Association, Oklahoma City, Oklahoma, for conversion from a national charter to a state chartered institution pursuant to Title 6 O.S. § 1101 and O.A.C. 85:10-3-17; Proposed Name: "Union Bank"
- VII Consideration and possible adoption of new and amended rules proposed under Chapter 1 and Chapter 10 of Title 85 of the Oklahoma Administrative Code, pursuant to Title 6 O.S. § 203 and Title 75 O.S. §§ 302, 305 and 307.
 - A. Public comments, if any.
 - B. Discussion and possible adoption of the following rules:

Chapter 1. Requires Rules

Subchapter 1. General Provisions

- 85:1-1-1 Purpose [AMENDED]
- 85:1-1-2 Definitions [AMENDED]
- 85:1-1-4 Operation and location of the Board and Department [AMENDED]
- 85:1-1-5 Communication with the Board and Commissioner [AMENDED]
- 85:1-1-6 Requests for Information [NEW]

Subchapter 3 Procedural Rules

- 85:1-3-1 Records and transcripts [AMENDED]
- 85:1-3-2 Service of Pleadings [AMENDED]
- 85:1-3-3 Commencement of a proceeding; intervention; consolidation [AMENDED]
- 85:1-3-7 Production of Documents [AMENDED]
- 85:1-3-9 Examiner testimony [AMENDED]
- 85:1-3-10 Examination reports - confidentiality [AMENDED]
- 85:1-3-11 Pre-hearing conference [AMENDED]
- 85:1-3-12 Witness and subpoenas [AMENDED]
- 85:1-3-14 Order of proof [AMENDED]
- 85:1-3-19 Complaint procedure [NEW]
- 85:1-3-20 Petitions for rulemaking [NEW]
- 85:1-3-21 Declaratory rulings [NEW]

Chapter 10. Supervision, Regulation and Administration of Banks and Trust Companies

Subchapter 1. General Provisions and Definitions

- 85:10-1-1 Purpose [AMENDED]
- 85:10-1-2 Definitions [AMENDED]

Subchapter 3 Departmental Requirements

- 85:10-3-1 Report of condition [AMENDED]
- 85:10-3-2 Report of change of controlling interest [AMENDED]
- 85:10-3-3 Report of change of chief executive officer or director [AMENDED]
- 85:10-3-4 Report of change of director [REVOKED]
- 85:10-3-10 Increase/decrease in capital stock [AMENDED]
- 85:10-3-11 Change in number or par value of shares [AMENDED]
- 85:10-3-12 Change in name – procedures and requirements [AMENDED]
- 85:10-3-14 Applying for trust powers [AMENDED]
- 85:10-3-15 Abandonment of trust powers [AMENDED]
- 85:10-3-16 Issuance of debentures or capital notes [AMENDED]

- 85:10-3-17 Merger/conversion – national bank or savings association to a state bank charter [AMENDED]
- 85:10-3-18 Records and retention [AMENDED]
- 85:10-3-19 Reserve requirements [REVOKED]
- 85:10-3-20 Registration of bank or trust related activities [AMENDED]
- 85:10-3-21 Fees [AMENDED]
- 85:10-3-22 Organizational expenses [AMENDED]
- 85:10-3-23 Suspicious Activity Reports [AMENDED]

Subchapter 5 Requirements, Standards and Procedures for an Internal Control Program

- 85:10-5-1 Internal Controls [AMENDED]
- 85:10-5-2 Internal Control Program [AMENDED]
- 85:10-5-3 Minimum control elements for bank internal control program [AMENDED]
- 85:10-5-3.1 Internal control program for fiduciary activities of trust departments and trust companies [AMENDED]
- 85:10-5-4 Reports [AMENDED]
- 85:10-5-5 Review and Appointments [AMENDED]

Subchapter 7 Director’s Examinations

- 85:10-7-1 Examination procedures [AMENDED]
- 85:10-7-2 Scope of Examination [AMENDED]
- 85:10-7-3 Minimum examination procedures [AMENDED]
- 85:10-7-4 Trust companies [REVOKED]
- 85:10-7-5 Performance of an audit in lieu of examination [NEW]

Subchapter 9 New Banks, Branches, and Other Facilities

- 85:10-9-1 Application for a new bank or trust company [AMENDED]
- 85:10-9-2 Application to establish or relocate a branch ~~or a detached facility~~ [AMENDED]
- 85:10-9-3 Military banking facilities [REVOKED]
- 85:10-9-4 Consumer banking electronic facility [REVOKED]
- 85:10-9-6 Branch/~~detached facility~~ closing [AMENDED]
- 85:10-9-7 Loan Production Office/Deposit origination office [AMENDED]

Subchapter 11 Substantive Guidelines and Restrictions

- 85:10-11-1 Pledging requirements for banks and trust companies [AMENDED]
- 85:10-11-2 Investment securities [AMENDED]
- 85:10-11-3 Real estate lending [AMENDED]
- 85:10-11-4 Safe deposit boxes [AMENDED]
- 85:10-11-5 Interest on deposits [AMENDED]
- 85:10-11-6 Loans and investments in other banks [AMENDED]

- 85:10-11-7 Adjustable rate mortgage loans, graduated payment adjustable mortgage loans and reserve annuity mortgage loans [AMENDED]
- 85:10-11-8 Interest rate futures transactions [AMENDED]
- 85:10-11-9 Operating subsidiaries [AMENDED]
- 85:10-11-9.1 Financial subsidiaries [AMENDED]
- 85:10-11-10 Lending limits [AMENDED]
- 85:10-11-11 ~~Split-dollar insurance~~ Bank-owned life insurance [AMENDED]
- 85:10-11-12 Letter of credit; contingent liabilities [AMENDED]
- 85:10-11-13 Loan participations [AMENDED]
- 85:10-11-14 Repurchase agreements of banks with securities dealers and others [AMENDED]
- 85:10-11-15 Insurance [AMENDED]
- 85:10-11-16 Department and safekeeping agreements and fees [AMENDED]
- 85:10-11-17 Unsafe and unsound bank or trust practices [AMENDED]
- 85:10-11-18 Persons qualified to sell title insurance for trust companies [AMENDED]
- 85:10-11-19 Use of confusingly similar names [AMENDED]
- 85:10-11-20 Leasing [AMENDED]

Subchapter 13 Investor Protection

- 85:10-13-1 Prohibition against deceptive advertising [AMENDED]
- 85:10-13-2 Offering circular [AMENDED]
- 85:10-13-3 Advertising [AMENDED]
- 85:10-13-4 Complaint procedure for violations [AMENDED]

VIII New Business (Reserved exclusively for items unknown at time of posting, or which could not have been reasonably foreseen prior to the time of posting agenda and requiring immediate action).

IX Adjournment.