

SENATE BILL NO. 191

INTRODUCED BY B. WILLIAMS, SEVERSON, HALLIGAN

BY REQUEST OF THE DEPARTMENT OF COMMERCE

IN THE SENATE

January 22, 1985	Introduced and referred to Committee on Business and Industry.
January 29, 1985	Committee recommend bill do pass. Report adopted.
January 30, 1985	Bill printed and placed on members' desks.
January 31, 1985	Second reading, do pass.
February 1, 1985	Considered correctly engrossed.
February 2, 1985	Third reading, passed. Ayes, 45; Noes, 0.
	Transmitted to House.

IN THE HOUSE

February 27, 1985	Introduced and referred to Committee on Business and Labor.
March 14, 1985	Committee recommend bill be concurred in. Report adopted.
March 16, 1985	Second reading, concurred in.
March 19, 1985	Third reading, concurred in.
	Returned to Senate.

IN THE SENATE

March 19, 1985

Received from House.

Sent to enrolling.

Reported correctly enrolled.

1 Senate BILL NO. 191  
 2 INTRODUCED BY Hally  
 3 BY REQUEST OF THE DEPARTMENT  
 4 OF COMMERCE

6 A BILL FOR AN ACT ENTITLED: "AN ACT EXTENDING FROM 5 TO 30  
 7 DAYS THE PERIOD FOR SUBMISSION BY BANKS OF CALL REPORTS;  
 8 AMENDING SECTIONS 32-1-231 AND 32-1-235, MCA."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 32-1-231, MCA, is amended to read:  
 12 "32-1-231. Reports to department of commerce. (1) The  
 13 department shall call for the reports specified in this  
 14 section at least three times each year.

15 (2) A bank shall make to the department regular call  
 16 reports according to the form which may be prescribed by the  
 17 department, verified by oath or affirmation of the  
 18 president, vice-president, or cashier of the bank and  
 19 attested by the signature of at least two of the directors  
 20 other than the subscribing officer.

21 (3) Each report shall exhibit in detail, and under  
 22 appropriate schedules, the resources and liabilities of the  
 23 bank at the close of business on any past day specified by  
 24 the department. The "past day specified" by the department,  
 25 under the provisions of this section, shall be on the day

1 designated by the comptroller of currency of the United  
 2 States for reports of national banking associations.

3 (4) The report shall be transmitted to the department  
 4 within 5 30 days after the receipt of a request or  
 5 requisition for it and in a form the department may require.  
 6 It shall be published as soon as possible at the expense of  
 7 the bank in a newspaper published in the place where the  
 8 bank is established or, if there be no newspaper in the  
 9 place, then in one published nearest to that place in the  
 10 same county. Proof of the publication shall be furnished at  
 11 the times and in the manner as may be required by the  
 12 department."

13 Section 2. Section 32-1-235, MCA, is amended to read:

14 "32-1-235. Penalty for failure to make report within  
 15 five thirty days. If any bank neglects to make out or  
 16 transmit the statements required by this chapter within 5 30  
 17 days after call, it shall be subject to a penalty of \$20 for  
 18 each day in default after the period respectively required  
 19 by this chapter that it may delay to make and transmit any  
 20 such statements. Should any bank delay for a period of 1  
 21 month to make out and transmit the statements and proofs of  
 22 publication required by this chapter beyond the period when  
 23 the same is required to be made or willfully violate any of  
 24 the provisions of this chapter with reference to said  
 25 statements and reports, the directors shall be personally



LC 1023/01

1 responsible for all the debts of such corporation contracted  
2 previous to and during the period of such neglect."

-End-

APPROVED BY COMM. ON  
BUSINESS & INDUSTRY

*Senate* BILL NO. 191

INTRODUCED BY *[Signature]*

BY REQUEST OF THE DEPARTMENT  
OF COMMERCE

A BILL FOR AN ACT ENTITLED: "AN ACT EXTENDING FROM 5 TO 30  
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department, verified by oath or affirmation of the  
president, vice-president, or cashier of the bank and  
attested by the signature of at least two of the directors  
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appropriate schedules, the resources and liabilities of the  
bank at the close of business on any past day specified by  
the department. The "past day specified" by the department,  
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the times and in the manner as may be required by the  
department."

Section 2. Section 32-1-235, MCA, is amended to read:

"32-1-235. Penalty for failure to make report within  
five thirty days. If any bank neglects to make out or  
transmit the statements required by this chapter within 5 30  
days after call, it shall be subject to a penalty of \$20 for  
each day in default after the period respectively required  
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such statements. Should any bank delay for a period of 1  
month to make out and transmit the statements and proofs of  
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the provisions of this chapter with reference to said  
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-End-

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 THIRD READING  
 SB 191

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-End-



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(3) Each report shall exhibit in detail, and under appropriate schedules, the resources and liabilities of the bank at the close of business on any past day specified by the department. The "past day specified" by the department, under the provisions of this section, shall be on the day

designated by the comptroller of currency of the United States for reports of national banking associations.

(4) The report shall be transmitted to the department within 5 30 days after the receipt of a request or requisition for it and in a form the department may require. It shall be published as soon as possible at the expense of the bank in a newspaper published in the place where the bank is established or, if there be no newspaper in the place, then in one published nearest to that place in the same county. Proof of the publication shall be furnished at the times and in the manner as may be required by the department."

Section 2. Section 32-1-235, MCA, is amended to read:

"32-1-235. Penalty for failure to make report within five thirty days. If any bank neglects to make out or transmit the statements required by this chapter within 5 30 days after call, it shall be subject to a penalty of \$20 for each day in default after the period respectively required by this chapter that it may delay to make and transmit any such statements. Should any bank delay for a period of 1 month to make out and transmit the statements and proofs of publication required by this chapter beyond the period when the same is required to be made or willfully violate any of the provisions of this chapter with reference to said statements and reports, the directors shall be personally

REFERENCE BILL

SB 191



SB 0191/02

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-End-