
By: Chairman, Finance Committee (Departmental - Labor, Licensing and Regulation)

Requested: November 7, 1996

Introduced and read first time: January 8, 1997

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Financial Regulation - Deputy Commissioner - Banking Board**

3 FOR the purpose of removing certain qualification requirements of the Deputy
4 Commissioner of Financial Regulation; revising the membership of the Banking
5 Board; and generally relating to the Deputy Commissioner and the Banking Board.

6 BY repealing and reenacting, with amendments,
7 Article - Financial Institutions
8 Section 2-103 and 2-202
9 Annotated Code of Maryland
10 (1992 Replacement Volume and 1996 Supplement)

11 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
12 MARYLAND, That the Laws of Maryland read as follows:

13 **Article - Financial Institutions**

14 2-103.

15 (a) With the approval of the Secretary of Labor, Licensing, and Regulation, the
16 Commissioner shall appoint a Deputy Commissioner.

17 (b) The Deputy Commissioner serves at the pleasure of the Commissioner and is
18 an employee of the Commissioner's office.

19 [(c) The Deputy Commissioner shall have at least 5 years of experience in state or
20 national banking regulation or management, which may include service as a bank
21 director.]

22 [(d)] (C) The Deputy Commissioner is entitled to the salary provided in the State
23 budget.

24 [(e)] (D) In addition to any other powers and duties set forth in this article, the
25 Deputy Commissioner has the powers and duties of the Commissioner:

26 (1) To the extent delegated by the Commissioner;

27 (2) If the office of the Commissioner is vacant; and

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1 (3) If for any reason the Commissioner is unable to perform the duties of
2 the office.

3 2-202.

4 (a) The Banking Board consists of the following eight members:

5 (1) The State Comptroller; and

6 (2) Seven members appointed by the Governor, with the advice of the
7 Secretary of Labor, Licensing, and Regulation.

8 (b) (1) Of the seven appointed members:

9 [(i) One shall represent the Baltimore Clearing House;

10 [(ii) One shall represent the Associated Mutual Savings Banks of
11 Baltimore;

12 [(iii) (I) [One] THREE shall represent the Maryland [State
13 Bankers'] BANKERS Association;

14 [(iv) (II) One shall be an economist;

15 [(v) (III) One shall be a certified public accountant; and

16 [(vi) (IV) Two shall be public members.

17 (2) The Governor shall appoint the members under paragraph (1)(i)
18 [through (iii)] of this subsection from a list of qualified individuals submitted to the
19 Governor by the [organization to be represented] MARYLAND BANKERS
20 ASSOCIATION. The number of names on the list shall be AT LEAST three times the
21 number of vacancies.

22 (3) A member appointed under paragraph (1)[(iv)] (II) through [(vi)] (IV)
23 of this subsection may not be employed by any banking institution.

24 (c) (1) The term of an appointed member is 6 years.

25 (2) The terms of members are staggered as required by the terms provided
26 for members of the Board on July 1, 1981.

27 (3) At the end of a term, an appointed member continues to serve until a
28 successor is appointed and qualifies.

29 (4) A member who is appointed after a term has begun serves only for the
30 rest of the term and until a successor is appointed and qualifies.

31 (d) A member of the Banking Board:

32 (1) May not receive compensation; but

33 (2) Is entitled to reimbursement for expenses under the Standard State
34 Travel Regulations, as provided in the State budget.

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1 SECTION 2. AND BE IT FURTHER ENACTED, That except as otherwise
2 expressly provided in this Act, nothing in this Act affects the term of office of an
3 appointed member of any board or commission, and a person who is a member of such a
4 unit on the effective date of this Act shall remain a member of that board or commission,
5 as the case may be.

6 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
7 October 1, 1997.