

**DEPARTMENT OF BANKING REGULATIONS**

**January 2014**

<b>Agency</b>	<b>Reviewing counsel</b>	<b>Section #</b>	<b>Short Description / Subject Matter</b>	<b>History</b>	<b>Recommendation</b>	<b>EO Status<sup>+</sup></b>	<b>Rationale</b>
DOB	Stacey Serrano, Consumer Credit Division	20-325c-1 through 20-325c-5	Fees Charged by Real Estate Brokers and Salesmen	1990	<ul style="list-style-type: none"> <li>No Action</li> </ul>	(1)	
DOB	Amy LaChance, Financial Institutions Division	36a-1-1 through 36a-1-18	Administrative Procedures - General	2004	<ul style="list-style-type: none"> <li>Amend 36a-1-3 (basic organization)</li> <li>Amend 36a-1-7 (payments)</li> </ul>	Generally (1), but (3) with regard to the recommended sections to amend	<ul style="list-style-type: none"> <li>36a-1-3 does not accurately reflect the organization of the department or correctly identify all regulated entities and should be updated</li> <li>36a-1-7 should be updated to capture other permissible electronic methods of payment</li> </ul>
DOB	Amy LaChance, Financial Institutions Division	36a-1-19 through 36a-1-62	Administrative Procedures - Rules of Practice in Contested Cases	2004	<ul style="list-style-type: none"> <li>No Action</li> </ul>	(1)	
DOB	Amy LaChance, Financial Institutions Division	36a-1-63 through 36a-1-69	Administrative Procedures - Petitions and Applications	2004	<ul style="list-style-type: none"> <li>No Action</li> </ul>	(1)	
DOB	Don Kitt, Consumer Credit Division	36a-1-70	Personal Data	1987; transferred 1995; amended 1996	<ul style="list-style-type: none"> <li>Amend</li> </ul>	(3)	Regulation may be outdated
DOB	Amy LaChance, Financial Institutions Division	36a-1-71 through 36a-1-82	Administrative Procedures - Regulation-Making	2004	<ul style="list-style-type: none"> <li>No Action</li> </ul>	(1)	

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DOB	Amy LaChance, Financial Institutions Division	36a-1-83 through 36a-1-92	Administrative Procedures - Declaratory Rulings	2004	• No Action	(1)	
DOB	Amy LaChance, Financial Institutions Division	36a-34-1 through 36a-1-3	CRA Compliance, Consumer Protection Law Compliance and Community Reinvestment Plan Requirements for Certain Transaction Applications	1999	• Amend	(4)	Regulations should be updated to incorporate the concept of “eligible entity” and reviewed to evaluate whether 36a-34-2, 36a-34-3 and/or 36a-145-1 (see below) can be combined
DOB	Amy LaChance, Financial Institutions Division	36a-40-1 through 36a-40-4	Retention of Records by Connecticut Banks and Connecticut Credit Unions	1993-4; transferred 1995; amended 1996	• Amend	(3) and (4)	Regulations should be updated to match federal requirements, as appropriate, change terminology, and account for new technology/electronic means of record-keeping
DOB	Amy LaChance, Financial Institutions Division	36a-136-1 through 36a-136-48	Conversion of Mutual Connecticut Banks to Capital Stock Connecticut Banks	2007	• No Action	(1)	
DOB	Amy LaChance, Financial Institutions Division	36a-145-1	CRA Compliance, Consumer Protection Law Compliance and Community Reinvestment Plan Requirements for Certain Transaction Applications	1999	• Amend	(3)	Reference to 36a-145(i) should be changed to 36a-145(j) for accuracy and section reviewed to evaluate whether it can be repealed and combined with 36a-34-2 (see above)
DOB	Amy LaChance, Financial Institutions Division	36a-332-1 through 36a-332-8	Maximum Deposit Liability, Collateral and Reports by Qualified Public Depositories	1992; transferred 1995; some sections amended 1996, 2006	• Repeal	(2)	Public deposit statutes were updated in 2012 and most of the information in these regs is duplicative, contradictory or irrelevant. DOB has proposed amendments to the public deposit statutes to incorporate necessary information into these statutes, in a draft previously sent to Chris Drake
DOB	Amy LaChance, Financial	36a-333-1 through 36a-333-	Protection of Public Deposits	1992; transferred	• Repeal	(2)	See above re public deposit statutes

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	Institutions Division	2		1995; 36a-333-1 amended in 1996, 2006			
DOB	Amy LaChance, Financial Institutions Division	36a-412-1 through 36a-412-3	Supervision and Examination of Out-of-State Banks	1988, 1991; transferred 1995; amended 1996	• Repeal	(2)	Regulations duplicate what is already in C.G.S. 36a-412(a)(5), but we will need to amend 36a-412(a)(5) to delete the reference to regulations if they are repealed (as proposed in a draft previously sent to Chris Drake)
DOB	Amy LaChance, Financial Institutions Division	36a-428-1 through 36a-428n-1	Foreign Banks	1997; some sections amended in 2000, 2002	• No Action	(1)	
DOB	Amy LaChance, Financial Institutions Division	36a-446-1 through 36a-446-5	Share Accounts with an Agreed Maturity in Connecticut Credit Unions	1976, 1986, 1990; transferred 1995; amended 1996	• Repeal	(2)	Corresponding statutes were repealed in 2002
DOB	Amy LaChance, Financial Institutions Division	36a-456-1 through 36a-456-6	Payment of Interest Refunds by Connecticut Credit Unions	1979; transferred 1995; amended 1996	• Transfer	(3)	C.G.S. 36a-456 was repealed and authority re interest refunds was added to 36a-448a(a)(4) – these regs should be transferred to 36a-448-4 through 36a-448-6
DOB	Amy LaChance, Financial Institutions Division	36a-458-1	Risk Assets of Connecticut Credit Unions	1992; transferred 1995; amended 1996	• Repeal	(2)	Regulation was defining a term used in C.G.S. 36a-458 that has since been repealed
DOB	Stacey Serrano, Consumer Credit	36a-570-1 through 36a-570-17	Small Loan Licensees	1992, with exception of 36a-570-12	• Amend	(3)	This regulation is outdated.

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	Division			(1967), 36a-570-14 and 36a-570-17 (1994); all transferred 1995; amended 1995 (36a-570-8), 1996 (36a-570-9), 2000 (36a-570-17)			
DOB	Don Kitt, Consumer Credit Division	36a-585-1	Maximum check cashing fees	1990, transferred 1995	• No Action	(1)	
DOB	Don Kitt, Consumer Credit Division	36a-588-1 , 36a-588-3, 36a-588-4	Licensing of Check Cashing Services	1992, transferred 1995	• No Action	(1)	
DOB	Don Kitt, Consumer Credit Division	36a-647-2 through 36a-647-7	Collection Practices of Creditors	1979, transferred 1995; amended 1996 (36a-647-2, 36a-647-4, 36a-647-7), 2000 (36a-647-2), 2006	• No Action	(1)	
DOB	Amy LaChance, Financial Institutions	36a-744-1 through 36a-744-8	Home Mortgage Disclosure Act	1990; transferred 1995;	• Amend	(4)	Sections could be improved by reducing the overlap between these sections and the statutes (Title 36a, Chapter 669, Part IX)

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	Division			amended 1996			
DOB	Don Kitt, Consumer Credit Division	36a-809-6 through 36a-809-17	Consumer Collection Agencies	2008	• No Action	(1)	
DOB	Don Kitt, Consumer Credit Division	49-2b-1 through 49-2b-4	Payment of Interest on Funds in Escrow by Mortgagees	2007	• No Action	(1)	
DOB	Don Kitt, Consumer Credit Division	49-31j-1 -2, 49-31j-5	Protection from Mortgage Foreclosure	1984; amended 2009	• No Action	(1)	
DOB	Amy LaChance, Financial Institutions Division	52-367a-1 and 52-367b-1	Execution Against Debts Due from Banking Institutions	1984	• Amend	(3)	Both sections should be amended to refer to “financial” institutions (instead of “banking” institutions) to match the corresponding statutes, and update filing requirements with the Secretary of the State’s office, if necessary
DOB	Cynthia Antanaitis, Securities and Business Investments Division	36b-31-1 through 36b-31-33, inclusive	Regulations under the Connecticut Uniform Securities Act are now undergoing a comprehensive review for updating purposes. Preliminary draft amendments circulated internally and to members of the Commissioner’s Securities Advisory Council (which consists of members of the bar, academia and the securities industry) for feedback and discussion before the formal UAPA amendment process begins. Fall, 2013: Web announcement issued inviting	Last amended 1998	• Amend (implementation in progress, predates Executive Order 37)	(3) (no significant financial impact or additional cost to the State anticipated)	Since 1996, federal law changes have preempted several areas in which the states previously asserted securities jurisdiction. Connecticut’s regulations would be updated to reflect these preemptive changes. The regulations would also be modernized in the process.

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			other members of the Connecticut bar to join in project to make recommendations for securities regulation amendments, drawing on specialized expertise in the area.				

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