

IC 28-6.1-13

Chapter 13. Statement of Condition

IC 28-6.1-13-1

Number of statements required

Sec. 1. The department may require every savings bank to prepare and submit to the department as many statements of condition as necessary in any year. The department may not require a savings bank to publish more than two (2) statements of condition under this chapter in any year.

As added by P.L.42-1993, SEC.72.

IC 28-6.1-13-2

Designation of forms, notice, and dates

Sec. 2. The statements of condition shall be verified and shall be prepared and submitted according to the forms and under the notice and on the dates as the department designates.

As added by P.L.42-1993, SEC.72.

IC 28-6.1-13-3

Contents of statements

Sec. 3. (a) The following items shall be shown in the statement of condition in detail and under appropriate headings, as of a day specified by the department in the department's notice:

- (1) The resources and liabilities of the savings bank, and except as provided in subdivision (2), excluding from the resources and liabilities all property held in trust.
- (2) The uninvested funds held in any fiduciary capacity. These uninvested funds shall be called "first lien trust funds".
- (3) Other information required by rules of the department.

(b) The items enumerated in subsection (a)(2) shall be segregated from the statement of resources and liabilities of the savings bank under an appropriate title that will clearly designate the character and amount of the items.

As added by P.L.42-1993, SEC.72.

IC 28-6.1-13-4

Publication of statements

Sec. 4. (a) A savings bank shall, when required by the department, publish the savings bank's statement of condition in the form in which the statement of condition is required by the department as prescribed in this chapter.

(b) The statement of condition shall be published in a newspaper printed and published in the city or town in which the savings bank has its principal office, if a newspaper is printed in that city or town. If a newspaper is not printed in that city or town, the savings bank shall publish the statement of condition in a newspaper printed and published in the city or town nearest to the city or town of the savings bank's principal office.

(c) A statement of condition shall be published at the expense of

the savings bank making the statement, and proof of publication shall be furnished the department in the form the department requires.

As added by P.L.42-1993, SEC.72.

IC 28-6.1-13-5

Provision of examination copies and information to federal entities

Sec. 5. (a) This section applies only to a statement of condition of a savings bank that is or may become a member of the federal reserve bank system, or whose deposits are or may become insured by the Federal Deposit Insurance Corporation.

(b) The department may provide copies of an examination of a savings bank to any of the following:

- (1) The federal reserve board.
- (2) The federal reserve bank of which the savings bank is or may become a member.
- (3) The Federal Deposit Insurance Corporation.
- (4) An agency of the federal government similar to those described in subdivisions (1) through (3).
- (5) Duly appointed examiners of an entity described in subdivisions (1) through (4).

(c) The department may disclose to examiners of an entity described in subsection (b)(1) through (b)(4) any information in reference to the condition of the affairs of a savings bank.

As added by P.L.42-1993, SEC.72.

IC 28-6.1-13-6

Civil penalties

Sec. 6. (a) A savings bank that does any of the following is subject to a civil penalty of one hundred dollars (\$100) for each day that elapses after the date fixed by the department for compliance with the terms of the department's notice concerning statements of condition:

- (1) Fails to prepare and submit a statement of condition required by the department.
- (2) Violates an order of the department with respect to a statement of condition.

(b) The penalty prescribed by this section may be recovered under IC 28-11-4.

(c) A penalty recovered under this section shall be paid into the state general fund.

As added by P.L.42-1993, SEC.72.