

PUBLIC CHAPTER NO. 5

SENATE BILL NO. 1211

By Southerland

Substituted for: House Bill No. 1573

By Curtiss, Shepard, West, Rinks, Eldridge, Pinion, Gresham, DuBois, Brown

AN ACT to amend Tennessee Code Annotated, Title 45, Chapter 2, relative to banks and bank branches.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 45-2-1402, is amended by adding the following as appropriately numbered subdivisions:

() "Affiliate" means any company that controls, is controlled by, or is under common control with another company;

() "Branch" means a branch as defined in § 45-1-103(4);

() "Commercial activities" means any activities in which a bank holding company, financial holding company, a national bank, or a national bank subsidiary, may not engage under federal law;

SECTION 2. Tennessee Code Annotated, Section 45-2-1402, is further amended by deleting subdivision (3) and by substituting instead the following:

(3) "Bank" has the meaning stated in § 3(1)(1) of the Federal Deposit Insurance Act (12 U.S.C. § 1813(a)(1));

SECTION 3. Tennessee Code Annotated, Section 45-2-1412, is amended by adding the following as a new subsection (c) thereto:

No bank or out-of-state bank may establish or maintain a branch in this state on the premises or property of an affiliate if the affiliate engages in commercial activities.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: March 19, 2007



RON RAMSEY
SPEAKER OF THE SENATE



JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 28th day of March 2007



PHIL BREDESEN, GOVERNOR